

TOWN OF OAKFIELD

BOARD MEETING

APRIL 12, 2011

The meeting was called to order at 7:00 PM by Supervisor Dodd, followed by the Pledge to the Flag.

PRESENT: Supervisor Dodd, Councilpersons Veazey, Kabel, Glor and Cianfrini, Attorney Kevin Earl, Tom Smith, Superintendent of Highways Dennis, Town Clerk Haacke, Assessor Flansburg and Mark Mikolajczyk

Joe Bradt, representing Oakfield Alabama Little League addressed the Board first. Mr. Bradt stated that Eric Klotzbach, President of the League asked him to come and get clarification on items that Mr. Klotzbach and Mr. Dennis had spoken about.

Superintendent Dennis stated that the Town needs to have a copy of the season's schedule for Park scheduling. There also needs to be a Use Agreement from Little League for the games. Mr. Dennis stated that Little League does not have exclusive rights to the Park and there needs to be a Letter of Understanding.

It was stated that the Town appreciates the efforts of Little League, but once a building or other structure is put on Town property it is owned by the Town. The Town Board must be notified of any major structural changes. Little League must also list the Town of Oakfield as additional insured on their insurance.

Mr. Bradt stated that the locks are being changed on the baseball shed and batting shed.

Mr. Bradt also inquired about the fencing around the current tennis courts; that is going to be removed. He wanted to know if it was ok to continue to store the dirt there at this time, the answer was yes. Mr. Bradt wanted permission to stake out an area around the batting cages to place a concrete slab and move the dirt.

Currently there is graffiti on the back side of the Little League food stand, Mr. Bradt stated that the kids who did this will clean and paint the stand in conjunction with the Youth Officer.

When this happened it appears that Little League officials filed the complaint with the Sheriff's Office, this needs to be done by the Town. The Town has not received a copy of this incident report from the Sheriff's Office; Supervisor will look into this matter.

The water in Park will be turned on before the Little League season begins, but the water main must be replaced first.

TOWN ATTORNEY

The Water Tower location—the Village has decided to put the Tower back at the Lamb Farms property. At this time, once the proper agreements have been prepared, the Town will purchase the property and the Village will lease the property.

After a brief discussion regarding the purchase of the land at Lamb Farms, a **motion** was made by Councilman Cianfrini, seconded by Councilman Kabel and carried by unanimous vote to purchase Lamb's land based on the previous price of \$27,000.00 with contingencies and a contract to be agreed upon by the Board. Attorney Earl for the Town and Attorney DiMatteo for Village will work out the agreement which shall include a letter of understanding with the Village for repayment of the purchase price to the Town.

A roll call vote went as follows:

Supervisor Dodd	Aye
Councilman Veazey	Abstain
Councilperson Glor	Aye
Councilman Kabel	Aye
Councilman Cianfrini	Aye

Passed (4-0-1)

Attorney Earl asked the Board how long they would like to give the Village to pay back the money for the property. It was determined that it would be for a ten (10) year period with no additional costs.

It was also determined that Supervisor Dodd would contact Matthew Lamb to negotiate the contract along with Attorney Earl.

Supervisor Dodd also stated to Attorney Earl that a Letter of Concern of Liability of the Tower falling on the cemetery be sent to the Village. Recently the tank overflowed and the leak is on the leg closest to the cemetery.

With all the discussion on the Water Tower and its repair needs, the following resolution was presented to the Town Board:

RESOLUTION TO ADOPT A ROAD PRESERVATION AGREEMENT POLICY

WHEREAS, the Genesee County Highway Superintendent forwarded to the Town of Oakfield a draft of an Agreement entitled "Road Preservation, Use and Repair Agreement", and

WHEREAS, this Agreement has been reviewed by the Oakfield Town Highway Superintendent and Town Attorney, and

WHEREAS, the Highway Superintendent has recommended that the Town of Oakfield adopt a policy with regard to road preservation when Town roads are being used in a major construction and/or development project.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Oakfield, New York, that in the event that the Town Highway Superintendent believes that traffic related to a construction or development project may have an adverse affect upon the conditions of the Town highways as a result of traffic related to any such project, then the developer or principal of the project shall enter into a “Road Preservation, Use and Repair Agreement”, with the terms and conditions of the proposed Agreement annexed and made part of the Minutes, and

BE IT FURTHER RESOLVED that the Town Board, with recommendations from the Town Highway Superintendent and Town Attorney, shall revise this Agreement as necessary to protect the Town public highways depending upon the specifics of any given project, and

BE IT FURTHER RESOLVED that this road preservation, use and repair policy shall apply to all construction or projects that are taking place within the Town of Oakfield, and all projects included in neighboring municipalities, which need to traverse Oakfield Town highways that would subject these highways to damage or degradation by frequent or repetitive traversing of heavy vehicles employed with respect to transporting heavy construction equipment and hauling construction materials.

Dated:

MOVED BY: Councilman Veazey

SECONDED BY: Councilman Glor

Approved on Roll Call as follows:

Supervisor Kenneth A. Dodd	Yes
Councilman Michael Cianfrini	Yes
Councilwoman Carol Glor	Yes
Councilman Timothy Kabel	Yes
Councilman James Veazey	Yes

Passed (5-0)

JUSTICE

Justice Graham reported that the Judicial System had expected \$70 million to be removed from the State budget, it turned out that \$170 million was removed from the Judicial System. At this time, it is possible that the Town will have to pay for unfunded mandates. The JCAP grant is gone.

ZONING & CODE

Mr. Smith issued the first permit for 2011.
Mr. Smith is waiting on perk test for a new home on Lockport Road.

ASSESSOR

Mr. Flansburg stated that change notices were mailed on Monday, April 11th; changes mostly came from land values.

Chris Suozzi from GCEDC contacted Mr. Flansburg regarding a business looking for property in Oakfield; the Episcopal Church property was mentioned.

SUPERINTENDENT OF HIGHWAYS

Road—Chips funding should come in at the same level as last year, however there is no plan for next year. Thirty-three percent of the Town's Highway budget comes from CHIPS money.

The Highway Department is planning the summer schedule. Regular maintenance, construction on the dead end of Broadway, removal of snow fencing. Mr. Dennis is also working a water issue on Crane and East Shelby Roads. There may be potential litigation.

Cemeteries—the Highway Department is working on a schedule from the mortuary on Spring burials.

Parks—the electric has been upgraded enough for right now.

New security lights have been installed, we may need more in the fall.

A new watermain is needed; the watermain had to be fixed three times last year. The Highway Department will do these themselves and install a meter pit at the curb.

Equipment—the new truck should be in April 24th.

Blue Heron should be back next week to start restoration; Five Corners is in need of major restoration.

Library—Dennis Rettke looked into putting new valving at the Library, there is no guarantee this will fix the heating. Mr. Rettke stated that there will be no charge to the Town.

Recycling Center—Mr. Dennis has received a lot of compliments on Robert Murphy, the new employee at the recycling center. Richard Moon was hired as a substitute when Robert or Ed can't work. Five names were submitted for the job.

Mini Excavator—Mr. Dennis stated that the Milton Cat price previous submitted is still good. The total cost is \$54,000.00 with all attachments. This is a lease to own item, and will be included in Shared Services. A nominal fee can be charged under the Shared Services. The machine can be paid for in the savings from grave digging alone.

TOWN CLERK

Minutes: The minutes of the March 8, 2011 meeting were approved by the Board. A **motion** was made by Councilman Veazey, seconded by Councilperson Glor and carried by unanimous vote to approve the minutes as submitted.

Bills—the following bills were submitted for approval:

General Fund	83-117	\$13,497.04
Part Town B	10-12	927.82
Highway DA	35-53	12,625.17
Highway DB	8-10	1,109.19
Water	4-6	10,487.60
Special Districts	1	49,775.00
		Total \$88,421.82

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

It was noted that \$60,000.00 was transferred from General Fund to the Water Fund to cover expenses.

Town Clerk Haacke also stated that the Town Board meeting scheduled for November 8th, 2011 is the same night as elections, and the polling for District 1 will be at the Town Building. The Town Board Meeting will have to be rescheduled. A **motion** was made by Councilman Veazey, seconded by Councilman Kabel and carried by unanimous vote to move the Town Board meeting to Wednesday, November 9, 2011 to accommodate the election.

SUPERVISOR

The Supervisor's report is available for review.

Supervisor Dodd received a request from Judy Boyle for her son Ryan to receive a Proclamation from the Town for the work he did at the Town Park to earn his Eagle Scout badge. The Town Clerk will create and sent the Proclamation to Judy.

The Genesee County Federation of Historical Agencies requested following Proclamation be presented to the Board:

**PROCLAMATION
150TH Anniversary of the Civil War**

WHEREAS, from April 12, 2011 until May 26, 2015 is the 150th Anniversary of the Civil War, a Sesquicentennial in commemoration of those who made the supreme sacrifices for our country and providing our citizens with the opportunity to reflect on the importance of this fundamental period in our nation's history, and

WHEREAS, New York State provided more manpower, materials and money than any other state, and the Union would not have won the Civil War without the support provided by New York State, and

WHEREAS, our great State also suffered more deaths during that horrific struggle than any other state and the sacrifices from the towns and villages of Genesee County contributed unselfishly to the

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cause of preserving the Union, our brave soldiers fought the good fight in the bloody battles in which 274 men according to the New York State Census of 1865 gave their lives in the line of duty, and

WHEREAS, the Genesee County Federation of Historical Agencies appointed a Civil War Commemoration so that our county will be provided with events and projects to allow our citizens an opportunity to learn about this critical time in our history. Now, therefore, be it

RESOLVED, that the Genesee County Legislature does hereby proclaim on this auspicious occasion that on April 12, 2011 as the beginning of the Sesquicentennial of the Civil War, the old Courthouse bell shall toll for two minutes at 10:00 a.m. and, be it further

RESOLVED that the historic significance of the Civil War will be Commemorated in Genesee County and that during the next four years our local museums will have displays honoring our courageous soldiers and citizens who participated in the Civil War, Genesee Community College and the Genesee County Civil War Roundtable will provide lectures, the History Department will create a database index of our soldiers and the local Historical Societies will sponsor events.

A **motion** was made by Councilman Kabel, seconded by Councilman Veazey and carried by unanimous vote to accept the proclamation as written.

LIBRARY LIAISON

A memorial dedication is scheduled on May 20, 2011 in honor of Norm Fagnan.

The Library did not apply for the matching grant for windows.

GAM

The state aid for Youth Recreation may be cut by 50%.

VILLAGE FIRE BUDGET

The budget plans to replace #71 at 20 years. There is a budget increase of \$1800. Trustee Bill Snyder said to cut the budget by \$1800 and decrease by two percent (2%) because the Village employees would be taking a pay cut. It turned out that it was not the Village employees taking the cut but the Village Trustees.

The Fire Department needs to replace the roof on the fire hall; they are looking at a cost of \$40,000.00 or more. The building is owned by the Fire Department.

The Village should be setting \$56,000.00 a year for the replacement of three Village owned vehicles. Two vehicles are owed by the Fire Department.

COMMITTEES

Personnel Manual Update—J—what types of crimes? It was determined that the committee would check with Genesee County and the Town of Batavia to see what their policies say.

GCEDC—A meeting was held with Chris Suozzi and Mark Masse, the discussion was water tower funding, possibilities of new business and an access road for Allen's Foods.

Surveys on Town properties—Superintendent Dennis is waiting for a call back from the surveyor.

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NEW BUSINESS

A request from a local group of Senior Citizens, the Smiling Dry Bones was submitted for the \$200.00 in A7989.1 Adult Culture and Recreation. The money would be used for guest speakers and bus trips.

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 9:02 PM.

Respectfully submitted,

Melissa M. Haacke

Town Clerk