

**TOWN OF PAVILION
REGULAR MEETING
October 14, 2015
7:00 P.M.**

The Town Board of the Town of Pavilion held the regular monthly meeting on October 14, 2015 at the Town Hall, One Woodrow Drive, Pavilion, New York at 7:00PM present were:

Supervisor Theron Howard
Councilperson Thomas Klapper
Councilperson Linda Thompson
Councilperson Dean Davis
Councilperson Robert LaPoint

Others: Town Clerk Cindy Starr, Interim Deputy Highway Superintendent James Cleveland, Keith Clarke, Donald Oberlin, Bill Kegler, Kathy Saville, Joel Offhaus, Shirley Dills, John Eisenhard, Joan Gray & Matthew Mahaney.

Supervisor Howard opened the meeting at 7:12 PM followed by the pledge to the flag.

Councilperson LaPoint offered a motion, seconded by Councilperson Davis, to approve the September 9, 2015 meeting minutes as submitted.

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

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye

Councilperson Davis offered a motion, seconded by Councilperson Thompson, to authorize the clerk to draw a warrant on the supervisor to pay bills. General \$8,744.23; T&A \$36,972.10, Library \$1,874.25; Sewer \$10,199.01; Highway \$34,245.83; Water \$32.16 TOTAL \$92,067.58

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

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye

A motion was offered by Councilperson Klapper, seconded by Councilperson Davis.

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 Dean Davis	Aye
Councilperson Robert LaPoint	Aye

A motion was offered by Councilperson Klapper, seconded by Councilperson Davis.

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 Dean Davis	Aye
Councilperson Robert LaPoint	Aye

A motion was offered by Councilperson Klapper, seconded by Councilperson Davis.

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 Dean Davis	Aye
Councilperson Robert LaPoint	Aye

Water Committee-Keith Clarke

~Committee is process of interviewing engineering companies

John Eisenhard asked if there is a detailed job description for Town Officials.

Kathleen Saville request if the Town of Pavilion would nominate her for a position on the Governing Board of the New York Cooperative Liquid Assets Securities System (NYCLASS)

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

Resolution No. 69, 2015: Kathleen Saville nomination request

RESOLVED: Town of Pavilion nominate Kathleen Saville employee of Rochester City School District for a position on the Governing Board of the New York Cooperative Liquid Assets Securities System (NYCLASS) for the term beginning the first board meeting of 2015 and ending the first board meeting on 2018.

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

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye

Report-James Cleveland, Interim Deputy Highway Superintendent

- ~400T of salt ordered and delivered, salt building is full.
- ~Medium Duty Truck has been ordered delivery should be end of November.
- ~Continuing mowing road sides.
- ~ Started putting plow & sanding equipment on trucks.
- ~Finishing blacktopping for the year.
- ~ Cleaning ditch on Asbury Rd. some homeowner had complaints.
- ~Town of Covington interest in buying utility trailer maybe share cost with Pavilion.

Highway- Tom Klapper

~Fuel tanks-for the school to get funding for the fuel tanks they need to be on school property. Highway Dept would have to go to the school to fuel trucks. School is looking for funding. Highway Dept. would help with excavation work. Meeting with the Engineers on Friday.

Library-Linda Thompson

- ~Library Board meets twice a month
- ~Sally Wellman has taken a leave of absence due to Husband illness
- ~Hired Zoey Gaenzler as part time help
- ~Soil samples have been taken for Library addition project
- ~Architect Ed Smart will publish description of the project in the Daily News for project bids.
- ~Received \$10,000.00 grant from Senator Ranzenhofer

Code Enforcement-Dean Davis

- ~Matt Mahaney- Dan Lang & Matt have started reviewing Town Zoning Laws
- ~Need to set fees for land separations
- ~Possible Committee for updating Town Zoning Laws
- ~Planning Board members will starting training sessions
- ~Will start fire inspections soon
- ~Has not had any resent contact with Superior Energy
- ~15 abandoned houses in Town, has been in contact with 12 home owners unable to contact other 3 owners.
- ~ Two houses in Town will be demo
- ~Dollar General is near completion

Boards-Rob LaPoint

- ~Training is set for the Planning & Zoning Boards
- ~ZBA meeting Ken & Lisa Schiske lien to was approve
- ~Kathleen Collette will not return as Zoning Board member next year

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

Resolution No. 70, 2015: YWCA of Genesee County request for Office Space

RESOLVED: The Town of Pavilion authorizes the YWCA of Genesee County to use an office in the Pavilion Town Hall for the purpose of providing domestic violence crisis and prevention services to the area residents.

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

- | | |
|------------------------------|-----|
| Supervisor Theron Howard | Aye |
| Councilperson Thomas Klapper | Aye |
| Councilperson Linda Thompson | Aye |
| Councilperson Dean Davis | Aye |
| Councilperson Robert LaPoint | Aye |

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

Resolution No. 71, 2015: Baldwin Business Contract

RESOLVED: To extend Baldwin Business Service contract for 2016.

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

- | | |
|------------------------------|-----|
| Supervisor Theron Howard | Aye |
| Councilperson Thomas Klapper | Aye |
| Councilperson Linda Thompson | Aye |
| Councilperson Dean Davis | Aye |
| Councilperson Robert LaPoint | Aye |

Councilperson Klapper offered a motion, seconded by Councilperson Thompson to adopt
Resolution No. 72, 2015: 2016 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 Dean Davis	Aye
Councilperson Robert LaPoint	Aye

Councilperson Davis offered a motion, seconded by Councilperson Klapper to adopt
Resolution No. 73, 2015: 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, 2015; 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 **\$7,325.00** or as it may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2016 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 Dean Davis Aye
Councilperson Robert LaPoint Aye

Councilperson Davis offered a motion, seconded by Councilperson LaPoint to adopt

Resolution No. 74, 2015: Youth Recreation Program for 2016

RESOLVED: The intention of the Pavilion Town Board to establish a Youth Recreation Program for the year 2016.

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 it's 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).

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

Resolution No. 75, 2015: Adopt 2016 Preliminary Budget

RESOLVED: Adopt 2016 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 Dean Davis Aye
Councilperson Robert LaPoint Aye

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

Resolution No. 76, 2015: Schedule public hearing for 2016 Budget.

RESOLVED: Schedule Public Hearing for 2016 Budget on November 4, at 7:00PM with regular 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 Dean Davis Aye
Councilperson Robert LaPoint Aye

Councilperson LaPoint offered a motion, seconded by Councilperson Davis to adopt

Resolution No. 77, 2015: Increase dog redemption fee

RESOLVED: Increase dog redemption fee from \$10.00 to \$15.00

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

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye

Councilperson Davis offered a motion, seconded by Councilperson LaPoint to adopt:

Resolution No.78, 2015: Assessment Services Agreement with Town of Batavia

RESOVLED: Town Board of Pavilion authorizes entering into a contact agreement with the Town of Batavia to provide assessing service personnel for the Town of Pavilion and Town of LeRoy effective October 18, 2015 ending October 17, 2016.

FURTHER RESOLVED, the Pavilion Town Board hereby authorizes the Supervisor to execute the aforementioned agreement.

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

Supervisor Theron Howard	Aye
Councilperson Thomas Klapper	Aye
Councilperson Linda Thompson	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye

Councilman Davis offered a motion at 9:46PM to adjourn the meeting, seconded by Councilman Thompson. Voting all ayes.

Respectfully submitted,

Lucinda Starr Pavilion Town Clerk