

Town of Yates Organizational and Regular Board Meeting  
8 S. Main St. Lyndonville, NY 14098  
January 12, 2017, 7:00PM

Present: Jim Simon, Supervisor  
Wes Bradley, Councilman  
John Riggi, Councilman  
Jim Whipple, Councilman  
Michele Harling, Town Clerk  
Andrew Meier, Town Attorney  
Trisha Laszewski, Town Assessor

Excused: Bradley Bentley, Councilman  
Dan Wolfe, Code Enforcement Officer

Others:	Larry Wolfe	Richard Fisk	Linda Fisk
	Donna Bane	Taylor Quarles	Becky Winters
	Howard Pierce	Ellen M. Evans	Paula Simon
	Steve Royce	Maryellen Royce	Georgette Stockman
	Chris Craft	Anne Smith	Cynthia Hellert
	Chris Bronson	Dale Aikitas	Bruce Williams
	Robert Verhyn	Pam Atwater	William Jurinich
	Paul Lauricella	B.P.	Tom Rivers

Supervisor Simon called the Organizational Meeting to order at 7:03PM.

**PLEDGE OF ALLEGIANCE**

**PRIVILEGE OF THE FLOOR ON AGENDA ITEMS ONLY**

**RESOLUTION NO. 01-1/17**

**RESOLUTION TO ACCEPT THE MINUTES OF THE DECEMBER 28, 2016 YEAR END MEETING**

RESOLVED, to accept the minutes of the yearend meeting held December 28, 2016 as presented to each Board Member.

Offered by Councilman Whipple, who moved its adoption  
Seconded by Councilman Bradley

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

**RESOLUTION NO. 02-1/17**

**RESOLUTION TO NAME OFFICIAL DEPOSITORY**

RESOLVED, to name M & T Bank and the Bank of Castile as the official depositories of the Town of Yates.

Offered by Councilman Riggi, who moved its adoption  
Seconded by Councilman Bradley

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

**RESOLUTION NO. 03-1/17**

**RESOLUTION TO NAME OFFICIAL NEWSPAPER**

RESOLVED, to name The Batavia News as the official newspaper. Other advertising: Lake Plains Pennysaver and the Orleans HUB.

Offered by Councilman Riggi, who moved its adoption  
Seconded by Councilman Whipple

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

**RESOLUTION NO. 04-1/17**

**RESOLUTION TO MAKE APPOINTMENTS BY THE TOWN BOARD**

RESOLVED, to make the following appointments:

Legal Service-----Webster, Schubel & Meier  
Fire & Building Code Officer-----Dan Wolfe  
Assessor-----Patricia Laszewski  
Zoning Enforcement Officer-----Dan Wolfe  
Zoning Board of Appeals Clerk-----Dawn Metty  
Zoning Board of Appeals Chairman-----Gary Daum  
Zoning Board Member -----Don Melfi  
Zoning Board Member-----Jim Taylor  
Planning Board Clerk-----Dawn Metty  
Planning Board Alternate Member-----Gary Daum  
Water Bookkeeper-----Lynne Johnson  
Water District 4 Superintendent-----Roger W. Wolfe

Cemetery Superintendent-----Roger W. Wolfe  
Youth Agency Representative----- Wes Bradley  
Registrar of Vital statistics-----Michele L. Harling  
Deputy Registrar-----Dawn Metty  
Dog Control Officer-----John W. Donald

Offered by Councilman Bradley, who moved its adoption  
Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

## **RESOLUTION NO. 05-1/17**

### **RESOLUTION TO ACCEPT APPOINTMENTS BY DEPARTMENT HEADS**

RESOLVED, to accept the following Department Head Appointments:

#### **SUPERVISOR**

Deputy Supervisor-----John Riggi  
Bookkeeper-----Lynne Johnson  
Historian-----Dawn Metty

#### **Committees:**

- Finance & Budget-----Simon (Chairman), Riggi  
- Health & Public Safety-----Bradley (Chairman), Riggi  
- Planning & Zoning-----Simon (Chairman), Whipple  
- Public Works-----Riggi (Chairman), Bentley  
- Sustainability-----Simon (Chairman), Riggi  
- Business Advisory & Tourism-----Whipple (Chairman), Riggi

#### **TOWN CLERK**

Deputy Clerk-----Dawn Metty

#### **HIGHWAY SUPERINTENDENT**

Deputy Superintendent-----David Hydock

#### **JUSTICE**

Court Clerk-----Susanne Sanderson  
Court Baliff-----Eric Harling

Offered by Councilman Riggi, who moved its adoption  
Seconded by Councilman Whipple

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

**RESOLUTION NO. 06-1/17**

**RESOLUTION TO ALLOW SPECIFIC PERSONS TO ACT AS AUTHORIZED OFFICERS  
TO DO BANKING**

RESOLVED, to allow the following to do banking in specific accounts:

Accounts Payable Account: Supervisor, Deputy Supervisor and Town Clerk

Money Market Account: Supervisor, Deputy Supervisor, and Town Clerk

Payroll Account: Supervisor, Deputy Supervisor and Town Clerk

Trust and Agency Fund: Supervisor, Deputy Supervisor and Town Clerk

Town Clerk's Checking and Savings: Town Clerk, Deputy Town Clerk and Supervisor

Offered by Councilman Bradley, who moved its adoption

Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

**RESOLUTION NO. 07-1/17**

**RESOLUTION TO ADOPT OFFICE HOURS**

RESOLVED, to set the following office hours

Town Clerk:

Monday, Tuesday, Thursday and Friday - 9:00AM - 12:30PM, 1:00PM - 4:30PM

Wednesday- 9:00AM - 12:30PM, 6:30PM - 8:30PM

The office will be closed on Wednesday nights from May 1<sup>st</sup> thru July 31<sup>st</sup>.

Assessor:

Friday 9:00AM - 12:30PM, 1:00PM - 4:30PM

Code & Zoning Officer:

Monday 8:00AM - 4:00PM

Offered by Councilman Bradley, who moved its adoption

Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

## **RESOLUTION NO. 8-1/17**

### **RESOLUTION TO NAME TIMEKEEPER FOR ALL PERSONNEL**

RESOLVED, to name the Town Clerk as the Official Timekeeper for all Town Personnel. Each Department Head shall submit time sheets showing daily hours worked, holidays, vacation, personal, funeral, sick days and days off without pay.

Offered by Councilman Whipple, who moved its adoption  
Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

## **RESOLUTION NO. 9-1/17**

### **RESOLUTION TO SET PETTY CASH FUNDS**

RESOLVED, to set petty cash funds as follows:

Town Clerk---\$200.00

Petty Cash-----\$200.00

Offered by Councilman Riggi, who moved its adoption  
Seconded by Councilman Whipple

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

## **RESOLUTION NO. 10-1/17**

### **RESOLUTION TO SET MILEAGE ALLOWANCE**

RESOLVED, to reimburse Town Officers and Employees using personal vehicles for Town Business at a rate of \$0.535 per mile.

Offered by Councilman Riggi, who moved its adoption  
Seconded by Councilman Bradley

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

## **RESOLUTION NO. 11-1/17**

### **RESOLUTION TO SET MEETING DATES AND TIMES**

RESOLVED, to set the following dates and times for meetings:

Town Board Workshop Meetings—Monday before each Town Board Meeting, 6:00PM

Town Board Meeting—Second Thursday of each month 7:00PM

Planning Board—First Thursday of each Month 7:00PM

Zoning Board of Appeals – at least twice a year, once with Town Board Representatives, and when needed to hear an appeal

Offered by Councilman Whipple, who moved its adoption

Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

## **RESOLUTION NO. 12-1/17**

### **RESOLUTION TO ALLOW SUPERVISOR TO PREPAY VOUCHERS**

RESOLVED, to authorize the Supervisor to prepay the following vouchers:

Bi-weekly, Monthly and Vacation Payrolls

Utility Bills

Installments on Contracts approved by the Board

Insurance premiums

Payment to Federal and State and County Agencies

Offered by Councilman Bradley, who moved its adoption

Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

## **RESOLUTION NO. 13-1/17**

### **RESOLUTION TO SET WORK PERIOD AND PAY DAYS**

RESOLVED, to set the following:

Bi-Weekly -Monday thru Sunday midnight (14 days)

Pay day on the following Thursday

Monthly- first to last day of month  
Pay day last banking day of Month

Others- completion of duties, end of the year, or if voucher after next regular Board meeting

When a payday falls on a Holiday the payday shall be on the preceding workday.

Offered by Councilman Whipple, who moved its adoption  
Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

### **RESOLUTION NO. 14-1/17**

**RESOLUTION TO SET SALARIES, WAGES AND COMPENSATION, EFFECTIVE  
JANUARY 1, 2017**

#### **MONTHLY**

Legislative Board (4) -----	\$3,259.75
Justice (1)-----	\$8,500.00
Supervisor-----	\$0
Supervisor Bookkeeper-----	\$14,700.00
Water Bookkeeper-----	\$3,100.00
Budget Officer-----	\$0

#### **BI-WEEKLY**

Town Clerk-----	\$43,286.00
Vital Registrar-----	\$600.00
Highway Superintendent-----	\$64,180.00
Cemetery Superintendent-----	\$5,330.00
Water Superintendent-----	\$13,658.00

#### **HOURLY**

Court Clerk-----	\$15.19
Deputy Clerk-----	\$11.75
Code & Zoning-----	\$21.96
Highway MEO-----	\$24.00
Highway Part-Time Employee-----	\$10.50

Court Baliff-----\$10.00 per summons +mileage

Dog Control-----\$10.00 per summons +mileage  
Assessment Review Board Chairman-----\$130.00 Annually  
Assessment Review Board Member-----\$60.00 daily

Election Inspectors as follows:

Training-----\$25.00  
Primary 9 hours @ 9.70-----\$87.30 per day  
Election 15.5 hours @ 9.70-----\$150.35 per day  
Registration 7.5 @ 9.70-----\$72.75 per day  
Registration 4 @ 9.70-----\$38.80 per day

Zoning Board Members-----\$15.00 per meeting payable yearend  
Zoning Board Chairman-----\$25.00 per meeting  
Planning Board Chairman-----\$25.00 per meeting  
Planning Board Members-----\$15.00 per meeting payable yearend meeting  
Historian-----\$600.00 annually

Offered by Councilman Riggi, who moved its adoption  
Seconded by Councilman Whipple

3 Ayes 1 Nay (Bradley) (1 Absent: Bentley)

Motion: Carried

#### **RESOLUTION NO. 15-1/17**

#### **RESOLUTION TO ALLOW SUPERINTENDENT OF HIGHWAYS TO USE TOWN EQUIPMENT AND PERSONNEL IN EMERGENCY**

RESOLVED, that the Town Board of the Town of Yates hereby renews an Emergency response procedure (of December 13, 1984) by giving the Superintendent of Highways authority to use Town of Yates Highway Equipment and Personnel when requested by local Police, Public Safety Coordinator, Chief of Volunteer Fire Department, or some other Officer to protect citizens and property within the Town.

Offered by Councilman Bradley, who moved its adoption  
Seconded by Councilman \_Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

#### **RESOLUTION NO. 16-1/17**

#### **RESOLUTION TO SET TOWN HOLIDAYS**



RESOLVED to set Town Holidays as follows:

New Year's Day  
Martin Luther King Day-Town Hall Offices  
Good Friday  
Memorial Day  
Independence Day  
Labor Day  
Election day- Town Hall  
Columbus Day-Highway  
Veterans Day  
Thanksgiving Day  
Day after Thanksgiving  
Day before Christmas  
Christmas Day  
Day before New Years

BE IT FURTHER RESOLVED, when the Holiday falls on a Saturday, it will be celebrated on the preceding Friday, and when the Holiday falls on a Sunday it will be celebrated on the following Monday.

Offered by Councilman Whipple, who moved its adoption  
Seconded by Councilman Bradley

4 Ayes   0 Nays   (1 Absent: Bentley)

Motion: Carried

## **RESOLUTION NO. 17-1/17**

### **RESOLUTION TO ALLOW HIGHWAY SUPERINTENDENT TO EXPEND HIGHWAY MONEYS AS REQUESTED**

WHEREAS, the Highway Superintendent has presented information of the Expenditure of Highway moneys as follows:

#### **AGREEMENT FOR THE EXPENDITURE OF HIGHWAY MONEYS**

AGREEMENT, between the Highway Superintendent of the Town of Yates, Orleans County New York, and the undersigned members of the Town Board

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected in the Town for the repair and improvement of highways and received from the State for State Aid for the repair and improvement of highways, shall be expended as follows:

The sum of \$306,000.00 shall be set aside to be Expended for the primary work and general repair OR Capital improvement upon 36.80 miles of town Highways, including sluices, culverts and bridges having a span of less than five (5) feet and boardwalks or the renewal thereof.

Offered by Councilman Bradley, who moved its adoption  
Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

#### **RESOLUTION NO. 18-1/17**

RESOLUTION TO ALLOW HIGHWAY SUPERINTENDENT TO MAKE PURCHASES NOT ONLY FROM STATE BIDS BUT ALSO FROM OTHER COUNTIES AND MUNICIPALITIES

WHEREAS, from time to time other Municipalities have bid purchases and reached low bids on purchases, therefore already going through a bid process, be it

RESOLVED, that the Highway Superintendent be allowed to make purchases, not only from State Bids but also from other Counties and municipalities.

Offered by Councilman Riggi, who moved its adoption  
Seconded by Councilman Whipple

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

#### **RESOLUTION NO. 19-1/17**

RESOLUTION TO ALLOW TOWN OF YATES PERSONNEL TO ATTEND CONFERENCES, TRAINING AND CERTIFICATION SESSIONS

WHEREAS, the need for personnel to attend conferences, training, and certifications sessions is present, be it

RESOLVED, personnel has the approval to attend conferences, training and certification sessions, at Town expense, be it

FURTHER RESOLVED, Personnel shall notify the Board of upcoming conferences or training.

Offered by Councilman Whipple, who moved its adoption  
Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

**RESOLUTION NO. 20-1/17**

**RESOLUTION TO AUTHORIZE THE SUPERVISOR TO SIGN AGREEMENT FOR LEGAL SERVICES WITH WEBSTER, SCHUBEL & MEIER LLP**

WHEREAS, the agreement for legal services has been presented to the Town Board and the Town Board has reviewed this agreement, be it

RESOLVED, the Supervisor is authorized by the Town Board to sign this agreement as follows:

THIS AGREEMENT made as of the 1st day of January, 2017, between the TOWN OF YATES, a municipal corporation of the State of New York, hereinafter referred to as "TOWN", ANDREW W. MEIER, ESQ., hereinafter referred to as "MEIER"; and WEBSTER, SCHUBEL & MEIER, LLP, Attorneys at Law, of 113 West Center Street, Suite 2, Medina, New York, hereinafter referred to as "ATTORNEYS",

WHEREAS, the Town requires legal services in connection with the operations and functions of the government of the Town, and

WHEREAS, Meier is experienced in matters involving municipal law and wish to perform necessary legal services for the Town,

NOW, THEREFORE, in consideration of the premises and the mutual covenants and promises hereinafter set forth, it is agreed as follows:

Meier will perform the following legal services:

- 1.) General consultation with all board members and Town officers, as required.
- 2.) Attendance at meetings, conference sessions, workshops and public hearings of Town governmental bodies, including the Town Board, Planning Board and Zoning Board of Appeals as required.
- 3.) Preparation of resolutions and local laws.
- 4.) Preparation and review of contracts and like transactional matters but excluding tax assessment proceedings, administrative agency proceedings, civil litigation and proceedings, in-rem tax foreclosure proceedings, capital project matters, bond issues and other borrowings, and the purchase and/or sale of real property.
- 5.) General legal research and correspondence; FOIL responses.

As compensation for the services as enumerated above, the Town will pay Meier an annual retainer in the amount of \$7,500.00 which shall be paid in monthly amounts of \$625.00 upon submission of a voucher therefor by Meier, payable upon approval by the Town. The vouchered payment shall not be considered compensation for the purposes of the New York State Retirement System.

The Attorneys will perform and provide such legal services as are required by the Town, as follows:

- 1.) The representation of Town in administrative agency proceedings, civil litigation and proceedings, and in-rem tax foreclosure proceedings.
- 2.) Legal services in connection with capital projects, bond issues, and other borrowings and other related matters.

As compensation for services set forth in subparagraph 1 and 2, the Town will pay the Attorneys in accordance with the following schedule, rates and fees:

- a.) For the services described in subparagraph 1 above at the rate of \$120.00 per hour.
- b.) For legal services described in subparagraph 2 at rates and fees to be agreed upon between the parties by separate agreement for each matter.

The Attorneys shall voucher the Town for the services rendered, and such fees shall be payable upon approval of such vouchers by the Town. The vouchered payments shall be not considered compensation for the purposes of the New York State Retirement System.

The terms of this Agreement shall be for the period of one (1) year from January 1, 2017, to December 31, 2017. This agreement may be terminated by either party upon ten (10) days written notice by certified mail return receipt requested or personal delivery.

Offered by Councilman Bradley, who moved its adoption  
Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

#### **RESOLUTION NO. 21-1/17**

#### **RESOLUTION TO COMPENSATE DEPUTY HIGHWAY SUPERINTENDENT FOR TIME WORKED**

RESOLVED, David Hydock, as Deputy Highway Superintendent, will receive \$2550.00 for time worked as Deputy Superintendent, be it further

RESOLVED, duties of Deputy Highway Superintendent will be assigned and will include road checks and manpower call-ins when needed. Deputy Highway Superintendent will receive extra compensation if roadwork or plowing needs to be done. Deputy Superintendent assumes all the duties of the Highway Superintendent during Superintendent's absence, be it

FURTHER RESOLVED, David Hydock's compensation will be paid quarterly in his paycheck, starting January 2017, April 2017, July 2017 and October 2017.

Offered by Councilman Whipple, who moved its adoption  
Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

#### **RESOLUTION NO. 22-1/17**

##### **RESOLUTION TO SET CODE ENFORCEMENT TIME AND PAY**

RESOLVED, the Code Enforcement Officer shall be paid \$21.96 per hour and shall work Mondays from 8:00AM until 4:00PM, he shall be allowed 4 days for use for (Holiday, Personal, or Sick Day) any other time shall be made up.

Offered by Councilman Bradley, who moved its adoption  
Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

#### **RESOLUTION NO. 23-1/17**

##### **RESOLUTION TO ACCEPT FINAL REPORT FOR THE COURT CLERK**

WHEREAS, the Court Clerk for Justice Grabowski has presented the final report for the Justice for the year ending December 31, 2016, and

WHEREAS, the Town Board has reviewed these records

BE IT RESOLVED, the Town Board accepts the final report for Justice Grabowski as presented

Offered by Councilman Bradley, who moved its adoption  
Seconded by Councilman Whipple

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

**RESOLUTION NO. 24-1/17**

**RESOLUTION TO APPOINT TOWN ENGINEER**

WHEREAS, Chatfield Engineers PC. Has shown interest in being appointed the Town of Yates Engineer for the coming year, be it

RESOLVED, the Town of Yates hereby appoints Chatfield Engineers PC as the Town of Yates Engineers, be it also

RESOLVED a copy of the hourly rate for such engineering be attached to these minutes.

Offered by Councilman Whipple, who moved its adoption  
Seconded by Councilman Bradley

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

**RESOLUTION NO. 25-1/17**

**RESOLUTION ADOPTING RETIREMENT RESOLUTIONS FOR STANDARD WORK DAY REPORTING RS 2417 A&B and STANDARD WORK DAY RESOLUTION FOR EMPLOYEES RS 2418 FROM THE OFFICE OF THE NEW YORK STATE COMPTROLLER NEW YORK STATE AND LOCAL RETIREMENT SYSTEM**

WHEREAS NEW FORMS RS2417 and RS2418 need to be submitted every year, be it

RESOLVED that these resolutions be adopted and be it further

RESOLVED, they shall be attached to these minutes and posted on the bulletin board in the Town Hall for 30 days.

Offered by Councilman Riggi, who moved its adoption  
Seconded by Councilman Whipple

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

**RESOLUTION NO. 26-1/17**

**STANDARD WORK DAY RESOLUTION**

WHEREAS, the Retirement system requires the Town to specify the standard work days of all employees, be it

RESOLVED, the following is hereby specified as standard workdays for retirement purposes

Highway Superintendent: 8 hours  
Town Clerk: 6 hours  
Court Clerk: 6 hours  
Town Hall Custodian: 6 hours  
Highway MEO & Laborers: 8 hours  
Code and Zoning Officer: 8 hours  
Bookkeeper, Clerical Staff & Councilman: 6 hours  
Deputy Clerk: 6 hours

Offered by Councilman Bradley, who moved its adoption  
Seconded by Councilman Riggi

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

#### **RESOLUTION NO. 27-1/17**

#### **RESOLUTION TO PAY BILLS**

WHEREAS, bills have been reviewed by the Town Board, be it

RESOLVED to pay bills as follows:

A-Accounts-	\$ 34,561.24
B-Accounts-	\$ 1,665.23
DA-Accounts Highway-	\$ 16,881.36
DB-Accounts Highway-	\$ 11,264.80
Water 4-	\$120,130.56
Water 2-	\$

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TOTAL	\$184,503.19
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Offered by Councilman Whipple, who moved its adoption  
Seconded by Councilman Bradley

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

## **PRIVILEGE OF THE FLOOR**

Taylor Quarles, Lighthouse Wind, announced that their office in Barker will be open all day on Monday's and Wednesday's and asked residents to call if they need to meet outside of those days.

Paul Lauricella, Town of Yates, stressed that he would like to see the Town Board work on lowering the tax rate by making the Town enticing to future businesses. He asked about the Lyndonville School that is currently not being used and the old Pennysaver Market that is vacant.

Councilman Whipple responded that Village Zoning and New York State Educational Funding may be a reason why the old Lyndonville School is not being sold.

Supervisor Simon added that the committee formed to review the Comprehensive Plan is developing a survey to address concerns like Paul described and it should be ready to send out by the end of the month.

Pam Atwater, Town of Somerset, shared an article about a wind farm in Ireland where families that were forced from their homes due to noise won their court case against the developer.

Steve Royce, Town of Appleton, encouraged the audience to attend an open house on January 18<sup>th</sup> at the Barre Town Hall where the Heritage Wind Project will be discussed.

Cathy Orr, Town of Somerset, said that wind turbines definitely make a lot of noise, equivalent to that of a jet airplane, and this is a very real problem. She moved from her farm in Wyoming County because of it.

Linda Fisk, Town of Yates, said that helicopters make noise but that people still live around air force bases and that they are alive and well and so are the animals in the surrounding areas. She also added that helicopters can land around wind turbines as long as there are good pilots.

Howard Pierce, Town of Yates, thought that there was supposed to be a 6 month moratorium on wind discussions. He asked the Board to go after AIM money and said that he thinks that the Town of Albion just adopted a Resolution to that effect.

Paul Lauricella, Town of Yates, asked the Board to press Orleans County for more sales tax money. He believes that the amount has not been adjusted since 2005.

Annie Smith, Town of Yates, said that the Governor recently visited UB and praised a Long Island plan for offshore wind farms and wonders if he thinks we're second class citizens because it's ok to put turbines here that will be visible from the shoreline.



## **REPORT OF TOWN OFFICERS**

Trisha Laszewski, Town Assessor, mentioned that residents have been in to renew their exemptions. She added that people have been good about reaching her in Ridgeway if they have questions or need help.

Andrew Meier, Town Attorney, updated the Board on the Water District 4 expansion. He said that they are in the process of writing easements that will be sent in the mail shortly.

Councilman Whipple congratulated Councilman Bradley on an award that he recently received.

Supervisor Simon said that the committee formed to work on the Comprehensive Plan should be finalizing the survey very soon. He expects it to be mailed by the end of the month. He encouraged everyone to submit their survey and to encourage their neighbors to do so..

## **ADJOURNMENT**

Moved by Councilman Whipple, Whereas there is no new business to be brought before the Board, the meeting be adjourned at 7:28PM.

Seconded by Councilman Bradley

4 Ayes 0 Nays (1 Absent: Bentley)

Motion: Carried

Respectfully Submitted,  
Michele L. Harling  
Yates Town Clerk

**CHATFIELD ENGINEERS, P.C.**  
**2017 HOURLY BILLING RATES**

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**ENGINEERING DEPARTMENT**

Principals	\$118.00
Project Managers	\$103.00
Project Engineers	
Level 1	\$ 78.00
Level 2	\$ 74.00
Level 3	\$ 68.00
Project Technicians	\$ 58.00
CAD Draftsperson	\$ 58.00

**CONSTRUCTION DEPARTMENT**

Resident Project Representatives	
Level 1	\$ 68.00
Level 2	\$ 64.00

**ENGINEERING SPECIALISTS**

Mechanical Engineer	\$115.00
Electrical Engineer	\$115.00
Structural Engineer	\$115.00
Environmental Engineer	\$115.00

Surveying and Architectural Fees quoted on an as needed basis.





Office of the New York State Comptroller  
New York State and Local Retirement System  
Employees' Retirement System  
Police and Fire Retirement System  
110 State Street, Albany, New York 12244-0001

## Standard Work Day and Reporting Resolution for Elected and Appointed Officials

RS 2417-A

(Rev. 8/15)

BE IT RESOLVED, that the Town of Yates / 30101 hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on their record of activities:

Title	Standard Work Day (Hrs/day) Min. 6 hrs Max. 8 hrs	Name (First and Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy)	Record of Activities Result*	Not Submitted (Check only if official did not submit their Record of Activities)
<b>Elected Officials</b>								
Town Clerk	6.00	Michèle L. Harling			<input type="checkbox"/>	1/1/16-12/31/19	22.45	<input type="checkbox"/>
Councilman	6.00	James Whipple			<input type="checkbox"/>	1/1/14-12/31/17	.42	<input type="checkbox"/>
Councilman	6.00	John Riggi			<input type="checkbox"/>	1/1/16-12/31/19	.42	<input type="checkbox"/>
<b>Appointed Officials</b>								
Bookkeeper	6.00	Lynne Johnson			<input type="checkbox"/>	1/1/17-12/31/17	11 days	<input type="checkbox"/>
Code Officer	8.00	Daniel Wolfe			<input type="checkbox"/>	1/1/17-12/31/17	4 days	<input type="checkbox"/>
Deputy Town Clerk	6.00	Dawn Mely			<input type="checkbox"/>	1/1/17-12/31/17	n/a	<input type="checkbox"/>

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

I, Michèle L. Harling, secretary/clerk of the governing board of the Town of Yates, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the 12 day of January, 20 17 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Yates on this 12 day of January, 20 17, Michèle L. Harling (Signature of the secretary or clerk)

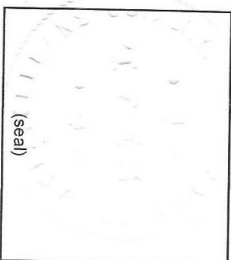
Affidavit of Posting: I, Michèle L. Harling, being duly sworn, deposes and says that the posting of the

Resolution began on 1/13/17 and continued for at least 30 days. That the Resolution was available to the public on the

☒ Employer's website at townofyates.org

☒ Official sign board at 8 South Main Street, Lyndonville, NY 14098

☒ Main entrance secretary or clerk's office at 8 South Main Street, Lyndonville, NY 14098





Office of the New York State Comptroller  
New York State and Local Retirement System  
Employees' Retirement System  
Police and Fire Retirement System  
110 State Street, Albany, New York 12244-0001

## Standard Work Day Resolution for Employees\* RS 2418

(Rev. 7/11)

BE IT RESOLVED, that the Town of Yates, Location code 30101, hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body:

Title	Standard Work Day (Hrs/day)
Highway Superintendent	8.00
Town Clerk	6.00
Court Clerk	6.00
Town Hall Custodian	6.00
Highway MEO & Laborers	8.00
Code & Zoning Officer	8.00
Bookkeeper/Clerical & Councilman	6.00
Deputy Clerk	6.00

On this 12 day of January, 2017

Michele L. Harling  
(Signature of clerk)

Date enacted: January 12, 2017

I, Michele L. Harling, clerk of the governing board of the Town of Yates,  
(Name of Employer)

of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the 12 day of January, 2017 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

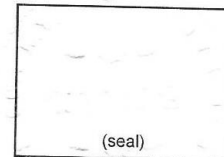
I further certify that the full board, consists of 5 members, and that 4 of such members were present at such meeting and that 4 of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I have hereunto

Set my hand and the seal of the

Town of Yates

(Name of Employer)



(seal)

\*To be used for all employees. Please list Elected and Appointed Officials on the form (RS2417-A) Standard Workday and Reporting Resolution for Elected and Appointed Officials.

**See Instructions for Completing Form on Back**

