

**TOWN OF OAKFIELD**

**BOARD MEETING**

**DECEMBER 9, 2014**

**ROLL**

**CALL:** Supervisor Glor  
Councilman Cianfrini  
Councilman Kabel  
Councilman Martin

**OTHERS**

**PRESENT:** Town Clerk Haacke  
Superintendent of Highways Dennis  
Assessor Flansburg  
Code/Zoning Officer Mikolajczyk

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

**Town Board Minutes of November, Public Hearings on Fire & Town Budget, Special Meeting:** MOTION  
Councilman Kabel, second Councilman Cianfrini to approve the minutes as written.

**Ayes:** Glor, Cianfrini, Kabel, Martin

**Carried by unanimous vote (4-0)**

**CODE/ZONING OFFICER**

Officer Mikolajczyk had his report available for review

**ASSESSOR**

GAR payment is in this month's vouchers  
Exemption Renewal forms will be mailed out at the end of the month

**SUPERINTENDENT OF HIGHWAYS**

Roadwork  
Scheduling fixing roadside ditch on Hutton Road by USG Pond (4 foot pipe wash out) planning on using 2 ft. x 2 ft. x 6 ft. concrete solid blocks  
Bridges on Hutton Road and Maple Road will be replaced next year by County Highway  
Putting up snow fence

**Buildings & Grounds**

Working on our building expansion; review plan drawings and elevation drawings  
Schedule resolution on BANing the building expansion  
Need to keep working with our engineers on building design moving forward. Looking at February 14<sup>th</sup> as a go to bid date

Purchase for building expansion \$5500/acre plus all closing costs with a permanent access to the field behind the Town Building

#### Cemeteries

Been active with burials

#### Parks

Are being used

We are keeping trash cans emptied

We are looking at some up-grades to the park with our Engineers so we can apply for grants as they become available. Talk with Little League and Betterment Committee for financial assistance and Job Corps to possibly do the work

#### Equipment Update

All equipment is in working order at this time

#### Public Works Update

Update on Batavia Townlines Project; Oakfield Water District 6 is moving forward

WD4-pre-construction meeting scheduled for December 22<sup>nd</sup> at 11:00 am

WD7-well testing forms are going to Genesee County Health Department

WD5-materials

We should be looking at laying out sewer districts for future expansion and current needs of the town.

Also creating a sewer district where there is already sewer in the town

Will be making some recommended changes to our Water STDs in the future

#### Library

Quote on replacing all the windows with thermo EZ glass revised \$38,691.50. Suggest we do it in the spring and having the Library apply for 50/50 grant

#### Miscellaneous

Need to set up meeting on possible housing development plan areas for Town of Oakfield; a developer has already been here for info for locations for housing tracts

Landfill closed for the season

Townlines water projects next meeting being scheduled

Would like myself and Mark to get water licenses

We need to look at all our codes and STDs to be prepared for the future that looks very promising

#### **TOWN CLERK**

**Abstract 12A-2014:** MOTION Councilman Cianfrini, second Councilman Kabel to authorize the following:

General Fund	357-387	\$36,890.09
Highway DA	123-138	\$50,481.52
Highway DB	55-58	\$ 1,324.91
Part Town B	30-33	\$ 7,105.91

Special Districts	76-83	\$27,827.09
	TOTAL	\$123,629.52

**Ayes:** Glor, Cianfrini, Kabel, Martin  
**MOTION CARRIED unanimous vote (4-0)**

**RESOLUTION NO. 94—FINAL ORDER TO ESTABLISH WATER DISTRICT NO. 6**

Councilman Cianfrini offered the following:

**FINAL ORDER ESTABLISHING  
WATER DISTRICT NO. 6  
DECEMBER 9, 2014**

WHEREAS, the Oakfield Town Board (herein called “Town Board” and “Town”, respectively), in the County of Genesee, New York, has received a petition pursuant to Section 191 of the Town Law, for the establishment of Water District No. 6 (the “District”), which petition was signed by a number of owners within the District, and was greater than the percentage required by law; and

WHEREAS, such petition was accompanied by a map, plan and report, dated March 2014, prepared by the Town’s Engineer, a competent engineer duly licensed by the State of New York, for the establishment of the District; and

WHEREAS, such map, plan and report is on file at the office of the Town Clerk, and available for public inspection at said location; and

WHEREAS, said proposed improvements consist of a project to provide a safe and reliable potable water supply and fire protection in the proposed District; and

WHEREAS, the improvements for the proposed District will be part of a joint project by and among the Towns of Oakfield, Elba and Batavia, such joint project referred to as the “Townline Water Project”; and

WHEREAS, such joint project will generally consist of the construction and installation of approximately 104,700 linear feet of new eight inch and 12 inch diameter water main along the Batavia-Oakfield Townline Road, Hutton Road, Lewiston Road, Fisher Road, Batavia-Elba Townline Road, Pekin Road, Oak Orchard Road, State Street Road, Bank Street Road, Norton Road and Batavia-Stafford Townline Road, including installation along portions of roads located within each of the three Towns, as well as along the boundary of the Town of Oakfield with the other two Towns of Batavia and Elba, as well as other such improvements as more fully identified in such map, plan and report prepared in connection with such joint project; together with all related right-of-way costs, site work and other ancillary work, including hydrants, valves, apparatus, and other improvements and costs incidental thereto and in connection with the financing thereof (collectively referred to herein as the “Joint Project”); and

WHEREAS, the total estimated maximum amount proposed to be expended for the construction of the Joint Project is \$6,115,230; and

WHEREAS, the portion of such total cost that is attributable to the District is in an estimated maximum amount not to exceed \$1,268,248; and

WHEREAS, pursuant to the Order duly adopted on May 13, 2014, the Town Board determined to proceed with the proposed establishment of the District and adopted an Order reciting a description of the boundaries of the District, the construction of the Joint Project, the maximum amount proposed to be expended by the District for its portion of the construction of the Joint Project, the proposed method of financing to be employed, the fact that a map, plan and report describing the same is on file in the Town Clerk's office and is available for public inspection and specifying May 28, 2014, at 6:30 o'clock p.m. (Prevailing Time) as the time when the Town Board would meet to consider the proposed establishment of the District and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by law; and

WHEREAS, following publication and posting of certified copies of said Order pursuant to Article 12 of the Town Law and after a public hearing duly held by the Town Board at the time and place herein referred to, the Town Board, by resolution duly adopted May 28, 2014, determined that the petition to request the District was signed and acknowledged or proved or authenticated, as required by law, and was otherwise sufficient, the notice of public hearing was published and posted as required by law and was otherwise sufficient, that all the property and property owners included within the proposed District were benefited thereby, that all the property and property owners benefited were included within the limits of the proposed District, that it was in the public interest to establish the District and approved the establishment of the District and the construction of the Joint Project (as hereinabove described), that such estimated maximum amount for which the District is responsible for is \$1,268,248; and

WHEREAS, the plan of financing is for the issuance of serial bonds (or notes issued in anticipation of such bonds) in an aggregate amount not to exceed \$1,268,248, said amount to be offset by the receipt of any federal, state, county and/or local funds, and unless paid from other sources or charges, the costs for the establishment of the District will be by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine to be especially benefited by said District, so much upon and from each as shall be in just proportion to the amount of benefit which the District shall confer upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable; and

WHEREAS, permission of the State Comptroller was required with respect to the establishment of the District and the Town submitted an application to the Office of the State Comptroller, Department of Audit and Control; and

WHEREAS, the Office of the State Comptroller, Department of Audit and Control reviewed said application and on September 18, 2014, the State Comptroller issued an order that such application of the Town Board of the Town of Oakfield for permission to establish the District was approved and permitted the establishment of said District in accordance with the description referred to in a resolution of May 28, 2014, at an estimated maximum cost of \$1,268,248;

NOW, THEREFORE, be it

ORDERED, that the establishment of the District is hereby approved and will be known as Water District No. 6, situate wholly outside of any incorporated village or city, and is bounded and described on EXHIBIT A; and be it further:

ORDERED, that the District hereinabove referred to shall be constructed and assessed as set forth in such earlier adopted resolutions and will be consistent with a certain intermunicipal agreement made on August 21, 2014 (including any subsequent amendments to such agreement) with the Towns of Elba, Oakfield and Batavia (as may be so amended, the "Agreement"), the terms of the Agreement are hereby incorporated herein by this reference; and be it further

ORDERED, that within ten days after adoption of this Order, the Town Clerk shall record with the Clerk of the County of Genesee and file with the Department of Audit and Control in Albany, New York copies of this Order, certified by the Town Clerk

Dated: December 9, 2014

TOWN BOARD OF THE  
TOWN OF OAKFIELD

**Second:** Councilman Kabel

**Ayes:** Glor, Cianfrini, Kabel, Martin

**Absent:** Deputy Supervisor Veazey

**APPROVED UNANIMOUS VOTE (4-0)**

**RESOLUTOIN NO. 95—BOND RESOLUTION WATER DISTRICT NO. 6**

Councilman Martin offered the following:

**A BOND RESOLUTION, DATED DECEMBER 9, 2014, OF  
THE TOWN BOARD OF THE TOWN OF OAKFIELD,  
GENESEEE COUNTY, NEW YORK (THE "TOWN"), (A)  
CONFIRMING THE TOWN'S PRIOR AUTHORIZATION**

**OF A CAPITAL IMPROVEMENTS PROJECT FOR THE TOWN OF OAKFIELD WATER DISTRICT NO. 6, AT AN ESTIMATED MAXIMUM COST OF \$1,268,248 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,268,248, OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED BY THE TOWN, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, (B) DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE TOWN SUPERVISOR, AND (C) RATIFYING ANY ACTIONS HERETOFORE TAKEN IN CONTEMPLATION OF SUCH PROJECT.**

WHEREAS, the Town Board of the Town of Oakfield, Genesee County, New York (the "Town"), pursuant to Article 12 of the Town Law, created a water district designated and known as "Water District No. 6" (the "District"); and

WHEREAS, the Town Board desires to undertake a water system capital improvements project generally consisting of the construction of the infrastructure for the District; and

WHEREAS, the improvements for the proposed District will be part of a joint project by and among the Towns of Elba, Oakfield and Batavia, referred to as the "Townline Water Project"; and

WHEREAS, such joint project will generally consist of the construction and installation of approximately 104,700 linear feet of new eight inch and 12 inch diameter water main along the Batavia-Oakfield Townline Road, Hutton Road, Lewiston Road, Fisher Road, Batavia-Elba Townline Road, Pekin Road, Oak Orchard Road, State Street Road, Bank Street Road, Norton Road and Batavia-Stafford Townline Road, including installation along portions of roads located within each of the three Towns, as well as along the boundary of the Town of Oakfield with the other two Towns of Batavia and Elba, as well as other such improvements as more fully identified in such map, plan and report prepared in connection with such joint project; together with all related right-of-way costs, site work and other ancillary work, including hydrants, valves, apparatus, and other improvements and costs incidental thereto and in connection with the financing thereof (collectively referred to herein as the "Joint Project"); and

WHEREAS, the estimated maximum total cost of the Joint Project is \$6,115,230; however, the portion of the Joint Project that the District will be responsible to pay is estimated to be \$1,268,248; and

WHEREAS, by Resolutions the Town Board took the following actions with respect to such Project: (a) prepared maps, plans and reports and identified the boundaries for the District and such Project, (b) held public hearings with respect to such Project, (c) determined that such Project would not have a significant effect on the environment under Article 8 of the Environmental Conservation Law, (d) determined that the requirements of Article 12 of the Town Law had been satisfied with respect to such Project and further determined to undertake such Project and (e) received permission to establish the District from the New York State Comptroller; and

WHEREAS, the Town of Oakfield, Town of Elba and the Town of Batavia have entered into a certain intermunicipal agreement (dated August 21, 2014) for the construction of the Joint Project that describes the assessment method for the repayment of obligations that are expected to be issued by each Town; and

WHEREAS, the terms of such agreement (including any amendments to such agreement) are thereby incorporated herein by this reference; and

WHEREAS, the Town Board desires to issue obligations of the Town to pay a portion of the Joint Project;

WHEREAS, the Town adopted a bond resolution in contemplation of the Project on October 14, 2014 (the “October Bond Resolution”); and

WHEREAS, to clarify the Project record and confirm the Town’s intentions with respect to the authorization, implementation, and future financing of the Project, the Town wishes to re-adopt and confirm the October Bond Resolution and specifically affirm and ratify all actions taken thereunder;

NOW, THEREFORE, be it

RESOLVED, by the Town Board (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1: The specific purpose (hereinafter referred to as “purpose”) to be financed pursuant to this resolution is a certain capital improvements project consisting of the construction and installation of approximately 104,700 linear feet of new eight inch and 12 inch diameter water main along the Batavia-Oakfield Townline Road, Hutton Road, Lewiston Road, Fisher Road, Batavia-Elba Townline Road, Pekin Road, Oak Orchard Road, State Street Road, Bank Street Road, Norton Road and Batavia-Stafford Townline Road, including installation along portions of roads located within each of the three Towns, as well as along the boundary of the Town of Oakfield with the other two Towns of Batavia and Elba, as well as other such improvements as more fully identified in such map, plan and report prepared in connection with such joint project; together with all related right-of-way costs, site work and other ancillary work, including hydrants, valves, apparatus, and other improvements and costs incidental thereto

and in connection with the financing thereof. The estimated maximum cost of the purpose for which the Town is responsible for is \$1,268,248.

SECTION 2: The Town Board plans to finance the estimated maximum cost of said purpose by the issuance of serial bonds in an aggregate amount not to exceed \$1,268,248 of the Town, said amount to be offset by the receipt of any federal, state, county and/or local funds received, and unless paid from other sources or charges, the costs of said purpose shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law.

SECTION 3: It is hereby determined that said purpose is an object or purpose described in subdivision 1 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 years.

SECTION 4: Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 5: It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6: The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, the costs of said establishment of the District shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on such bonds or notes as the same become due and payable, except as provided by law. Should the assessments upon benefited real property be insufficient to pay the principal of and interest on such bonds, there shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7: Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Town Board pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the



terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Without in any way limiting the scope of the foregoing delegation of powers, the Town Supervisor, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Town.

SECTION 8: The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The Town then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the date of the October Bond Resolution) with the proceeds of the bonds authorized by Section 2 of this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). This resolution confirms the declaration of the Town's "official intent" to reimburse the expenditures authorized by Section 2 hereof with such bond or note proceeds, as required by United States Treasury Regulations Section 1.150-2.

SECTION 9: The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 10: The Town Supervisor is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 11: The Town has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under the State Environmental Quality Review Act is necessary.

SECTION 12: In the absence or unavailability of the Town Supervisor, the Deputy Supervisor is hereby specifically authorized to exercise the powers delegated to the Town Supervisor in this resolution.

SECTION 13: The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(1) (a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication; or

(2) Said obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 14: The Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication.

SECTION 15: Nothing in this bond resolution will affect the validity of the October Bond Resolution, or any actions taken thereunder, and any such actions are hereby ratified.

SECTION 16: This resolution is effective immediately.

**Second:** Councilman Kabel

**Ayes:** Glor, Cianfrini, Kabel, Martin

**Absent:** Deputy Supervisor Veazey

**APPROVED UNANIMOUS VOTE (4-0)**

Received the 2015 Town & County Tax bill proofs today. They should be ready next week.

The Medina Parade was a success

Christmas in Oakfield was a success

The Town received a Thank You from the Albion FFA for the use of our wagon

Continuing to plan the 2017 Celebration of the Town

**SUPERVISOR**

The Supervisor's report is available

**NEW BUSINESS**

Building upgrades—Maria from Clark Patterson Lee met with Alan Dennis and Mark Mikolajczyk

The insulation in the new part of the building will be R5 on the outside and R19 on the inside

The locker room will be larger; they took away from the utility room as it didn't need to be so large

They will review the needs of the generator to determine if a newer, larger unit is needed or to add to the existing

The electrical service will be underground

The roof is to be raised on the new truck bay

Continue to work on outside colors

The Year End meeting will be held Tuesday, December 30, 2014 at 5:30 pm

The Organizational meeting will be held Tuesday, January 6, 2015 at 5:30 pm

There are two members of the Grievance Board who have resigned; Ken Mullen and Perry Denton. The Town will need to appoint two people to fill the vacancies by April.

**ADJOURNMENT:** MOTION Councilman Cianfrini, second Councilman Kabel to adjourn the meeting at 8:01 pm.

Respectfully submitted,

Melissa M. Haacke  
Town Clerk



