

**REGULAR MEETING**  
**September 13 , 2017**  
**TOWN OF PAVILION**  
**7:00 P.M.**

The Town Board of the Town of Pavilion held the regular monthly meeting on September 13, 2017 at the Town Hall, One Woodrow Drive, Pavilion, New York at 7:00PM present were:

Present were: Supervisor Ted Howard  
Councilperson Dean Davis  
Councilperson Robert LaPoint  
Councilperson John Rudgers  
Councilperson Linda Thompson

Others: Others: Town Clerk Cindy Starr, Highway Superintendent Joel Offhaus, Dan Lang, , Don Oberlin, Keith Clark & George Jinks.

Supervisor Howard opened the meeting at 7:04 PM followed by the pledge to the flag.

Agenda additions- Tentative budget.

Councilperson Thompson offered a motion, seconded by Councilperson Rudgers to approve the August 9, 2017 minutes as submitted.

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

Councilperson Davis offered a motion, seconded by Councilperson LaPoint, to authorize the clerk to draw a warrant on the supervisor to pay bills. General \$38,785.53 T&A \$50,987.32, Library \$3,960.90; Sewer \$67,619.55; Highway \$244,687.45; Water \$238.09

TOTAL \$406,278.84

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

A motion was offered by Councilperson Rudgers seconded by Councilperson Davis to approve July & August 2017 Operating statement & Supervisor report.

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

A motion was offered by Councilperson Thompson seconded by Councilperson Davis To approve August 2017 monthly bank reconciliation & clerk report.

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

Highway- Highway Superintendent Joel Offhaus

- 10-Wheeler truck has been delivered
- Purchased new truck tires
- Checked on posting of Peoria Rd, can be done

Councilperson LaPoint offered a motion, seconded by Councilperson Davis

**Resolution No. 48, 2017: Surplus Equipment**

**RESOLVED:** Declare 10 truck tires as surplus equipment.

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

Supervisor Howard offered a motion, seconded by Councilperson Davis

**Resolution No. 49, 2017: Road posting**

**RESOLVED:** Posting of Peoria Road as a 5-ton road with no commercial traffic.

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

Library-Linda Thompson

- Library received \$1000.00 award from the NYS Library Association.
- Recharter meeting with School Official, if recharter go through funds would be available in November.

Code Enforcement-Councilperson John Rudgers

Dan Lang- Code Enforcement Officer.

- Call from John at Chatfield Engineering, has zoning questions
- Building permits are on schedule with last year
- Working on Zoning Codes

Boards-Councilperson Robert LaPoint

\*Discussion on Comprehensive Plan and Zoning Ordinance.

Reviewed SEQR part 2 & 3 for Solar Policy

Councilperson LaPoint offered a motion, seconded by Councilperson Davis

**Resolution No. 50, 2017: SEQR part 2&3 Solar Policy**

**RESOLVED:** Declare negative declaration of Solar Policy

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

Councilperson LaPoint offered a motion, seconded by Councilperson Davis

**Resolution No. 51, 2017: Local Law #1 Solar Policy**

**RESOLVED:** Amend the Town of Pavilion Zoning Ordinance to add criteria for Solar Energy Systems. Said Local Law proposes to amend the Town of Pavilion Zoning Ordinance as summarized as follows: Said Local Law establishes definitions for both commercial and residential solar energy systems and solar farms. The Local Law also requires that all solar energy systems and solar farms obtain a special use permit, a zoning permit and building permit and sets design standards for criteria such as height, setbacks, security fencing and signage, with a further provision that the property owner shall remove all obsolete or unused components within 12 months of the end of operations.

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

Councilperson Davis offered a motion, seconded by Councilperson Rudgers

**Resolution No. 52, 2017: SEQR part 2&3 Comprehensive Plan**  
**RESOLVED:** Declare negative declaration of Comprehensive Plan

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

Councilperson LaPoint offered a motion, seconded by Councilperson Davis

**Resolution No. 53, 2017: Comprehensive Plan**  
**RESOLVED:** Adoption of new Comprehensive Plan

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

Councilperson Rudgers offered a motion, seconded by Councilperson LaPoint

**Resolution No. 54 2017: Creating P/T Financial Clerk Typist position**  
**RESOLVED:** Creating of new P/T Financial Clerk Typist position to be filed with Genesee County.

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

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

**Resolution No.55, 2017: 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, 2017 ending October 17, 2018.

**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 Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

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

**Resolution No.56, 2017: Block Party Road Closure Request**

**RESOLVED:** Approve request for the closing of Hutchinson Street/St. Mary's St./Park St on September 24, 2017 from 12:30 until 4:00 for a Block Party.

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

Supervisor Ted Howard	Aye
Councilperson Dean Davis	Aye
Councilperson Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Linda Thompson	Aye

Tentative budget was presented to Town Board for review with minor adjustment made.

Councilman LaPoint made a motion at 9:03 to adjourn meeting seconded by Councilperson Thompson. Voting all ayes.

Respectfully submitted,

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Lucinda Starr, Town Clerk