

TOWN OF OAKFIELD

BOARD MEETING

NOVEMBER 12, 2013

Deputy Supervisor Veazey called the meeting to order at 7:00 pm followed by the Pledge to the Flag.

PRESENT: Deputy Supervisor Veazey, Councilpersons Glor, Kabel and Martin, Superintendent of Highways Dennis, Code & Zoning Officer Mikolajczyk, Assessor Flansburg, Town Clerk Haacke and Mike Cianfrini

Deputy Supervisor Veazey entertained a **motion** to appoint Carol Glor as Supervisor for the remainder of the year; so moved by Councilman Kabel, seconded by Councilman Martin and carried by unanimous vote.

Supervisor Glor entertained a **motion** to appoint Michael Cianfrini to the unexpired Councilperson position; so moved by Councilman Veazey, seconded by Councilman Kabel and carried by unanimous vote.

MINUTES—a **motion** was made by Councilman Veazey, seconded by Councilman Kabel and carried by unanimous vote to approve the minutes as written.

CODE & ZONING OFFICER

Mr. Mikolajczyk stated his report is available for review.

The following were issued:

Zoning & Building permit on South Pearl

Final inspection on pellet stove

Footer inspection on South Pearl

Inspected rough framing on South Pearl

Final inspection on wood stove and issued certificate of compliance

Inspected foundation on South Pearl

Zoning & Building for a fence on Albion Road

Zoning & Building for a front porch on South Pearl

Final inspection on a pole barn on Lockport Road and issued a certificate of compliance

Inspected footers

Final inspection on a fence that once complete a shed must be moved

Final inspection on a deck and issued certificate of compliance

Final inspection on front porch and issued a certificate of compliance

Inspected rough frame on South Pearl

Issued a Building/Zoning permit on South Pearl

Issued a Building/Zoning permit on Lockport Road

Final electrical inspection and certificate of compliance

Site & footer inspection

ASSESSOR

Mr. Flansburg has a meeting with the state on Friday regarding the equalization rates.

SUPERINTENDENT OF HIGHWAYS

- 1) Road Work Update
 - a) Scheduling tree cutting on road sides
 - b) Scheduling snow fence installation
 - c) USG finishing work at Hutton Road and route 63, report forth coming.

- 2) Building & Grounds
 - a) Waiting for answer on building grant application.
 - b) Maybe we should look at a USDA grant/loan based on what was told to us by rural development?

- 3) Cemeteries
 - a) Mowing one last time.
 - b) Active with burials revenues are ahead of last year at this time.
 - c) Head stone foundations are done Thursday October 10th, 2013.

- 4) Parks
 - a) New floor in small pavilion, pad for little league ball field mix, are done Thursday October 10th, 2013.

- 5) Equipment Update
 - a) New truck working great.
 - b) Two older trucks are all up to specs. And inspections are complete.

- 6) Publics Works Update
 - a) Update on Batavia North Project moving forward and possible public meeting in December.
 - b) Water District 3 out for bid will open on November 20, 2013 at 2:00 pm.

 - c) Water District 4 update need additional water tests done by health dept. than submit to USDA, is at controller's office now, should go to bid in December.
 - d) Had a emergency hook up in WD 2 at 3125 Maltby Road. Board must approve.

7) Library

- a) Had heating system worked on by Dennis Rettke.

8) Miscellaneous

- a) Working with town team on the light parade in Medina November 30th, 2013.
- b) Like to thank the town for another successful Halloween.

TOWN CLERK

Bills—The following bills were submitted for approval:

General Fund	348-393	\$16,875.83
Highway DA	141-151	\$11,783.93
Highway DB	60-63	\$ 3,379.05
Part Town B	24-25	\$ 892.10
Special Districts	24-28	\$13,999.60
	TOTAL	\$46,930.51

A **motion** was made by Councilman Veazey, seconded by Councilman Martin and carried by unanimous vote to approve the bills as submitted.

Water District 4—this application is still at the Comptroller’s office; the Town is waiting on a letter from Municipal Solutions regarding the funding. Town Clerk Haacke spoke with Attorney Kevin Earl, Maggie Smith of Municipal Solutions and Jeremy DeLyser of Clark Patterson...the Map, Plan and Report has been resent to Maggie Smith and the letter should be coming within the week.

Emergency Hookup of Water—a well went bad on a Sunday at 3125 Maltby Road; the occupants had no water at all. They are situated in Water District 2 and just had to tap in; a **motion** was made by Councilman Veazey, seconded by Councilman Cianfrini and carried by unanimous vote to approve the emergency hookup.

TIME WARNER RESOLUTION

STATE OF NEW YORK
Town of Oakfield
County of Genesee

In the Matter of the Renewal of the Cable Television Franchise Held by **Time Warner Cable Northeast LLC** in the Town of Oakfield, Genesee County,

RESOLUTION

An application has been duly made to the Board of the Town of Oakfield, County of Genesee, New York, by **TIME WARNER CABLE NORTHEAST LLC (“TIME Warner”)**, a partnership organized under the laws of the State of New York doing business at 71 Mt. Hope Avenue, Rochester, NY and holder of a cable television franchise in the Town of Oakfield for the approval of an agreement to renew Time Warner’s cable television franchise for an additional fifteen (15) years. The Franchise Renewal Agreement would Act of 1984, as amended, and certain court rulings.

A public hearing was held in the Town of Oakfield on July 9, 2013 at 6:00 PM and notice of the hearing was published in The Daily News on July 2, 2013.

NOW, THEREFORE, the Board of the Town of Oakfield finds that:

1. Time Warner has substantially complied with the material terms and conditions its franchise and with applicable law; and
2. The quality of the Time Warner service, including signal quality, response to customer complaints and billing practices has been in light of community needs; and
3. Time Warner has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
4. Time Warner can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

BE IT FUTHER RESOLVED that the Board of the Town of Oakfield hereby renews the cable television franchise of Time Warner in the Town of Oakfield for fifteen (15) years commencing on the date of approval by the Public Service Commission.

BE IT FURTHER RESOLVED that the Board of the Town of Oakfield hereby confirms that this Franchise Renewal Agreement replaces the original franchise last amended November 9, 1993.

The foregoing having received a yea vote was thereby declared adopted.

Dated: July 9, 2013

Town of Oakfield Clerk

A **motion** was made by Councilman Cianfrini, seconded by Councilman Kabel and carried by unanimous vote to approve the Time Warner Resolution.

SNOW REMOVAL AGREEMENT WITH THE FIRE DEPARTMENT

SNOW REMOVAL CONTRACT

This contract made between the TOWN OF OAKFIELD and the OAKFIELD FIRE DEPARTMENT, INC. provides as follows:

WHEREAS, the Oakfield Fire Department, Inc. provides fire protection to the Town of Oakfield,

WHEREAS, the Oakfield Fire Department, Inc. has requested that Town equipment be used to remove snow from the driveways and parking areas surrounding the fire hall located on Albert Street in the Village of Oakfield, New York to facilitate passage and parking by fire equipment, members of the fire department, and patrons of fund raising activities conducted by the fire department,

WHEREAS, the Town Board, pursuant to Highway Law S142-B, is agreeable that the town highway equipment be used for such snow removal,

NOW THEREFORE, it is agreed:

1. This contract shall run for one year commencing November 1st, 2013 thru October 31, 2014.
2. The Town of Oakfield will provide labor, equipment and materials necessary for the removal of snow on the said fire hall property to provide reasonable passage and parking for vehicles on said property.

3. The Superintendent of Highways of the Town of Oakfield will not be required to remove the snow from said fire hall property unless and until in his judgment the snow has been adequately removed from all highways, streets and roads under his jurisdiction. Subject to the foregoing the Town agrees to use due diligence to remove the snow from the fire hall property as soon as practicable whenever such removal is reasonable required in the opinion of the Town Highway Superintendent.

4. Nothing in this contract is to make the Town of Oakfield or its Superintendent of Highways liable for any damage or liability resulting from the failure or delay by the Town of Oakfield or the Superintendent of Highways in removal of snow under this contract.

5. The Oakfield Fire Department, Inc. agrees to erect markers in locations of sidewalks and other objects protruding into driveways and parking lots as determined by the Superintendent of Highways to be reasonably necessary. The Oakfield Fire Department, Inc. agrees to pay to the Town of Oakfield on or before January 1, 2014 the sum of \$1.00.

IN WITNESS WHEREOF, this contract has been executed by the Supervisor of the Town of Oakfield pursuant to a resolution duly adopted by the Town Board and has been executed by the President of the Oakfield Fire Department, Inc. pursuant to a resolution duly adopted by the Board of Directors of said corporation.

DATED: November 12, 2013

TOWN OF OAKFIELD

Carol L. Glor, Supervisor

OAKFIELD FIRE DEPARTMENT, INC.

John Igoe, President

STATE OF NEW YORK)

COUNTY OF GENESEE) ss.:

On this _____ day of _____, 20__ before me, the subscriber, personally appeared Carol L. Glor; said person to me personally known, who, being by me duly sworn, did state that said person resides at 7156 Orchard Park, Oakfield, NY 14125 and is the Supervisor of the Town of Oakfield, the municipal corporation described in and which executed the foregoing instrument; and that the signature of said person was signed thereto by authority of the Town Board of said municipal corporation.

Notary Public

STATE OF NEW YORK)

COUNTY OF GENESEE) ss.:

On the _____ day of _____, 20__ before me personally came John Igoe to me known, who, being by me duly sworn, did depose and say that he is the President of the Oakfield Fire Department, Inc. located on Albert Street, Oakfield, NY 14125 the corporation described in and which executed the above instrument; and that he signed his name thereto by authority of the Board of Directors of said corporation.

Notary Public

Superintendent of Highways Dennis paid the \$1.00 contract fee. A **motion** was made by Councilman Veazey, seconded by Councilman Kabel and carried by unanimous vote to approve the Snow Removal Agreement with the Fire Department.

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SUPERVISOR

The Supervisor's report is pending through Baldwin Business.

LIBRARY LIAISON

The Library had an excellent turn out for the 50th Birthday Celebration on October 23rd.

GAM

The discussion at the last meeting was Smart Growth. Ron Konezney and Jim Needer also spoke on a Veteran's Monument at the Jerome Center; they are selling memory bricks. The Village of Oakfield will host the GAM meeting November 21st at the Caryville.

FEEDBACK ON TRANSFER STATION CLOSING

The Superintendent of Highways and Town Clerk reported that there have only been two residents that have come to the office; once they got the proper information they understood why it was closing. Councilman Cianfrini, Councilman Kabel and Councilman Martin all stated that a couple people have approached them on the subject, and again once it was explained the residents understood why the decision was made.

Supervisor Glor thanked Councilman Cianfrini all his hard work as Supervisor.

With no further business to come before the Board a **motion** was made by Councilman Veazey, seconded by Councilman Kabel and carried by unanimous vote to adjourn the meeting at 8:07 pm.

Respectfully submitted,

Melissa M. Haacke,
Town Clerk

