

**MINUTES
REGULAR MEETING and PUBLIC HEARING
GORHAM TOWN BOARD
FEBRUARY 14, 2018**

The Gorham Town Board held a Regular Meeting and Public Hearing on Wednesday February 14, 2018 at 7:00 PM at the Gorham Town Hall. Present were Supervisor Fred Lightfoote, Councilmembers; William Glitch, Brian S. Case, Richard Malcolm and Jake Chard. Water/Wastewater Chief Operator Greg Coston, Highway Superintendent Zach Eddinger, Zoning/Code Enforcement Officer Gordy Freida, Assessor Enza Mineo and Town Clerk Darby Perrotte.

Other guests in attendance; Rick Gage and his daughter, Ranita Gage.

1. Call to Order/Pledge to the Flag
2. Privilege of the Floor: Supervisor Lightfoote welcomed Marcus Whitman Senior, Ranita Gage, who attended the meeting as a requirement of her Participation in Government Class.
Supervisor Lightfoote introduced himself and the members of the Town Board. They invited Ranita to interrupt with questions if she needed more explanation on any part of tonight's meeting.
3. Public Hearing – Local Law #2 2018 Tax Cap Override
The legal notice as it appeared in the official newspaper of the Town was read. Supervisor Lightfoote opened the public hearing at 7:05pm. There were no comments from the public, the hearing was closed.
4. Approval of Minutes – On the motion by Councilmember Chard, seconded by Councilmember Glitch, the 1/5/18, 1/10/18 and 2/2/18 minutes were approved as submitted. Motion carried unanimously. (5-0)

016-2018

5. Audit of Bills:

Abstract # 2		
A	14-47	\$29,852.03
B	20-38	537.72
SL	34,45	909.80
DB	6-29	117,559.45
SS	4-10	3,189.97
SW1	8-28	52,797.25
HN	1	878.96

On the motion by Councilmember Chard, seconded by Councilmember Case, the bills were approved for payment. Motion carried unanimously. (5-0)

017-2018

6. Reports of Town Officials:

a. Water/Wastewater Plants – written report on file.

b. Highway Superintendent - written report on file. Highway Superintendent Eddinger said the Highway Department is trying something new in the hamlet, they rented a skid steer for snow removal to do the parking lots and sidewalk areas where the Town is responsible for removing snow. The Highway Department used to use pick-up trucks for that job. Superintendent Eddinger said it is hard on the trucks, this is on a trial basis to see if it works out better.

Superintendent Eddinger said both trucks that were put up for auction on the online auction site have been sold. Board approval is needed to accept the bids.

On the motion by Councilmember Chard, seconded by Councilmember Malcolm, to accept the bid of \$18,000.00 for the 2006 Chevy Dump Truck.

On the motion by Councilmember Glitch, seconded by Councilmember Chard, to accept the bid of \$27,000.00 for the 2006 International. Both motions carried unanimously. (5-0)

018-2018

Highway Superintendent Eddinger said he is looking into prices for installing GPS on the Highway trucks. He thinks it would be a wise decision for keeping track of time spent on Town and County Roads. It would be very helpful for budgeting purposes and for insurance claims if the Town truck is involved in an accident or property damage claim.

c. Zoning – written report on file

d. Assessor – written report on file.

e. Town Clerk - written report on file.

f. Supervisor – written report on file.

On the motion by Councilmember Malcolm, seconded by Councilmember Case, the reports of Town Officials were approved. Motion carried unanimously. (5-0)

019-2018

7. Business:

a. Local Law #2 2018 Tax Cap Override

1. Councilmember Glitch offered the following Resolutions and moved for their adoption. The motion was seconded by Councilmember Case and both resolutions were adopted unanimously by the following vote;

RESOLUTION

WHEREAS, the Town Board of the Town of Gorham is the governing body of the special districts and/or fire protection districts set forth in the Schedule attached hereto and made a part hereof; and

WHEREAS, it is the intent of this resolution to override the limit on the amount of real property taxes that may be levied by the Town of Gorham, on behalf of the aforesaid special districts and/or fire protection districts, pursuant to General Municipal Law §3-c, and to allow the Town of Gorham, on behalf of the aforesaid special districts and/or fire protection districts, to adopt a budget for the fiscal year 2019 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c; and

WHEREAS, this resolution is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the tax levy limit for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Gorham, County of Ontario, is hereby authorized to adopt a budget for the fiscal year 2019 on behalf of the special districts and/or fire protection districts set forth in the Schedule attached hereto and made a part hereof that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

I, Darby L. Perrotte, Town Clerk of the Town of Gorham do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Gorham on February 14, 2018 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Frederick Lightfoote	X_____	_____
William Glitch	X_____	_____
Brian S. Case	X_____	_____
Richard Malcolm	X_____	_____
Jake Chard	X_____	_____

020-2018

**RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE
TOWN OF GORHAM OF LOCAL LAW NO. 2 OF 2018**

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Gorham for a public hearing to be held by said Town Board on February 14, 2018 at 7:00 p.m. at Gorham Town Hall, 4736 South Street, Gorham, New York, to hear all interested parties on a proposed Local Law to override the tax levy limit established in General Municipal Law §3-c; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Gorham, on February 6, 2018 and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on February 14, 2018 at 7:00 p.m. at the Gorham Town Hall, 4736 South Street, Gorham, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Gorham, after due deliberation, finds it in the best interest of the Town of Gorham to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Gorham hereby adopts said Local Law No. 2 of 2018 entitled, "A local law to override the tax levy limit established in General Municipal Law §3-c", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Gorham, and to give due notice of the adoption of said local law to the Secretary of State of New York.

I, Darby L. Perrotte, Town Clerk of the Town of Gorham do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Gorham on February 14, 2018 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Frederick Lightfoote	X_____	_____
William Glitch	X_____	_____
Brian S. Case	X_____	_____
Richard Malcolm	X_____	_____
Jake Chard	X_____	_____

021-2018

b. Justice Court Audit – The Town Supervisor made available the Judges 2017 balance sheets and checkbooks for the Town Board’s review. The Town Board had the opportunity to review these items.

Councilmember Glitch offered the following resolution and moved for its adoption. Councilmember Chard seconded the motion that carried unanimously. (5-0)

022-2018

RESOLUTION

WHEREAS, The Town Board of the Town of Gorham conducted a Justice Court Audit for the year 2017.

WHEREAS, a Resolution was duly adopted by the Town Board of the Town of Gorham at a legally convened meeting held on February 14, 2018.

WHEREAS, the Town Supervisor made available the Judges balance sheets and checkbooks for the year 2017.

NOW THEREFORE BE IT RESOLVED, that the Town Board did examine these items to the best of their ability.

RESOLVED, that a copy of this resolution be sent to the NYS Office of Court Administration Joan Casazza, Internal Control Liaison, 2500 Pond View, Suite LL01, Castle-on-Hudson, NY 12033.

I, Darby L. Perrotte, do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Gorham on February 14, 2018 by the following vote:

	<u>AYE</u>	<u>NAY</u>
Frederick Lightfoote	<u>X</u> _____	_____
William Glitch	<u>X</u> _____	_____
Brian S. Case	<u>X</u> _____	_____
Richard Malcolm	<u>X</u> _____	_____
Jake Chard	<u>X</u> _____	_____

c. Town Board Audit of Financial Records – Supervisor Lightfoote encouraged the Board members to review any and all financial records and checkbooks at any time of the year. The Town Clerk will have accounts/checkbooks available to review at the March 14, 2018 meeting.

d. Acquisition of Land –The Town Board agreed on the purchase of a parcel of land on the corner of Lake to Lake Road and County Road 1 to develop a retention pond to address drainage issues.

On the motion by Councilmember Case, seconded by Councilmember Glitch, to transfer up to \$55,000.00 from the Open Space Preservation Fund to the Trust and Agency Fund for purchase of a parcel on the corner of Lake to Lake Road and County Road 1, subject to Permissive Referendum. Motion carried unanimously (5-0).

023-2018

e. Town Historian Dennis Hogan submitted his 2017 Historian Report.

2017 Town of Gorham (Ontario County) Historian Report

Dennis Hogan, historian@gorham-ny.org, 585 526-2149

Office Hours Wednesdays, 10am to Noon, at office in Town Hall.
 Other hours by appointment.

HS – Indicates Town of Gorham Historical Society activity that I was involved in.

- Ongoing HS – Volunteering at Town of Gorham Historical Society, Wednesdays, Noon to 4pm.
- Ongoing HS – Attend most monthly historical society board meetings.
- Ongoing Organizing & cataloging contents of historian office
(3 4-drawer file cabinets & 1 5-shelve bookcase)
- Jan – Dec HS – Worked with HS curator to create a spreadsheet of WW1 veterans from the Town of Gorham.
- Jan 26th HS - Historical Society annual dinner meeting & election of officers. Lynne Belluscio, historian for the Town of LeRoy, gave a presentation about “What Our Ancestors Ate.”
- Mar 13th Ontario County Historians meeting at Geneva Historical Society
- April HS - My article about “our” 1880 Studebaker water wagon was included in the April newsletter of the historical society.
- May 23rd HS - Historical Society’s 7th Annual “Life During the Civil War” for all 5th graders in the Marcus Whitman Central School District.
- Jun 5th The Town of Gorham requested suggestions for a new park which is located near Deep Run. I submitted a recommendation for it being called “Southworth Cole Park.” Southworth Cole was a Revolutionary War Vet who moved his family to Gorham (probably near what is now 4631 State Route 364) in 1797. He and his wife, Rucksbe Bryant Cole, raised 12 children in the Town of Gorham.
- Jun 12th Ontario County Historians meeting at Canandaigua Town Hall
- July HS - My article about the Memorial Day Parade in Rushville was included in the July newsletter of the historical society. One of our members, WWII Veteran Charlie Morris, was honored as the Senior Veteran

- Aug - Oct. The vault at the Town Hall contains some old town records of historical value (such as 1806 town minutes). I have completed the digitalization of these records (4300 images). Necessary post processing of these images is ongoing and has not been completed. When the post processing is complete, I will present three digital copies – one for each – to the Historian, Historical Society and Town Hall.
- Sep 20th Ontario County Historians meeting hosted at the Canandaigua Town Hall.
- Oct 12th 1964 Gorham Central baseball team was inducted into the Marcus Whitman School District Athletic Hall of Fame. That team is the last baseball team from the school district to win a Section V Championship. I had written the application/recommendation for induction.
- Nov 11th HS – Historical Society Open House for Veteran’s Day
- Dec 2nd HS – Historical Society Christmas Open House with Santa
- Dec 5th HS – A ca. 1880 Studebaker water wagon was donated to the historical society. Moved the wagon from a barn in “distress” to a safe location.
- In February I was made aware of this wagon in a local barn. It had been used by two generations of a local farm family.
 - In February the historical society designated the Town Historian (me) to spearhead the possible acquisition and restoration of the wagon.
 - Barn owner agreed to donate the wagon to the historical society and allowed removal of a wall of the barn to enable moving the wagon (wall to be replaced after the move).
 - A historical society board member agreed to store the wagon in a safe location in one of their barns. (The historical society currently does not have a location to display the wagon but wants to “save” it from possible destruction in its current location.)
 - James Marshall of Penn Yan visited and assessed the wagon on site.
 - James Marshall presented a proposal to partially restore the wagon and move to our safe location.
 - Board decided that the cost of the proposal is more than they want to spend.
 - James Marshall presented a proposal to move the water wagon to our safe location (with no restoration). This would include building a platform to safely transport the wagon.
 - Board accepted this proposal.
 - James Marshall and Town of Gorham Supervisor Fred Lightfoote provided equipment necessary for the move.

Research Inquiries – searched historian & historical society files for these names/topics and prepared response.

Feb 3 rd	Studebaker water wagons
Feb 12 th	Arnold, Day
Mar 5 th	Stone Jug Schoolhouse
Mar 22 nd	Hawley (Holley/Holly/Howley)
Mar 22 nd	Hatch
Mar 23 rd	Roat
Mar 27 th	4109 County Road 18
Apr 7 th	Walters
Jun 20 th	Marcus Whitman High School site
Jul 25 th	Chase, Briggs, Crittenden, Cady, Hurd
Aug 11 th	Fobes, Gates
Aug 12 th	Wynkoop & 3806 E Lake Road
Sep 25 th	4380 Lincolnwood Dr
Oct 4 th	Edwards, Florence
Oct 24 th	Traver
Dec 13 th	Ferguson, Longsdorf, Stearns
Dec 20 th	Keeler, Stephany, Sheldon & Charisma Inn

9. Set Next Meeting Date – the next regular meeting of the Gorham Town Board will be held on March 14, 2018 at 7:00pm at the Gorham Town Hall. The Public Hearing for Local Law #3 will be held on April 11, 2018 at 7:00pm at Gorham Town Hall.

Councilmember Case offered the following resolution and called for its adoption. The motion was seconded by Councilmember Malcolm and adopted by the following vote:

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING FOR A PROPOSED LOCAL LAW ENTITLED “A LOCAL LAW ADOPTING AN ON-SITE WASTEWATER TREATMENT SYSTEM LAW”

WHEREAS, the Town Board of the Town of Gorham, after due deliberation, finds it in the best interests of the Town to schedule a public hearing to solicit public comment upon a proposed Local Law entitled “A Local Law Adopting an On-Site Wastewater Treatment System Law”; and

WHEREAS, the Town Board of the Town of Gorham has reviewed the draft of the aforementioned proposed Local Law attached hereto as Exhibit "1" and deems it in the best interests of the Town of Gorham to proceed in accordance with the Code of the Town of Gorham and the Laws of the State of New York in adopting said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be, and she hereby is, directed to schedule a public hearing to be held on April 11, 2018 at 7:00 p.m. at the Gorham Town Hall, 4736 South Street, Town of Gorham, New York; and be it further

RESOLVED, that the Town Clerk, be and hereby is, authorized to forward to the official newspaper of the Town a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "2"; and be it further

RESOLVED, that the Town Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Town of Gorham sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Town Board of the Town of Gorham for its consideration.

I, Darby Perrotte, Town Clerk of the Town of Gorham do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Gorham on February 14, 2018 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Frederick Lightfoote	X_____	_____
William Glitch	X_____	_____
Brian Case	X_____	_____
Richard Malcolm	X_____	_____
Jake Chard	X_____	_____

024-2018

10. Executive Session - at 8:19pm on the motion by Supervisor Lightfoote, seconded by Councilmember Malcolm, the Board entered into executive session to discuss acquisition, lease or sale of real property and a personnel matter.

At 9:36pm on the motion by Councilmember Case, seconded by Councilmember Glitch, the Board returned to regular session. No action was taken in executive session. Motions carried unanimously. (5-0)

025-2018

11. Adjournment - With no further business, on the motion by Councilmember Chard, seconded by Councilmember Glitch, the meeting was adjourned at 9:30pm.

Respectfully submitted,

Darby Perrotte
Town Clerk

