

TOWN OF OAKFIELD
REGULAR BOARD MEETING

September 13, 2016

ROLL

CALL: Supervisor Glor
Deputy Supervisor Veazey
Councilman Kabel
Councilman Martin
Councilman Wolcott

OTHERS

PRESENT: Town Clerk Haacke
Assessor Flansburg
Code/Zoning Officer Mikolajczyk
Laurie Nanni, Historical Society
Roxanne Munger, Youth Recreation Committee
Kate Manges, Youth Recreation Committee
Dan Manges, Youth Recreation Committee
Joel D'Alba, Youth Recreation Committee
Paul Osborn, Youth Recreation Committee
Karl Dilcher, Oakfield Betterment Committee
Don Yunker, Resident
Richard Yunker, Resident
Tom Ostrander, Resident

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

Minutes of the August 9, 2016 meeting: **MOTION** Deputy Supervisor Veazey, second Councilman Martin to approve the minutes as written.

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

MOTION CARRIED UNANIMOUS VOTE (5-0)

LAURIE NANNI—OAKFIELD HISTORICAL SOCIETY

Indian Woods Tour

The wagon rides through the Indian Woods is set for October 15th; with a rain date of October 22nd. Insurance will be through the Town of Oakfield.

Mrs. Nanni will speak to the Gilbert's who live at the entry to the Indian woods, that area will be roped off. The Historical Society want to be respectful and let them know what is going on.

Deputy Supervisor Veazey told Mrs. Nanni to use the laneway for access.

Christmas in Oakfield

Mrs. Nanni contacted the teachers at OACS and the Historical Society will host the Art Show.

Mrs. Nanni stated the new book is 85% done.

Night with the Spirits will be held on Thursday, October 27th at 6:30 pm at the Community & Government Center.

The Historical Society has enough money to do the third phase of the roof repair.

Four family tours, with approximately 35 people have been conducted recently.

The Historical Society is working with the OACS Teachers to host a Cemetery Tour for the 2017 celebration.

The Self-Guided Tour will be done with a paper book so there can be more information provided.

Alan has been working on getting internet to the house on Maple.

Karl Dilcher, Oakfield Betterment Committee

On behalf of the Oakfield Betterment Committee Mr. Dilcher thanked the Town Board for their help and support during Labor Days. He also thanked Alan and the Highway Department for all they do.

Paul Monachino submitted a request for \$375.00 due to fireworks damage to his vehicles. They were buffed out and he had debris in his yard. Mr. Dilcher contacted Young's Explosives and they will pay the bill.

Mr. Dilcher also asked the Town Board if the Betterment Committee could use the Community Room on Thanksgiving Day, November 24, 2016 from noon to 1:20 pm to package and pick up of Thanksgiving dinner for those in need. The meal will not be cooked here, just using it as a pick up.

Don Yunker

Mr. Yunker was inquiring on his previous request for landscape around his property. Supervisor Glor stated that the Town has tabled the request until spring. Mr. Yunker asked if the Town doesn't do the landscape could he buy 30 to 35 feet between his property and the salt barn.

Richard Yunker

Mr. Yunker stated that he has a residential building lot in Water District 7. Mr. Yunker wants to ensure that there is a curb stop for water placed there. Assessor Flansburg showed him the drawing that show the curb stop will be placed. Supervisor Glor told him she will call him when the pre-construction meeting will be held so he can attend.

Youth Recreation

Chairperson of the Committee Kate Manges asked the Board if they can get a definition of what is expected of them.

Supervisor Glor and the Town Board agree that policies and procedures need to be put in place and a meeting is scheduled for September 26th at 7:00 pm to begin discussion.

CODE & ZONING OFFICER

Report is available

SUPERINTENDENT OF HIGHWAYS

Roadwork

Shoulders on Hutton Road, Macumber Road and Bliss Road are completed.

Bridges on Maple Road and Hutton Road will be replaced next year by County Highway unless funding comes thru for this year 2016 from Bridge New York program.

Mowing brush and road sides.

Working with other towns thru shared services.

Buildings & Grounds

Everything is all in shape.

Cemeteries

Been active with burials.

Getting estimates on cremation mausoleum.

Still mowing and weed eating when needed.

Will be scheduling head stone foundations.

Parks

We are looking at some upgrades to the park with our Engineers so we can apply for grants as they become available. We will talk to Little League and the Betterment Committee for financial assistance.

We will also look to Job Corps to do the work. We may want to consider doing the work and BAN it. The drawings are being revised again now.

We need to discuss next step in the park upgrades.

Bathroom cleaning—how to handle now and in the future.

Equipment Update

316 excavator mowing head not working. Machine and mower at Milton Cat for repair. All other equipment is in good working order.

Public Works Update

WD7—award BID at tonight's meeting to Sergi.

WD9—is complete by our Engineers, this is Macumber Road south of Townline and Town line in the Town of Alabama. Funding meeting complete and final submittals are complete. Has been sent to Washington DC for 2nd round of funding.

WD10—preliminary package has been submitted to RD for funding. Final proposal needs to be approved tonight. Have sent to Engineers for emergency submittal. So far one well went dry and another is turning black.

WD11—Judge Road and Macumber Roads which will be with the STAMP Project. This is being worked on by Clark Patterson to be submitted to the Town of Oakfield.

WD12—which would be Lewiston Road and maybe include North end of Macumber Road, Lewiston Road and Lockport Road in the Town of Alabama or may be a separate project.

Clark Patterson has started laying out sewer districts for future expansion and current needs in the town. Also creating a sewer district where there is already sewer in the town. Village will be at all

future meetings on sewer. Eric Carlsen will be DPW contact person and Dave Boyle is the Village Board contact.

Working on Genesee County North West Water/Sewer Consortium. Made up of all the towns and villages in the North West corner of the Genesee County. This will handle all the O & M of all the water and sewer in that area.

Lamb Farms water usage is being monitored daily and being reported to Tim Hens, Tom Carpenter, Jeremy DeLyser and Jim Veazey for county info on water demand and design for STAMP. We are to set up a meeting with Lamb Farms to discuss future water needs.

New Designated Water Operator of the Town's Water System is working out great. All the town systems have been serviced.

Wilber Easton is hooked up to public water on South Pearl Street Road.

Library

We are working on the window replacement for the Library. The Library has been awarded the grant. Working with our engineers on BID spec.

Miscellaneous

Need to set up a meeting on possible housing development plan area for the Town of Oakfield. A developer has already been here for info on locations for housing tracts.

Landfill is open for the season and all seems to be going well.

We need to look at all our codes and STD's. We need to be prepared for the future that looks very promising. STAMP is alive and moving forward at a good pace and we need to be prepared.

Need to revise and update our zoning codes. Meeting scheduled for October 6th.

Mr. Ostrander wanted to thank Alan for the quick response to his email regarding mowing the roadside ditch.

TOWN CLERK

Abstract 9-2016: MOTION Councilman Martin, second Deputy Supervisor Veazey to authorize the following:

General Fund	332-352	\$ 6,979.56
Highway DA	84-93	\$ 9,050.00
Highway DB	54-59	\$41,870.13
Part Town B	30-34	\$ 624.35
Special Districts	49-51	\$ 584.10
	TOTAL:	\$59,108.14

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

MOTION CARRIED UNANIMOUS VOTE (5-0)

**RESOLUTION NO. 40-2016: REIMBURSEMENT OF RESIDENTIAL WATER HOOKUP INSPECTION FEES
WATER DISTRICT 4 & WATER DISTRICT 7**

Councilman Kabel offered the following:

WHEREAS, the Town of Oakfield charged a fifty dollar (\$50.00) trench inspection fee for the residents of Water District No. 4, and

WHEREAS, the Town of Oakfield charged a seventy-five dollar (\$75.00) trench inspection fee for the residents of Water District No. 7, and

WHEREAS, Rural Development agreed to reimburse the residents of both district for those inspection fees, and

WHEREAS, the Town Board of the Town of Oakfield will only reimburse those residents of said districts who have paid the Residential Water Hookup fee during the construction phase and/or prior to close out of the district by Rural Development, and

WHEREAS, any resident of any district who chooses not to connect during the construction period or prior to close of construction will not be reimbursed and pay the Residential Water Hookup fee at the time they connect, and

NOW, THEREFORE, BE IT RESOLVED, that pending approval by the Village of Oakfield, the billing entity, the Town of Oakfield will cut a check for the residents of each district to be credited on their water bills the amount of inspection.

Second: Deputy Supervisor Veazey

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

APPROVED UNANIMOUS VOTE (5-0)

**RESOLUTION NO. 41-2016—RESOLUTION TO APPROVE A COURT FACILITIES USE AGREEMENT WITH
THE TOWN OF ALABAMA**

Deputy Supervisor Veazey offered the following:

**RESOLUTION TO APPROVE A COURT FACILITIES USE AGREEMENT
WITH THE TOWN OF ALABAMA**

WHEREAS, the Town of Alabama has requested permission to use the Court Facilities located within Oakfield's Community and Government Center, on an as needed basis to conduct Alabama Town Court trials, and

WHEREAS, the Town of Oakfield has presently entered into a Lease Agreement with the Town of Elba, which allows the Town of Elba to operate all of its Town Court activities using the Court Facilities, and

WHEREAS, there still is excess capacity to use the Court Facilities when not being used by either the Town of Oakfield or the Town of Elba, and

WHEREAS, the Town of Oakfield is willing to allow this limited use of its Court Facilities without charge.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Oakfield, New York, that a proposed “Court Facilities Use Agreement”, by and between the Towns of Oakfield and Alabama, a copy of which shall be made a part of the Town Board Minutes, is hereby approved and the Supervisor is hereby authorized and directed to execute this Agreement on behalf of the Town of Oakfield.

Dated: September 13, 2016

Second: Councilman Kabel

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

APPROVED UNANIMOUS VOTE (5-0)

RESOLUTION NO. 42-2016—RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN THE FOLLOWING:

Deputy Supervisor Veazey offered the following:

WHEREAS, the Town Board of the Town of Oakfield approved Resolution No. 41-2016 Resolution to Approve Court Facilities Use Agreement with the Town of Alabama, and

NOW, THEREFORE, BE IT RESOLVED, that Supervisor Carol L. Glor has the authorization to sign the agreement and enter into said agreement dated September 13, 2016.

Second: Councilman Wolcott

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

APPROVED UNANIMOUS VOTE (5-0)

COURT FACILITIES USE AGREEMENT

THIS AGREEMENT, made the _____ day of _____, 2016, by and between the **TOWN OF OAKFIELD**, a municipal corporation of the State of New York, with offices located at 3219 Drake Street, Oakfield, New York, (hereinafter “Oakfield”), and the

TOWN OF ALABAMA, a municipal corporation of the State of New York, with offices located at 2218 Judge Road, Oakfield, New York, (hereinafter “Alabama”).

WITNESSETH:

WHEREAS, Oakfield has recently completed renovations at its Community and Government Center, located at 3219 Drake Street, Oakfield, New York, and

WHEREAS, as part of the renovations, a new Courtroom, with two adjacent conference rooms, a jury deliberation room and bathroom facilities were constructed, (hereinafter “Court Facilities”), and

WHEREAS, Oakfield uses the Court Facilities for the operation of its Town Court, and

WHEREAS, Oakfield has entered into an “Office and Court Facilities Lease Agreement”, dated December 9, 2015, with the Town of Elba, which allows the Town of Elba to operate all of its Town Court activities using the Facilities, and

WHEREAS, the parties intend to allow Alabama to use the Court Facilities as needed to conduct trials, upon the terms and conditions set forth herein.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, it is agreed as follows:

1. Subject to the priority schedules of the Towns of Oakfield and Elba for their respective Town Court activities, Alabama may use the Court Facilities only to conduct trials on an as needed basis.
2. There will be no charge for the allowed use of the Court Facilities, as set forth herein.
3. Unless terminated as set forth herein, the term of this Agreement shall be for ten (10) years, to commence on October 1, 2016.
4. Either party may terminate this Agreement by providing to the other party a written notice at least ninety (90) day prior to the termination date.
5. Alabama shall give oral notice to confirm scheduling to the Oakfield Town Clerk at least thirty (30) days prior to any trial date.

6. Alabama is granted the right, in common with Oakfield and other tenants and invitees of Oakfield, to use exits and entrances to the building; as well as parking and sidewalk areas.

7. Alabama is expressly prohibited from storing any property within the Community and Government Center, including the Court Facilities.

8. Except for security, Oakfield shall be responsible for any and all other costs and expenses of any kind and nature related to the inside and outside of the Community and Government Center, including, the Court Facilities.

9. Alabama shall be solely responsible to arrange, obtain and pay for any security that it deems necessary during its Town Court trial activities.

10. Alabama shall commit no act of waste and shall take good care of the Court Facilities and the fixtures and appurtenances therein, and shall, in the use and occupancy of the Court Facilities, conform to all laws, orders and regulations of the Federal, State and municipal governments or any of their departments.

11. Alabama hereby agrees to indemnify and hold Oakfield harmless for any and all claims, losses, costs and damages arising out of any activities of Alabama, pursuant to the terms and conditions of this Agreement, including costs of settling any actions and reasonable attorney's fees for defense.

12. Each party will provide the other with timely notice of any claims and shall fully cooperate with each other to defend the same.

13. There are no other Agreements or understandings, either oral or written, between the parties affecting this Agreement. No changes or additions or deletions of any portion of this Agreement shall be valid or binding upon the parties hereto, unless the same is approved in writing by the parties.

IN WITNESS WHEREOF the parties have last signed this Agreement the day and year first written above.

TOWN OF OAKFIELD

By: Carol L. Glor, Supervisor

TOWN OF ALABAMA

By: Janet I. Sage, Supervisor

State of New York }
County of Genesee }ss.

On this _____ day of _____, 2016, before me, the undersigned, personally appeared Carol L. Glor, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

State of New York }
County of Genesee }ss.

On this _____ day of _____, 2016, before me, the undersigned, personally appeared Janet I. Sage, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

The Town Clerk's office continues to scan previous records on cemeteries, birth, death, burial permits and minutes into Docuware.

A meeting regarding the 175th Anniversary of the Town will be held on Tuesday, September 20th at 7:00 pm.

SUPERVISOR

MOTION Councilman Kabel, second Councilman Martin to approve the Supervisor's report as submitted.

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

MOTION CARRIED UNANIMOUS VOTE (5-0)

TOWN ATTORNEY

Since Kevin Earl has gotten the nomination to be County Attorney, Dave Schuber will be the Town's attorney effective January 1, 2017.

LIBRARY LIAISON

There was not a meeting in August.

GAM

September meeting to be held here.

NEW BUSINESS

Supervisor Glor would like to set a date for the Budget Workshop, looking to see if Baldwin Business Service can come out on October 11th at 5:30 pm.

RESOLUTION NO. 43-2016—ACCEPTING BID WATER DISTRICT NO. 7

Councilman Wolcott offered the following:

WHEREAS, the Town of Oakfield is Accepting the Alternate Bid-8 inch PVC Water Main and 12 inch PVC Water Main (Fisher Road) received from Sergi Construction, Inc. for a total amount of \$949,770.00, and awarding the Contract to them contingent upon concurrence of Award by USDA Rural Development.

Second: Councilman Kabel

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

APPROVED UNANIMOUS VOTE (5-0)

The Planning Board and ZBA have scheduled a meeting for October 6th at 7:00 pm at the Community & Government Center.

It has come to the attention of the Town Board that the November Board meeting is scheduled for November 8th, which is Election night. **MOTION** Councilman Wolcott, second Councilman Kabel to change the date of the November Board meeting to Monday, November 7, 2016 and set the Public Hearings for Budget on the same night as follows: Tax Cap Override 6:15 pm, Fire Budget 6:30 pm, and Town Budget 6:45 pm.

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

MOTION CARRIED UNANIMOUS VOTE (5-0)

Councilman Martin reminded the Board that during the renovations to the Town Hall four old maps were found. These maps will be stored at the Historical Society but we need to purchase

special Historical metal storage canisters to preserve them. The Town Clerk will get prices on these items.

Regarding the use of the Community & Government Center being used as a pick up for Thanksgiving Dinner, **MOTION** Deputy Supervisor Veazey, and second Councilman Wolcott to allow the Oakfield Betterment Committee to use the facility on Thanksgiving Day, November 24, 2016 as a pickup location.

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

MOTION CARRIED UNANIMOUS VOTE (5-0)

Board also decided to table the any decisions on Mr. Yunker's request to purchase land at this time.

ADJOURN: **MOTION** Deputy Supervisor Veazey, second Councilman Kabel to adjourn the meeting at 9:17 pm.

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

MOTION CARRIES UNANIMOUS VOTE (5-0)

Respectfully submitted,

Melissa M. Haacke
Town Clerk