

**TOWN OF OAKFIELD**

**BOARD MEETING**

**OCTOBER 9, 2012**

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

PRESENT: Highway Superintendent Dennis, Assessor Flansburg, Town Clerk Haacke, Councilpersons Veazey, Glor, Kabel and Martin, Supervisor Cianfrini, Zoning & Code Officer Mark Mikolajczyk and Don Yunker

**MINUTES**

The minutes of the September 11, 2012 meeting were submitted for approval; a **motion** was made by Councilman Veazey, seconded by Councilman Kabel and carried by unanimous vote to approve the minutes as written.

The minutes of Public Information Meetings for Water Districts 7, 9 & 10 were also submitted for approval; a **motion** was made by Councilman Veazey, seconded by Councilperson Glor and carried by unanimous vote to approve the minutes of the Public Information Meetings as written.

Mr. Don Yunker came before the Board to discuss the letter the Town received from Dennis Rettke regarding the heating at the Library. The letter stated that in Mr. Rettke's opinion the heating system is working fine and making the corrections that Mr. Yunker has requested would not guarantee a change.

Supervisor Cianfrini stated that since Mr. Rettke is the professional on this matter and it would be speculative that the problem would be fixed, the heating system will be left as is.

After some discussion, Councilman Kabel suggested he get another Heating and Cooling professional to take a look at the system for a second opinion. Supervisor Cianfrini stated that a second opinion would be fine, but with minimal or no cost.

**ZONING & CODE OFFICER**

Mr. Mikolajczyk stated that the following were done:

- Rough wiring inspection
- Building permits for a deck
- Inspection of Insulation
- Rough construction on a three season room
- Footer holes for a deck-two
- Footer holes for enclosed deck
- Inspection of a pool for Certificate of Compliance
- Zoning & Building permit for a tent garage
- Zoning permit for a garage

Mr. Mikolajczyk's report is available for review.

### **ASSESSOR**

There is currently a realtor sign up for a piece of land on the corner of East Shelby and Crane Roads; the parcel is not large enough for a dwelling and is surrounded by DEC land.

A copy of a letter from Harris Beach Attorney; the school's attorney sent a letter regarding the tax exempt status. The new agreement included having the Assessor sign the agreement as well; By law, the Assessor cannot be a part of the agreement.

Regarding the access road; since the Village only bought one acre of land, the Village property for the water tower does not touch the school property. The Town is still willing to help the school build the access road but they have to decide where they want it.

Hydrofracking letter from Kevin Earl regarding a letter received from the US Gypsum Company; the concern is towns putting a moratorium on hydrofracking. At this time the Town Board has no intention of a moratorium.

Mr. Flansburg is also working on updates and field review.

### **SUPERINTENDENT OF HIGHWAYS**

Road Work Update—still working on East Shelby Road with DEC  
USG caught six (6) beaver and the issue seems to be resolved  
Cleaning road side ditches  
Planning out winter work and snow fence

Building & Grounds—all in good shape

Cemeteries—still mowing and trimming  
Head stone foundations complete

Parks—Able to finish electric  
Working with Little League on their needs

Equipment Update—new truck is ordered  
All equipment is running well

Public Works update—working on all water districts  
School drive-way update from Maltby Road

Library—all is ok

Town Standards—received a book of standards from Clark Patterson. Superintendent Dennis will work with Councilmen Martin and Kabel on the Town Land Development Standards

**TOWN CLERK**

The following bills were presented for payment:

General	295-328	\$19,728.78
Part Town B	23-25	789.54
Highway DB	31-33	11,341.04
Highway DA	100-115	47,046.14
Special Districts	14	36.57
	TOTAL	\$78,942.07

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

The water testing has been completed for the wells in Water District 6; two wells failed giving this district a 6% fail rate. The letter of support was included in the packet from Genesee County Health Department.

Water Districts 7, 9 & 10 have had a good response for well testing; Assessor Flansburg will bring the forms to the Health Department this week.

Water Districts 4 & 5 have not had a good response to the well testing and may not be tested. The Board wishes one of the residents of that proposed district go around with well surveys again emphasizing the importance to the grant process.

One proposal for the Audit required by Rural Development for Water District 2 has come back; the audit will cost \$10,000.00 through The Bonadio Group. The Board would like the Town Clerk to check with Rural Development to see if the audit expense can be submitted for reimbursement through the grant funds that remain.

**SUPERVISOR**

The Supervisor's report is available

**LIBRARY LIAISON**

The Library is accepting of the increase to their budget by the Town Board  
Two Library Board members term are up this year

**GAM**

Councilperson Glor stated that there were two speakers discussing County Self Insurance

**OLD BUSINESS**

The Board will set the Public Hearing for the Fire Budget and Town Budget on Tuesday, October 30, 2012 beginning at 6:00 pm.

### **CHANGE ORDERS**

The change order for Water District 2 have been submitted; the change will pay Blue Heron a final payment of \$8000.00 to close out the contractor's items, but with hold the sum of \$2000.00 to complete remediation of the district. A **motion** was made by Councilman Kabel, seconded by Councilman Martin and carried by unanimous vote to sign the change order as submitted.

### **SNOW REMOVAL CONTRACT**

## **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 1, 2012 thru October 13, 2013.
2. The Town of Oakfield will provide labor, equipment and material 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 reasonably necessary. The Oakfield Fire Department, Inc. agrees to pay the Town of Oakfield on or before January 1, 2013 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: October 9, 2012

TOWN OF OAKFIELD

\_\_\_\_\_  
Michael T. Cianfrini, Supervisor

OAKFIELD FIRE DEPARTMENT, INC.

\_\_\_\_\_  
Michael Ognibene, President

STATE OF NEW YORK)

COUNTY OF GENESEE) ss:

On this \_\_\_\_\_ day of \_\_\_\_\_, 2012 before me, the subscriber, personally appeared MICHAEL T. CIANFRINI; said person to me personally known, who, being duly sworn, did state that said person resides at 68 North Main Street, Oakfield, New York 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 the municipal corporation.

\_\_\_\_\_  
Notary Public

STATE OF NEW YORK)

COUNTY OF GENESEE) ss:

On this \_\_\_\_\_ day of \_\_\_\_\_, 2012 before me personally came MICHAEL OGNIBENE, to me known, who, being 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.

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Notary Public

A **motion** was made by Councilman Veazey, seconded by Councilperson Glor and carried by unanimous vote to approve the Snow Removal Agreement as submitted.

**SEQR**

The following SEQR's were present for approval:

**TOWN OF OAKFIELD**

**WATER DISTRICT NO. 4**

**SEQR RESOLUTION – INTENT TO DECLARE LEAD AGENCY STATUS**

At the meeting of the Oakfield Town Board held on October 9, 2012, Councilman Veazey moved adoption of the following resolution; Councilman Kabel seconded the motion and was passed.

“RESOLVED, that in accordance with the New York State Environmental Quality Review (SEQR) regulations, the Town Board of the Town of Oakfield hereby announces its intent to serve as Lead Agency to conduct an environmental review of a project to construct public water supply improvements to serve the Town of Oakfield Water District No. 4. Approximately 18,600 linear feet of waterline will be installed along portions of Fisher Road and Lockport Road in the Town of Oakfield. The project will provide public water to properties that are currently dependent upon individual groundwater supplies that historically have produced very low yields of poor quality water.

FURTHER RESOLVED, the Town Board has determined that, as portions of the project are located within a Genesee County Agricultural District, the proposed action is a Type I action as defined under SEQR; and, be it

FURTHER RESOLVED, that The Town Board hereby accepts Part 1 of the Environmental Assessment of this project, prepared by Stuart I. Brown Associates, Inc., and be it







