

**TOWN OF PAVILION
REGULAR MEETING
October 8, 2014
7:30 P.M.**

The Town Board of the Town of Pavilion held the regular monthly meeting on October 8, 2014 at the Town Hall, One Woodrow Drive, Pavilion, New York at 7:30PM present were:

Supervisor Theron Howard
Councilperson Thomas Klapper
Councilperson Linda Thompson
Councilperson Ron Zarbo

Others: Cindy Starr, John Strathearn, Edgar Hollwedel, Dean Davis, Greg Torrey, John Saville & Suzanne Schauf

Supervisor Howard opened the meeting at 7:30 PM followed by the pledge to the flag.

Supervisor Howard offered a moment of silence in memory of Councilperson Bruce Stisser.

A motion was offered by Councilperson Klapper, seconded by Councilperson Zarbo to declare a vacant Town Councilperson position.

Approved by unanimous vote (4-0). Voting was as follows:
Supervisor Theron Howard Aye
Councilperson Thomas Klapper Aye
Councilperson Linda Thompson Aye
Councilperson Ron Zarbo Aye

Dean Davis submitted a letter of resignation as Planning Board member.

A motion was offered by Councilperson Zarbo, seconded by Councilperson Klapper to accept Dean Davis letter of resignation as Planning Board member.

Approved by unanimous vote (4-0). Voting was as follows:
Supervisor Theron Howard Aye
Councilperson Thomas Klapper Aye
Councilperson Linda Thompson Aye
Councilperson Ron Zarbo Aye

A motion was offered by Councilperson Thompson, seconded by Councilperson Klapper to adopt:

Resolution No. 35, 2014 Town Councilperson appointment

RESOLVED: Appoint Dean Davis as Town Councilperson with term to expire 12/31/2015.

Approved by unanimous vote (4-0). Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye

Dean Davis was sworn in as Town Councilperson

A motion was offered by Councilperson Thompson, seconded by Councilperson Davis

Resolution No. 36, 2014 Planning Board member appointment

RESOLVED: Appoint Larry Dagan as Planning Board member Term to expire 12/21/2018

Approved by unanimous vote (5-0). Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Aye

Councilperson Zarbo offered a motion, seconded by Councilperson Thompson, to approve the September 10, 2014 meeting minutes as submitted.

Approved by vote 4-1 abstained. Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Abstained

Councilperson Klapper offered a motion, seconded by Councilperson Thompson, to authorize the clerk to draw a warrant on the supervisor to pay bills. General \$10,870.13; T&A \$58,358.25 Library \$1,870.07; Sewer \$6,030.00; Highway \$106,380.87; Water \$33.69 TOTAL \$183,543.01

Approved by vote 4-1 abstained. Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Abstained

A motion was offered by Councilperson Zarbo, seconded by Councilperson Thompson

To approve monthly operating statement.

Approved by unanimous vote (5-0). Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Aye

A motion was offered by Councilperson Zarbo, seconded by Councilperson Thompson.

To approve monthly bank statement.

Approved by unanimous vote (5-0). Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Aye

A motion was offered by Councilperson Zarbo, seconded by Councilperson Thompson

To approve monthly clerk report.

Approved by unanimous vote (5-0). Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Aye

Report-John Strathearn, Highway Superintendent

~Recycling- At this time ARC does not charge for taking the electronics, this may change.

~ Plow rates for County Roads- 2014- \$4,405.00 per mile

2015- \$4,591.00 per mile

~ Mowing rates for County Roads- 2014- \$413.00 per mile
2015-\$421.00 per mile

- ~ Sand & Snow budget has a \$6000.00 balance at this time.
- ~ Salt rate will be \$42.96/ton up about 8%

Library update- lengthy discussion, should know sometime in December of State Grant.

A motion was offered by Councilperson Klapper, seconded by Councilperson Davis to accept John Welsh letter of resignation as Town Justice.

Approved by unanimous vote (5-0). Voting was as follows:
Supervisor Theron Howard Aye
Councilperson Thomas Klapper Aye
Councilperson Linda Thompson Aye
Councilperson Ron Zarbo Aye
Councilperson Dean Davis Aye

Ad will be placed with Batavia Daily News advertising positions for
Town Justice, Alternate Planning Board Member & Zoning Board Member

A motion was offered by Councilperson Thompson, seconded by Councilperson Zarbo
Resolution No. 37, 2014 Change County Tax late fee

RESOLVED: Change County Tax late fee from \$1.00 to \$2.00 per parcel.

Approved by unanimous vote (5-0). Voting was as follows:
Supervisor Theron Howard Aye
Councilperson Thomas Klapper Aye
Councilperson Linda Thompson Aye
Councilperson Ron Zarbo Aye
Councilperson Dean Davis Aye

Councilperson Klapper offered a motion, seconded by Councilperson Zarbo to adopt
Resolution No. 38: 2014 Approval of Official Undertaking Bond of Tax Collector

RESOLVED: APPROVAL OF OFFICIAL UNDERTAKING

For Tax Collection Officer

[The Official Undertaking/Bond must be filed with the County Clerk.]

APPROVAL OF THE PAVILION TOWN BOARD

We, the undersigned members of the Town Board of the Town of
Pavilion, County of Genesee, State of New York, do hereby approve the attached

undertaking or bond as to its form, manner of execution, amount and sufficiency thereof, and to the sureties named thereon. Said undertaking or bond shall be conditioned that the collector of taxes shall well and truly keep, pay over and account for all moneys and property coming into her/his hands as such collector. The Town Tax Collector agrees to forward monies collected by the Tax Collector to the County of Genesee prior to reaching a balance of \$500,000.00

Approved by unanimous vote (5-0). Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Aye

Councilperson Thompson offered a motion, seconded by Councilperson Zarbo to adopt

Resolution No. 39: Delinquent Sewer Accounts

RESOLVED: The Town Clerk has prepared a list of all property owners who owe the Town for sewer service as of October 31, 2014; and
WHEREAS, Section 198 (3) (d) of Town Law stipulates that such amounts owing shall be levied against the property to which the service is rendered.

NOW, THEREFORE, BE IT RESOLVED, that the attached list in the amount of **\$8090.00** or as it may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2015 tax warrant.

Approved by unanimous vote (5-0). Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Aye

Councilperson Zarbo offered a motion, seconded by Councilperson Thompson to adopt

Resolution No. 40: Youth Recreation Program for 2015

RESOLVED: The intention of the Pavilion Town Board to establish a Youth Recreation Program for the year 2015.

The Town Board of the Town of Pavilion is about to submit an application for such project to the New York State Division of Youth for its approval, and if approved to apply subsequently to NYS for partial reimbursement of funds expended on such project, as provided by Chapter 556 of Law of 1045,

RESOLVED, that such application be in all respects approved and that Theron Howard, Supervisor of the Town of Pavilion, is hereby directed and authorized to duly execute and to present such application to the NYS Division of Youth for its approval (Section 2).

Approved by unanimous vote (5-0). Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Aye

2015 Tentative budget was reviewed

A motion was offered by Councilperson Klapper, seconded by Councilperson Davis to adopt

Resolution No. 41: Adopt 2015 Preliminary Budget

RESOLVED: Adopt 2015 Preliminary Budget with line item adjustments

Approved by unanimous vote (5-0). Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Aye

Councilperson Thompson offered a motion, seconded by Councilperson Zarbo to adopt

Resolution No. 42: Schedule public hearing for 2015 Budget.

RESOLVED: Schedule Public Hearing for 2015 Budget on November 5, at 7:00PM with Town Board Meeting to follow notice will be published in Daily News.

Approved by unanimous vote (5-0). Voting was as follows:

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Ron Zarbo	Aye
Councilperson Dean Davis	Aye

Dollar General update- Planning Board will review at October 14,2014 meeting.

Pavilion Day date set for June 27,2015

Thank you to Shaun Dempsey for painting sewer pump stations.

Councilman Thompson offered a motion at 10:15 PM to adjourn the meeting, seconded by Councilman Klapper. Voting all ayes.

Respectfully submitted,

Lucinda Starr Pavilion Town Clerk