

**MINUTES  
REGULAR MEETING  
GORHAM TOWN BOARD  
MARCH 9, 2016**

The Gorham Town Board held a regular meeting on Wednesday, March 9, 2016 at 7:00 PM at the Gorham Town Hall. Present were Supervisor Lightfoote, Councilmembers; Glitch, Case, Malcolm and Chard. Chief Operator Water/Wastewater Plants Coston, Code Enforcement Officer Freida, Assessor Mineo, and Town Clerk Perrotte. Highway Superintendent Ayers was necessarily absent. Other guests in attendance; Rita Kulp, Jeff and Deborah North.

1. Call to Order/Pledge to the Flag:
2. Privilege of the Floor – none requested
3. Approval of Minutes – 2/10/16 Meeting. On the motion by Councilmember Malcolm, seconded by Councilmember Glitch, the 2/10/16 Regular Meeting minutes were approved as submitted. Motion carried unanimously. (5-0)

**016-2016**

4. Audit of Bills:

Abstract #3

A	53-84	\$24,052.89
B	53-66	1,887.59
SL	61-72	644.47
DB	24-43	63,651.27
SW1	30-42	9,702.47
SS	12-18	609.70

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

**017-2016**

5. Reports of Town Officials-

- a. Water/Wastewater Plants - written report on file.
- b. Highway Superintendent – written report on file.
- c. Zoning – written report on file. Zoning Officer Freida gave the Board an update on the On-Site Individual Wastewater Systems Law (septic system) that is being implemented in Towns around Canandaigua Lake. Mr. Freida asked the Board to review the packet he provided and prepare questions and feedback for him at the April Town Board Meeting. Councilmember Case asked if Town of

Gorham summer residents are aware of the upcoming new law. Mr. Freida said it's hard to tell, if the residents do not get the local daily newspaper or neighbors haven't notified them, they may not know. Each Town will hold a public hearing and diligently try to notify homeowners. The new law will be presented during the summer months. Informational meetings will be held, one on the East side of the Lake and one on the West side.

Mr. Freida spoke with our new Webmaster. Town staff members are working on updating critical information. The Town anticipates having the new website up and running by April.

d. Assessor – no report on file. Assessor Mineo said she has been collecting exemptions and processing sales as usual. Mrs. Mineo is attending a meeting of the Ontario County Assessor's Association on March 10 she will update us next month on Governor Coumo's new proposals and initiatives regarding school tax and the STAR program.

e. Town Clerk – written report on file.

f. Supervisor – no report on file.

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

**018-2016**

6. Business:

a. Appoint Jeff North to Agriculture Committee - Mr. North is an active farmer in the Gorham community interested in serving on the Town's Agriculture Committee. Councilmember Malcolm asked Mr. North what his goal is sitting on the Board. Mr. North said one goal is working with the Mennonite Community regarding steel wheel use on our Town roads. Mr. North said he has a good relationship with the Mennonite farmers; there are several ideas in the works to keep steel wheels off town roads.

On the motion by Councilmember Glitch, seconded by Councilmember Chard, to appoint Jeff North to the Gorham Agriculture Committee, effective immediately. Motion carried unanimously. (5-0)

**019-2016**

b. Court Audit – Justice Court Administration. The Town Supervisor made available the Judges balance sheets/checkbooks for the year 2015. The Town Board did have the opportunity to examine those documents to the best of their ability.

On the motion by Councilmember Case, seconded by Malcolm, the Town Board had the opportunity to examine the balance sheets and checkbooks for both Town Justices. Motion carried unanimously. (5-0)

c. Phone System Update – Zoning Officer Freida is meeting with a representative next week to get another quote on updating the Town Hall phone system. Currently there are two bids, one for \$6,850.00 and one for \$6,250.00. The phones are working as of right now but, the Town Hall does experience difficulty on a regular basis which is frustrating to staff and customers. Mr. Freida will have three solid quotes next month for the Board to review.

Mr. Freida and Bookkeeper Marilyn Boothe met with a representative from a gas pump company to review the set up at the highway barns for the Town's gas policy. A new pump and system to track consumption for each department would require internet and wifi service, an antenna on the roof and a new pump. A rough estimate of \$20,000.00-\$25,000.00. Each department would have a card, the info would go to the bookkeeper via internet to track and bill each department accordingly. Mrs. Boothe is looking into other sources, asking other town's for names of vendors they use to get some other quotes.

Highway Superintendent Kelly Ayers was absent, he asked Code Enforcement Officer Freida to inform the Board that the Highway Department needs an oil/water separator system. Mr. Freida said "the Department of Environmental Conservation (DEC) made their annual visit to the Highway Department. This was talked about in 2006 and 2011, because the trucks come in wet to the bay, they wash them, they carry salt, oil drippings, hydraulic oil drippings. The highway currently has an antiquated sand filter outside. The DEC said the Highway Department needs an oil/water separator system." Engineering firm Clark Patterson Lee designed a system for the Highway Department in 2011. Mr. Freida said "Kelly and I went on line looked up poly tanks, that the DEC suggested, the price for one poly tank is \$9,000.00. I talked to Clark Patterson Lee they suggested a 1000 gallon concrete tank versus 2 - 500 gallon poly tanks. The concrete tank is approved by DEC and Clark Patterson Lee and the cost is \$3,800.00. The initial cost quote from Clark Patterson Lee was for \$12,000.00. Since the Town still has the engineered system plans from them it can still be used, with the Highway Department supplying the labor it would cut the cost down to \$7,500.00." Supervisor Lightfoote asked if the DEC gave the highway a time to get it done. Mr. Freida said "Yes, the DEC said they have 30 days to either tell us what you're doing, show us a plan or get it done." Councilmember Malcolm asked how much the fines are. Supervisor Lightfoote said that gets taken care of later, after the fact, so we don't know. Mr. Freida said two of the three violations the DEC wrote up for the Highway Department have already been corrected. Councilmember Case asked if the DEC was aware that we have an engineered plan to move forward with this. Mr. Freida said he did not know what Mr. Ayers has told the DEC. Supervisor Lightfoote asked the Board if they would like to vote on this project so the Highway Department can move forward. Councilmember Malcolm asked to see something in writing for the cost of the

project, he said "I would think you can put on a single sheet of paper exactly what you plan on doing and what the costs are, pass or not pass it, we can have a special meeting if issues arise before that." The Board agreed with Councilmember Malcolm.

d. Transfer Station Update – We have three applicants for the part time job at the transfer station. The Town is still accepting applications.

e. Backhoe for the Water Department – Chief Operator Coston presented the Board with three bids for a new backhoe for the Water Department. Mr. Coston would like to go with Milton CAT to buy/lease a backhoe. After a brief discussion on the lease program the Board agreed to the lease terms with Milton CAT.

On the motion by Councilmember Malcolm, seconded by Councilmember Case, to accept the bid of \$94,052.00 (not to exceed \$96,000.00 for additional costs or fees that may be associated.) from Milton CAT for a 2016 Caterpillar 420F2 IT Backhoe/Loader. Motion carried unanimously. (5-0)

**021-2016**

f. Annual Update Document (AUD) has been completed. The document was filed with the NY State Comptroller's Office, a legal notice was submitted to the Daily Messenger and the document is available for review in the Town Clerk's Office.

On the motion by Councilmember Glitch, seconded by Councilmember Case, The AUD has been approved. Motion carried unanimously. (5-0)

**022-2016**

g. Local Law #2-2016 - Set the Public Hearing to repeal Local Law #2 of 2015.

On the motion by Councilmember Glitch, seconded by Councilmember Malcolm, the following resolution was adopted. Motion carried unanimously. (5-0)

**023-2016**

### **RESOLUTION INTRODUCING LOCAL LAW AND CALLING A PUBLIC HEARING**

**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 to repeal Local Law # 2 of 2015 established in General Municipal Law §3-c; 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 13, 2016, at 7:00 p.m. at the Gorham Town Hall, 4736 South Street, Gorham, New York; and be it further

**RESOLVED**, that the Town Clerk, be and hereby is, authorized to forward to the official newspapers 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; and be it further

**RESOLVED**, that the Town Clerk be, and hereby is, authorized to provide all other notices as required by law for the adoption of this local law.

7. Other – Supervisor Lightfoote said the NY State Department of Transportation is taking care of the concerns about the crosswalk at the corner of State Route 245 and Kearney Road in front of the Gorham Elementary School. The school Resource Officer and several concerned parents have raised awareness of safety issues at the crosswalk. Supervisor Lightfoote said it will be taken care of. Three different departments are looking into what changes need to be made to make it a safer crosswalk.

8. Privilege of the Floor – Councilmember Case said "I was hoping Kelly was going to be here today, I don't know if anyone else knew about this, on February 20<sup>th</sup> the day it went up to 57 degrees, we had a tremendous amount of ice melt. The new bridge they put in last year in Cottage City a tree trunk got jammed in there and blocked it, the ice completed the plug and it just went all over the neighborhood down there. The fire department handled everything down there, what they did was call Kelly and Kelly and Corey went down with the pay loader and scooped it out and opened it back up which was fine but, nobody said anything, it went quiet. It should have been brought up to Fred's attention. Because of all the problems we've had down there we could possibly have more problems." Councilmember Glitch asked which bridge it was. Councilmember Case said "it is the one on Cottage City Road, it's on private property, they put a new bridge in last summer." Councilmember Case said "that plugged up, the water went from that bridge all the way to the boat launch into Crystal Beach. It was an incident that I thought was big enough that it should have been reported to Fred regardless of who did what. They helped out they did a fine job the people were very appreciative of what they did but, it never got back to Fred."

Councilmember Glitch said “he is an elected official he doesn’t actually report to Fred.” Councilmembers agreed that with all the problems we’ve had regarding issues with private property, if someone were to get hurt or question why Town equipment was on private property, it should have been brought to Fred’s attention.

9. Set Next Meeting Date – The next regular Town Board meeting and public hearing will be held April 13, 2016 at 7:00pm at the Gorham Town Hall.

10. Adjournment: With no further business, on the motion by Councilmember Malcolm, seconded by Councilmember Glitch, the meeting was adjourned at 8:28pm.

Respectfully submitted,

Darby Perrotte  
Town Clerk