

Town of Yates December Board Meeting
8 S. Main St., Lyndonville, NY 14098
December 9, 2021, 7:00PM

Present: Jim Simon, Supervisor
John Riggi, Councilman
Terry Chaffee, Jr., Councilman
Harold Suhr, Councilman
Susan Hrovat, Councilman
Michele Harling, Town Clerk

Excused: Roger Wolfe, Highway Superintendent
Trisha Laszewski, Assessor
Dan Wolfe, Code Enforcement Officer

Others : Paul Lauricella Georgette Stockman Jason Raduns

Supervisor Simon called the December Board Meeting to order at 7:00PM.

PLEDGE OF ALLEGIANCE

SUPERVISOR'S REPORT

No report.

CORRESPONDENCE

No correspondence.

PRIVILEGE OF THE FLOOR ON AGENDA ITEMS ONLY

Paul Lauricella, Town of Yates, wanted to thank Dan Wolfe for his work as the Town of Yates Code Enforcement Officer.

RESOLUTION NO.109-12/21

RESOLUTION TO APPROVE MINUTES OF REGULAR BOARD MEETING

RESOLVED, to approve the minutes of the November 11, 2021 Regular Board Meeting as presented to each Board Member.

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

5 Ayes 0 Nays

Motion: Carried

RESOLUTION NO. 110-12/21

RESOLUTION TO SET YEAREND MEETING

RESOLVED, to set the yearend meeting for Wednesday, December 22, 2021 at 6:00PM.

Offered by Councilman Chaffee, who moved its adoption
Seconded by Councilman Hrovat

5 Ayes 0 Nays

Motion: Carried

RESOLUTION NO. 111-12/21

RESOLUTION TO CLOSE TOWN HALL ON THURSDAY DECEMBER 23, 2021 AND THURSDAY DECEMBER 30, 2021

WHEREAS, the Town employees receive Christmas Eve and Christmas Day and New Year's Eve and New Year's Day as paid holidays and this year they fall on a Friday and Saturday, be it

RESOLVED, that the Town will observe Christmas Day and New Year's Day on the Thursday prior to the holiday instead of the Friday before the holiday because the Friday before is already an observed Town holiday.

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

5 Ayes 0 Nays

Motion: Carried

RESOLUTION NO. 112-12/21

RESOLUTION TO APPROVE KEELER CONSTRUCTION PAY APPLICATION NO. 2 FOR REDI PROJECT WORK COMPLETED

WHEREAS, Keeler Construction has submitted an invoice for work and/or materials, in place or delivered for the Town of Yates Park Expansion- REDI NO. 40 project for the Application Period: 10/19/2021-11/15/2021 (known as Pay Application No.2), and

WHEREAS, the invoice has been reviewed and approved for payment as of 11/22/2021 by Jon Hinman with the MRB Group, be it

RESOLVED, to pay Keeler Construction the invoice amount less retainages or deductions for a net invoice total of \$40,189.75.

Offered by Councilman Suhr, who moved its adoption
Seconded by Councilman Chaffee

5 Ayes 0 Nays

Motion: Carried

Supervisor Simon said that he will check with Jon Hinman (MRB Group) for an update on the REDI project. He said that the project will obviously slow down over the winter.

RESOLUTION NO. 113-12/21

RESOLUTION AUTHORIZING SUPERVISOR TO SIGN AN AGREEMENT FOR CONTROL OF ICE AND SNOW AND MOWING ON COUNTY ROADS WITH COUNTY OF ORLEANS

WHEREAS, the County of Orleans has presented the Town with an Agreement for Control of Ice and Snow and for Mowing on County Roads commencing the 1st day of January 2022, by and between the COUNTY OF ORLEANS, acting through the Superintendents of Highways of said County (hereinafter the County) and the TOWN OF YATES, acting through the Superintendent of Highways of said Town (hereinafter the Town) (collectively the Parties) as follows:

WHEREAS, section 135-a of the Highway Law provides that the County Superintendent of Highways may contract with the Town for the control of ice and snow on County Highways subject to the approval of each of the Legislative bodies of said County and Town, and

WHEREAS, the Town is willing to perform the work of such control of ice and snow upon such terms, rules and regulations as are contained herein and deemed by the County Superintendent of Highways to be for the best interests of the people of the County of Orleans, and

WHEREAS, Section 135 of the Highway Law provides for the cutting of noxious weeds within the bounds of the County Roads, and

WHEREAS, the Town is willing to perform the work of cutting weeds upon such terms, rules and regulations as are contained herein and deemed by the County Superintendent of Highways to be for the best interests of the people of Orleans County, be it

RESOLVED, the Supervisor and the Highway Superintendent are authorized to sign this agreement with Orleans County.

Offered by Councilman Chaffee, who moved its adoption.
Seconded by Councilman Riggi

Supervisor Simon explained that this is a standard agreement that has been done over past years and is a shared services agreement with the County which is a good thing.

5 Ayes 0 Nays

Motion: Carried

RESOLUTION NO. 114-12/21

RESOLUTION TO ESTABLISH A 5-YEAR FINANCIAL PLAN WORKING GROUP FOR THE TOWN OF YATES

WHEREAS, the Town of Yates has traditionally conducted stove-piped analysis of long-term financial planning by departments and stakeholders, and

WHEREAS, the most recent S&P credit rating analysis – though improved – did highlight the lack of a comprehensive 5-year financial plan, be it

RESOLVED, that the 5-Year Financial Plan Working Group is hereby established with a goal of producing a comprehensive draft of a financial plan for 2023 – 2028 for board review by June 1, 2021, and be it further

RESOLVED, that the working group will be chaired by Councilman Terry Chaffee, Jr, and that the deputy chair will be Councilman John Riggi, and be it further

RESOLVED, that the group should include representation from all town departments and key external stakeholders (fire, ambulance, village).

Offered by Councilman Chaffee, who moved its adoption
Seconded by Councilman Hrovat

Supervisor Simon said that Councilman Chaffee will Chair this with Councilman Riggi as the Deputy Chair. He explained that the board would like a draft plan back by June 1, 2022.

5 Ayes 0 Nays

Motion: Carried

RESOLUTION NO. 115-12/21

RESOLUTION TO AUTHORIZE ARPA TRANSFERS TO GENERAL A FUND TOWNWIDE RESERVE

WHEREAS, the American Rescue Plan Act (ARPA) authorized both reimbursement for covid expenses and lost revenue for the 2020 fiscal year, and

WHEREAS, the Town expended \$4,344.77 in supplies, labor and miscellaneous costs which the Town finds reimbursable under ARPA, and

WHEREAS, the Town calculates lost revenue based on the ARPA guidelines of an expected 4.1% increase in 2020 (\$14,621.51), be it

RESOLVED, that the bookkeeper is authorized to transfer the \$4,344.77 and \$14,621.51 funds into the General A Fund Townwide Unrestricted Reserve.

Offered by Councilman Riggi, who moved its adoption

Seconded by Councilman Hrovat

Supervisor Simon adjusted the numbers after Joanna reached out to MRB's ARPA expert. The first figure stayed the same and covers the Town's costs associated with COVID which we have receipts for. The second number is the difference between the expected revenue; there is a calculation to determine this value. His initial calculation was lower because he was using the projected budget but it was recommended that the AUD be used instead. This made the second number higher. Both of these ARPA amounts will be transferred into the A-Townwide unrestricted reserve which is the account that the Board has been trying to repair. There will be an opportunity next year to go through this same process. Anything left will be used for approved ARPA Town projects.

5 Ayes 0 Nays

Motion: Carried

RESOLUTION NO. 116-12/21

RESOLUTION RECOGNIZING THE OUTSTANDING SERVICE AND RETIREMENT OF DAN WOLFE AS THE TOWN OF YATES CODE ENFORCEMENT OFFICER

WHEREAS, Dan Wolfe, Town of Yates Code Enforcement Officer, has submitted a retirement application effective December 31, 2021, be it

RESOLVED, that the Town reluctantly accepts Dan Wolfe's retirement, and be it further

RESOLVED, that the Town recognizes the outstanding professional service Dan provided the Town of Yates and wishes him Godspeed in his retirement.

Offered by Councilman Riggi, who moved its adoption

Seconded by Councilman Hrovat, with thanks

5 Ayes 0 Nays

Motion: Carried

RESOLUTION NO. 117-12/21

RESOLUTION TO PAY BILLS

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

RESOLVED to pay bills as follows:

Fund A (General – Townwide)-	\$ 36,723.18
Fund B (General – Outside Village)-	\$ 1,018.63
Fund DA (Highway – Townwide)-	\$ 26,519.95
Fund DB (Highway – Outside Village)-	\$ 9,503.47
H- (Capital Projects)-	\$ 13,605.70
Water 4-	\$ 32,600.76
Water 2-	\$
Youth-	\$
Fire- -----	
TOTAL	\$119,971.69

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

5 Ayes 0 Nays

Motion: Carried

PRIVILEGE OF THE FLOOR

Paul Lauricella, Town of Yates, thanked the Town Board for passing the resolution to protect the medical privacy of the Town employees and not forcing them to get vaccinated or they’ll lose their job.

Supervisor Simon said that the Board has very little power to stop it but at least they can put a marker down and say that this is not what we’re all about. He believes that this battle will unfold over the next few months.

TOWN OFFICERS REMARKS

Trisha Laszewski, Town Assessor, submitted a written report: Trisha and Julie completed a class on Real Property Tax Law. Trisha will receive 6 continuing education credits. They are preparing all of the exemption renewal forms to be sent out the last week of December.

Councilman Hrovat welcomed Jason Raduns to the Town as the new Code Enforcement Officer.

Supervisor Simon announced the new Code Enforcement Officer, Jason Raduns, and welcomed him to the town. He said he will officially start on January 1, 2021 but that he’s already been

riding around with Dan Wolfe. He added that the Town Board is here to support him. He said that it can be a difficult job where you may not make a lot of friends but you do have friends here, at the Town Hall. He told Jason not to hesitate to ask questions of the Board or Dan Wolfe. He explained that Jason will be a full-time Code Enforcement Officer initially split between Yates, Lyndonville and Ridgeway and in 2023 he will add the Town of Shelby once Dan fully retires.

Supervisor Simon said that the Town will be sending out a Town Newsletter which is very close to being done. He hopes to send out a final draft to the Board members tomorrow. He expects to have it in the mail by the end of December.

ADJOURNMENT

Moved by Councilman Riggi, whereas there is no new business to be brought before the Board, the meeting be adjourned at 7:11PM.

Seconded by Councilman Chaffee

5 Ayes 0 Nays

Motion: Carried

Respectfully Submitted,
Michele L. Harling
Yates Town Clerk