

The Regular Meeting of the Mendon Town Board was held at 7:00PM, Monday, September 8, 2014, 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: John E. Rooney

TOWN CLERK: James P. Merzke

OTHERS PRESENT: William E. Smith, *Highway Superintendent*, Sheldon W. Boyce, Jr., *Town Attorney*, Mary Fletcher, *Finance Director/Supervisor’s Secretary/Planning Zoning Board Clerk/*, Gary Loope, *Deputy Highway Superintendent/Highway Clerk*, and Bruce Peckham, *Library Board of Trustees President*.

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

AGENDA

(Resolution 14-201)

A motion was made by Mr. Menz, seconded by Mrs. Carroll, to adopt the agenda with the following amendments: delete No. 7, and renumber accordingly.

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

PUBLIC COMMENT

Bruce Peckham, 45 North Main Street, commented on an upcoming Library fundraiser.

COMMUNICATIONS

Town Clerk

Mr. Merzke reported on school tax collection, conservation license sales, the upcoming primary election, and the denial of a school speed zone on Quaker Meeting House Road.

Highway Superintendent

Mr. Smith’s read and distributed his report.

Town Attorney

Mr. Boyce reported on the Golisano assessment lawsuit.

Mr. Menz reported on the Senior Citizen group.

Mrs. Carroll reported on the Library Board of Trustees.

Supervisor

Supervisor Moffitt reported on the resignation of the Meetings Recorder, a meeting with Robert King regarding Farmland Protection, the Capital Campaign submitting a check for \$80,000 toward the bond payment, the second quarter sales tax receipt, the quarterly IT review, the Council of Governments, the Library backflow service, the Library parking lot lights, the Quaker Meeting House Road Sidewalk, and Summer Recreation.

MINUTES***(Resolution 14-202)***

A motion was made by Mr. Roberts, seconded by Mr. Menz, to approve the minutes of the regular meeting held on August 11, 2014, and the special meeting held on August 12, 2014, as presented.

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

TOWN CLERK'S MONTHLY REPORT***(Resolution 14-203)***

A motion was made by Mrs. Carroll, seconded by Mr. Menz, to acknowledge receipt of the Town Clerk's Monthly Report for August 2014, showing receipts and disbursements in the amount of \$8,924.50.

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

VOUCHERS**General Abstract*****(Resolution 14-204)***

A motion was made by Mrs. Carroll, seconded by Mr. Menz, to approve all claims on vouchers numbered 14-387 to 14-427, on General Abstract 14-09, in the amount of \$54,286.93.

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

Highway Abstract***(Resolution 14-205)***

A motion was made by Mrs. Carroll, seconded by Mr. Roberts, to approve all claims on vouchers numbered 14-233 to 14-260, on Highway Abstract 14-09, in the amount of \$15,344.86.

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

Library Abstract

The Library Vouchers will be acknowledged at the next meeting.

BUDGET ADJUSTMENT AND TRANSFER TO RESERVES***(Resolution 14-206)***

A motion was made by Mr. Menz, seconded by Mr. Roberts, to authorize a budget adjustment in the amount of \$5,000.00 from A1620.402 (Town Hall Maintenance) to A9950.2R (Town Hall Building Reserves) and then transfer this amount to the Building Reserves. This resolution is subject to a Permissive Referendum.

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

ENVIRONMENTAL CONSERVATION BOARD – MEETING DATE CHANGE***(Resolution 14-207)***

A motion was made by Mrs. Carroll, seconded by Mr. Menz, to change the date of the regular Environmental Conservation Board meeting to the first Tuesday of each month.

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

MEETINGS RECORDER - APPOINTMENT***(Resolution 14-208)***

A motion was made by Mr. Roberts, seconded by Mrs. Carroll, to appoint Elizabeth Proctor to the position of Meetings Recorder, term to expire December 31, 2014.

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

ASSESSOR – ANNUAL TRAINING ATTENDANCE***(Resolution 14-209)***

A motion was made by Mr. Roberts, seconded by Mrs. Carroll, to authorize the attendance of Assessor James LeGrett at the 2014 NYSAA Seminar on Assessment Administration & Annual Meeting at Lake Placid, NY, October 5-8, 2014.

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

BICENTENNIAL – TIME CAPSULE

The Board discussed the contents of the Time Capsule. A mode of display instead of burial was also discussed.

(Resolution 14-210)

A motion was made by Mr. Menz, seconded by Mr. Roberts, to donate the Town of Mendon Bicentennial Time Capsule to the Honeoye Falls-Mendon Historical Society, for display at their building, subject to their acceptance.

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

DISABILITY COVERAGE – EMPLOYEES***(Resolution 14-211)***

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

BE IT RESOLVED, by the Town Board of the Town of Mendon, duly assembled:

1. Pursuant to section 212 of the Workers Compensation Law, the Town shall provide short term disability benefits at no cost to all full time employees of the Town, subject to the procedure set forth in section 212.
2. This resolution shall become effective upon approval by the Workers Compensation Chairman.

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

STORMWATER COALITION ANNUAL REPORT - ACCEPTANCE***(Resolution 14-212)***

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

WHEREAS, the Town of Mendon has been identified as a Municipal Separate Storm Sewer System (MS4) under the EPA's Phase II Stormwater Regulations under the Clean Water Act of 1999, and

WHEREAS, the Phase II Program requires each MS4 to prepare an Annual Report, or contribute to a Joint Annual Report, on the Town of Mendon's efforts to protect and improve the water quality of our streams and waterbodies, and

WHEREAS, the public is invited to review the Joint Annual Report and provide input, and

WHEREAS, a Joint Annual Report has been prepared in conformance with the Phase II Regulations by the Stormwater Coalition of Monroe County, and

WHEREAS, the Joint Annual Report must be submitted to the New York State Department of Environmental Conservation office in Albany, NY by June 1, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Joint Annual Report is accepted by the Town of Mendon Town Board and that said Joint Annual Report is available for public review at <http://www.monroecounty.gov/des-stormwater-coalition>.

BE IT FURTHER RESOLVED, that all comments on the Joint Annual Report will be incorporated into the 2013-2014 or the 2014-2015 Annual Reports to the NYSDEC.

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

STANDARD WORKDAY FOR ELECTED AND APPOINTED OFFICIALS – ESTABLISH AND REPORT***(Resolution 14-213)***

A motion was made by Mrs. Carroll, seconded by Mr. Roberts, to adopt the form provided by the Retirement System and completed by the Town for this purpose. The completed form is available on the Town's website.

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

PERSONNEL POLICY

(Resolution 14-214)

A motion was made by Mrs. Carroll, seconded by Mr. Roberts, to adopt the Personnel Policy and Organizational Chart, with the following amendment to sections 2.02, 2.03, and 2.06:

“If the complaint is against the Department Head, then it should be filed with the Supervisor or the Town Clerk, as appropriate.”

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

PUBLIC COMMENT

Bruce Peckham, 45 North Main Street, commented on the Personnel Policy

Gary Loope, 21 Semmel Road, commented on the Personnel Policy.

EXECUTIVE SESSION – PENDING LITIGATION REGARDING ASSESSMENTS

(Resolution 14-215)

A motion was made by Mr. Roberts, seconded by Mrs. Carroll, to enter into executive session for the purpose of discussing pending litigation regarding assessments, at 7:46PM.

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

(Resolution 14-216)

A motion was made by Mrs. Carroll, seconded by Mr. Menz, to exit executive session at 7:50PM.

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

ADJOURNMENT

(Resolution 14-217)

A motion was made by Mr. Roberts, seconded by Mr. Menz, to adjourn the meeting at 7:50PM.

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