

A regular meeting of the Mendon Town Board was held at 7:00PM, Monday, December 14, 2015, at the Mendon Town Hall, 16 West Main Street, Honeoye Falls, NY.

PRESENT: John D. Moffitt, *Supervisor*
Cynthia M. Carroll } *Town*
Wayne H. Menz } *Board*
Michael E. Roberts } *Members*

ABSENT: None

TOWN CLERK: James P. Merzke

OTHERS PRESENT: William E. Smith, *Highway Superintendent*, Gary Loope, *Highway Clerk*, Bruce Peckham, *Library Board of Trustees President and Zoning Board of Appeals Member*, Daniel Bassette, *Zoning Board of Appeals Member*, Thomas G. Dubois, *Town Board Member-Elect*, John L. Hagreen *Town Board Member-Elect*, and two other people.

Supervisor Moffitt called the meeting to order at 7:00PM. The Pledge of Allegiance was recited.

AGENDA

(Resolution 15-249)

A motion was made by Mr. Menz, seconded by Mrs. Carroll, to adopt the agenda with the following amendment: add new “No. 22. Monroe County All-Seasons Agreement; No. 23. Water District #1 Extension #5 – Establish Public Hearing; No. 24. Organizational and First Regular Meeting; and No. 25. Swearing In Ceremony,” postpone the Water District #1 Extension #5 – Public Hearing, and renumber accordingly.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

PUBLIC COMMENT

Mary Louise “Muffy” Meisenzahl, 3 Livingston Street, thanked Mr. Menz for his service on the Board, and the Board for providing “good government” this past year.

COMMUNICATIONS

Town Clerk

Mr. Merzke reported on a meeting of the Monroe County Town Clerks, Tax Receivers and Collectors Association that he hosted on December 11th at the Community Center.

Highway Superintendent

Mr. Smith distributed and read his report.

Town Board

Mr. Roberts reported on the Planning Board.

Mr. Menz reported on the Senior Citizen group and the American Legion.

Mrs. Carroll reported on the Library Board of Trustees and the Environmental Conservation Board.

Supervisor

Supervisor Moffitt reported on a meeting regarding the change in ownership of The Sentinel; calls he’s received about public water extension; the Mendon Business Association Holiday Gala; a planning and zoning webinar; a meeting at the school about the former GM properties in the Village; issues with the back Library entrance caused by the garbage hauler; Michelle Booth becoming a full-time employee in 2016; and the Town Hall Christmas Party on the 21st.

SUPERVISOR'S MONTHLY REPORT***(Resolution 15-250)***

A motion was made by Mr. Menz, seconded by Mr. Roberts, to acknowledge receipt of the Supervisor's Monthly Report for November 2015.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

TOWN CLERK'S MONTHLY REPORT***(Resolution 15-251)***

A motion was made by Mr. Roberts, seconded by Mrs. Carroll, to acknowledge receipt of the Town Clerk's Monthly Report for November 2015, showing receipts and disbursements in the amount of \$5,811.00.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

MINUTES***(Resolution 15-252)***

A motion was made by Mrs. Carroll, seconded by Mr. Menz, to approve the minutes of the regular meeting held on November 9, 2015, as presented.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

BUDGET ADJUSTMENTS***(Resolution 15-253)***

A motion was made by Mr. Roberts, seconded by Mr. Menz, to approve the following budget adjustments:

From	A1110.420	Justices Reference Materials	\$5.00
To	A1110.410	Justices Travel/Dues/Conf.	\$5.00
From	A1355.410	Assessor Travel/Dues/Conf.	\$18.30
To	A1355.420	Assessor Reference Materials	\$18.30
From	A1620.200	Building Town Hall Equipment	\$1,000.00
To	A1610.2	Central Computers Equipment	\$1,000.00
From	A1620.100	Building Town Hall Personnel	\$700.00
To	A1620.110	Building Comm. Center Personnel	\$700.00
From	A1620.100	Building Town Hall Personnel	\$100.00
To	A1620.111	15 Monroe St. Personnel	\$100.00
From	A7140.2	Mendon Center Sports Equip.	\$1,500.00
From	A1620.407	Building Town Hall Gas	\$1,000.00
To	A1620.402	Building Town Hall Maint.	\$2,500.00
From	A1620.414	Building Comm. Center Utilities	\$50.00
To	A1620.406	Building Town Hall Water	\$50.00
From	A1670.405	Law Publications	\$62.00
To	A1670.402	Postage Meter	\$62.00
From	A1670.405	Law Publications	\$50.00
To	A1670.409	Advertising legals	\$50.00
From	A5132.413	Garage Utilities	\$8,000.00
To	A5132.1	Garage Personnel	\$8,000.00

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From	A5132.414	Garage Other	\$50.00
To	A5133.1	Salt Shed Personnel	\$50.00
From	A7110.42	Semmel Road Supplies	\$50.00
To	A7110.41	Semmel Road Utilities	\$50.00
From	A7120.2	Semmel Road Equipment	\$600.00
To	A7120.1	Semmel Road Personnel	\$600.00
From	A8810.2	Cemeteries Equipment	\$350.00
To	A8810.1	Cemeteries Personnel	\$350.00
From	B3410.1	Public Safety Personnel	\$2,587.00
From	B8020.114	Planning Officer	\$1,402.00
To	B3620.1	Building Inspector	\$3,989.00
From	B3620.401	Building Mileage/Training	\$254.84
To	B3620.1	Building Inspector	\$254.84
From	B5182.100	Street Lighting Personal	\$1,500.00
To	B5182.4	Street Lighting Utilities	\$1,500.00
From	DA5130.411	Machinery Gasoline	\$700.00
To	DA5130.415	Machinery Stock Items	\$700.00
From	DA5130.417	Machinery Unallocated Ins.	\$200.00
To	DA5140.100	Roadside Mow Personnel	\$200.00
From	DA9060.8	Medical/Dental	\$500.00
To	DA5142.101	Sick Pay	\$500.00
From	DA9060.8	Medical/Dental	\$2,000.00
To	DA5142.102	Holiday Pay	\$2,000.00
From	DA9060.8	Medical/Dental	\$2,500.00
To	DA5142.103	Vacation Pay	\$2,500.00
From	DA2418	County Summer Equipment	\$2,990.93
From	DA2302	Monroe Co. Summer	\$49,204.86
To	DA5148.114	County Summer Work	\$52,195.79
From	DB5110.402	Diesel Fuel	\$11,900.71
To	DB5110.401	General Repairs Materials	\$11,900.71
From	DB5140.1	Brush Pick Up Personnel	\$2,500.00
To	DB5141.101	Sick	\$2,500.00
From	DB5140.1	Brush Pick Up Personnel	\$100.00
To	DB5141.104	Personal/Funeral	\$100.00
From	DB5142.111	Snow Fence Materials	\$450.00
To	DB5142.115	Delineators Up/Down	\$450.00

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TOWN OF MENDON

REGULAR MEETING

From	DB9060.8	Medical	\$6,267.71
From	DB5142.420	Victor Sweeping	\$2,000.00
To	DB5142.117	Snow Fence Up/Down	\$8,267.71

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

VOUCHERS

General Abstract

(Resolution 15-254)

A motion was made by Mr. Menz, seconded by Mr. Roberts, to approve all claims on vouchers numbered 15-560 to 15-615, on General Abstract 15-12A, in the amount of \$43,500.56.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

Highway Abstract

(Resolution 15-255)

A motion was made by Mr. Menz, seconded by Mrs. Carroll, to approve all claims on vouchers numbered 15-291 to 15-320, on Highway Abstract 15-12A, in the amount of \$222,791.23.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

Library Abstract

Vouchers numbered 15-184 to 15-199, on Library Abstract 15-12A, in the amount of \$19,221.14, were presented to the Town Board for payment.

LIBRARY CAPITAL PROJECT – CLOSE OUT ACCOUNT

(Resolution 15-256)

A motion was made by Mr. Menz, seconded by Mrs. Carroll, to approve the following:

WHEREAS, this Capital Project is complete, and no additional funds will be received, and

WHEREAS, this Capital Project represents a loan from the General Fund (A).

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Finance Officer to write the following amount off by reducing the Due From line in the General Fund and charging this amount against the General Fund Fund Balance.

BE IT FURTHER RESOLVED, that this entry will be made in the 2015 budget year, prior to closing.

H630.16 Due to A – Library	\$27,511.58
Total	\$27,511.58

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

TAX RECEIVER’S BOND FOR YEAR 2016 TAX COLLECTION

(Resolution 15-257)

A motion was made by Mr. Menz, seconded by Mrs. Carroll, to adopt the following:

BE IT RESOLVED, by the Board of the Town of Mendon as follows:

Section 1. The Town Board hereby approves the surety, form and amount of the official undertaking for the faithful performance of the duties of the Town Clerk and Receiver of Taxes and Assessments, as follows:

Type of undertaking:	Public Employee Dishonesty
Insurance Company:	Trident-Argonaut Group
Policy Number:	PE-4627462-00
	1/1/16 – 1/1/17

Amount: \$500,000.00 excess limits on Town Clerk & Tax Receiver

Section 2. A true copy of this resolution shall be affixed to the undertaking to indicate this Board’s approval thereon in accordance with Town Law §25.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

HIGHWAY DEPARTMENT – CO-OP PURCHASES***(Resolution 15-258)***

A motion was made by Mrs. Carroll, seconded by Mr. Menz, to recognize the authority of the Highway Superintendent to join and utilize cooperative purchasing methods for goods and services when he determines it is in the best interest of the Town.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

HIGHWAY DEPARTMENT – RESOLUTION IN SUPPORT OF PARITY OF LOCAL TRANSPORTATION FUNDS***(Resolution 15-259)***

A motion was made by Mr. Roberts, seconded by Mr. Menz, to adopt the following:

WHEREAS, a reliable transportation infrastructure is vital for the safety of New York's traveling public and its economy, and

WHEREAS, 85 percent of New York's roads and bridges are maintained by local governments, and
WHEREAS, despite well-timed and targeted preventive maintenance treatments, the age and condition of many of our locally-owned transportation assets means that they are beyond preservation and in need of much more costly rehabilitation and reconstruction, and

WHEREAS, estimates by the State Comptroller, DOT, and independent studies show a large portion of road mileage is deteriorating and many bridges in the state are rated structurally deficient and functionally obsolete, and

WHEREAS, the State Comptroller estimates that there will be \$89 billion in unmet local infrastructure needs over the next 20 years, and

WHEREAS, the New York State Association of Town Superintendents of Highways commissioned its own fifteen year analysis that indicates an annual funding gap of \$1.3 billion for the local system (excluding NYC) alone, and

WHEREAS, funding for our local system has been far short of what is needed and we've fallen further and further behind in maintaining the vast and aging transportation infrastructure over this long period with severe consequences for conditions ratings, and

WHEREAS, the New York State Consolidated Local Street and Highway Program (CHIPS) provides essential funding for every municipality in the state and is part of the New York State Department of Transportation (NYSDOT) capital program, and

WHEREAS, in the early 1990's the Governor and Legislature created the Dedicated Highway and Bridge Trust FUND (DHBTF) to pay for the NYSDOT capital program and the Dedicated Mass Transit Trust Fund (DMTTF) to assist with the Metropolitan Transportation Authority (MTA) and other transit systems, and

WHEREAS, when the DHBTF was created, it was agreed that the NYSDOT and the MTA five-year capital programs would similar in size and would be negotiated concurrently, and

WHEREAS, through 2005-2009, both capital programs were similar in size and adopted within months of each other, and

WHEREAS, in 2010 the Executive and Legislature broke traditional parity and enacted a five-year capital program for the MTA but not the DOT.

NOW, THEREFORE BE IT RESOLVED, that the Town of Mendon, NY, calls upon the Governor and the Legislature to make additional state funding and resources available at levels that accurately reflect the critical needs of local roads and bridges; and increase CHIPS funding in the 2016-2017 state budget plan, and

BE IT FURTHER RESOLVED, that the Town of Mendon, NY, calls upon the Governor and members of the state Legislature to fully fund and submit a new NYSDOT five-year transportation capital plan, and
FINALLY, BE IT RESOLVED, that the Town of Mendon, NY, calls upon the Governor and members of the state Legislature to recognize the equality of roads, bridges, and transit by restoring funding equality between the MTA and NYSDOT five-year programs and by voting on the plans simultaneously.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

TRAINING FOR ELECTED OFFICIALS – APPROVAL***(Resolution 15-260)***

A motion was made by Mr. Roberts, seconded by Mrs. Carroll, to authorize the attendance of any Town official or elected officer at the 2016 Association of Towns Newly Elected Town Officials School, January 6, 7 & 8, 2016, at the DoubleTree Hotel, Rochester, NY, at a total cost not to exceed \$1,000.00

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

TOWN BOARD – SPECIAL MEETING TO PAY YEAR-END VOUCHERS***(Resolution 15-261)***

A motion was made by Mr. Menz, seconded by Mrs. Carroll, to hold a Special Meeting, 2:00PM, Wednesday, December 30, 2016, at the Mendon Town Hall, 16 West Main Street, Honeoye Falls, NY, for the purpose of paying year-end vouchers and any other business that may come before the Board.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

BICENTENNIAL FINANCIAL RECONCILIATION***(Resolution 15-262)***

A motion was made by Mr. Menz, seconded by Mrs. Carroll, to categorize the unaccounted for items associated with the Town's Bicentennial celebration as unrecoverable.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

LIBRARY BOARD OF TRUSTEES – REDUCTION IN MEMBERSHIP – ESTABLISH PUBLIC HEARING***(Resolution 15-263)***

A motion was made by Mr. Menz, seconded by Mr. Roberts, to hold a public hearing 7:00PM, or as soon thereafter as said hearing can be held, Monday, January 11, 2016, at the Mendon Town Hall, 16 West Main Street, Honeoye Falls, NY, for the purpose of considering a local law to reduce the membership of the Library Board of Trustees from seven members to five members. This is being considered at the request of the Library Board of Trustees.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

STATE TAX CAP – RESOLUTION IN SUPPORT OF EXCLUDING UNFUNDED MANDATES***(Resolution 15-264)***

A motion was made by Mrs. Carroll, seconded by Mr. Roberts, to authorize the Supervisor to submit a letter to the Governor's Office requesting the current Tax Cap legislation be reviewed and amended to take into account unfunded mandates and equitable application among governmental entities.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

VACANCIES – ADVERTISEMENT***(Resolution 15-265)***

A motion was made by Mrs. Carroll, seconded by Mr. Menz, to authorize the Town Clerk to advertise for any and all vacancies on Town boards, commissions, or committees.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

AMBULANCE UPDATE – DISCUSSION

Mr. Roberts updated the Board on this ongoing discussion.

MONROE COUNTY – ALL SEASONS COUNTY/TOWN WORK AGREEMENT – APPROVAL***(Resolution 15-266)***

A motion was made by Mr. Menz, seconded by Mr. Roberts, that upon recommendation of the Highway Superintendent, this Board authorizes the Supervisor to execute the Amendatory Agreement for the All Seasons County/Town Work Agreement for 2016.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

**WATER DISTRICT #1 EXTENSION #5 – ESTABLISH PUBLIC HEARING
(Resolution 15-267)**

A motion was made by Mr. Menz, seconded by Mrs. Carroll, to adopt the following:

WHEREAS, the Town Board of the Town of Mendon (the “Town Board” and the “Town,” respectively), in the County of Monroe, New York, has received a petition pursuant to section 191 of the Town Law, for the Extension No. 5 of Water District No. 1 (the “District”), which petition purports to be signed by the owners of taxable real property situate in the proposed District, owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed District, as shown upon the latest completed assessment roll of said Town, and including the signatures of resident owners of taxable real property owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of the proposed District, owned by resident owners according to the latest completed assessment roll, and

WHEREAS, the petition purported to describe the boundaries of the proposed District in a manner sufficient to identify the lands included therein as in a deed of conveyance and was signed by the petitioners and acknowledged or proved in the same manner as a deed to be recorded, and

WHEREAS, the proposed District is bounded and described as beginning at or near 162 Smith Road extending east along Smith Road to West Bloomfield Road, then north along West Bloomfield road to or near 562 West Bloomfield Road, as more fully described in the petition, and

WHEREAS, a map, plan and report LaBelle Associates, competent engineers duly licensed by the State of New York, for the proposed establishment of said District is now on file in the office of the Town Clerk, and

WHEREAS, the Town Board will give due consideration to the impact that such construction in District may have on the environment and on the basis of such consideration, the Town Board will determine the environmental impact, if any, to be caused by such construction, and

WHEREAS, the maximum amount proposed to be expended for the construction of the Water Improvement is estimated to be \$556,000, and the plan of financing includes the issuance of be \$556,000 serial bonds of the Town to finance said cost and the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be determined on an ad valorem basis, to pay the principal of and interest on said bonds as the same shall become due and payable.

NOW, THEREFORE, BE IT DETERMINED and stated that there will be no hookup fee and the estimated cost of the District to the “typical property” (as defined in the Town Law) is \$1,794.00, annually; and that the Town Board has theretofore caused to be prepared and filed for public inspection with the Town Clerk, a detailed explanation of how such estimates were computed; and further that the cost of the District to such typical property is above the average estimated cost to the typical properties for the establishment of similar types of districts, as computed by the State Comptroller, and

BE IT ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 16 West Main St., Honeoye Falls, NY, on January 11, 2016, at 7:00PM to consider the establishment of the proposed District herein referred to and the construction of such water system therein, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and

BE IT FURTHER ORDERED, that the Town Clerk publish at least once in the Sentinel, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of section 30 of the Town Law, a copy of this order, certified by said Town Clerk, the first publication thereof and said posting to be not less than 10 nor more than 20 days before the date of such public hearing, and

FINALLY, BE IT FURTHER ORDERED, that the Town Clerk file a certified copy of this order with the Comptroller of the State of New York on or about the date of publication of a copy of this order.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

ORGANIZATIONAL AND FIRST REGULAR MEETING

(Resolution 15-268)

A motion was made by Mr. Menz, seconded by Mrs. Carroll, to hold its 2016 Organizational and first Regular Meeting, 7:00PM, Monday, January 11, 2016, at the Mendon Town Hall, 16 West Main Street, Honeoye Falls, NY.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

SWEARING IN CEREMONY

(Resolution 15-269)

A motion was made by Mr. Menz, seconded by Mr. Roberts, to hold its 2016 Swearing In Ceremony, noon, Friday, January 1, 2016, at the Town of Mendon Falls Post #664 Community Center, 147 North Main Street, Honeoye Falls, NY.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.

PUBLIC COMMENT

Bruce Peckham, 45 North Main Street, commented on the service to the Town of outgoing Zoning Board of Appeals Chair Kevin Wright.

ADJOURNMENT

(Resolution 15-270)

A motion was made by Mr. Menz, seconded by Mrs. Carroll, to adjourn the meeting at 7:28PM.

Adopted: Mrs. Carroll, Aye; Mr. Menz, Aye; Mr. Roberts, Aye; Mr. Moffitt, Aye.