

**WEST BLOOMFIELD TOWN BOARD  
ORGANIZATIONAL & REGULAR MEETING**

January 12, 2005

PRESENT: Supervisor Baier, Councilmen Powers, Ball and Rehberg  
ABSENT: Councilman Hagen  
ALSO PRESENT: Town Clerk Mary Grundman, Highway Superintendent Dave Good, Zoning Officer Scott Storke, Laurel Wemmett-Daily Messenger, Carl Prouty, Jean Rohland, Justice Hyland, Walt Gaesser

Supervisor Baier opened the meeting at 7:00 pm and asked for everyone to stand for the Pledge of Allegiance.

RESOLUTION #1

Minutes

Supervisor Baier asked for the approval of the December minutes. Councilman Ball made the motion to approve the contracts, seconded by Councilman Rehberg.

Adopted: Ayes 4, Nays 0

Resolves that the December minutes are accepted as presented.

Supervisor Baier asked Justice Hyland if he would like to address the Board. Justice Hyland asked the Board if they had any questions about the Justice financial records and advised the Board that the number of tickets issued in West Bloomfield is dropping. He also asked the Board about the planned ADA changes to the Town Hall. He asked that the Board consider moving the Justice's Office down stairs and if air conditioning could be put in. Supervisor Baier explained the changes that were being discussed, and that air conditioning is not feasible at this time.

RESOLUTION #2

Justice Report

The Justice's Reports were reviewed. Councilman Powers made the motion to accept the reports, seconded by Councilman Ball.

Adopted: Ayes 4, Nays 0

Resolves that the Justice reports are accepted as presented.

RESOLUTION #3

Highway Report

The Highway report was read and discussed. Councilman Rehberg made the motion to accept the Highway report, seconded by Councilman Powers.

Adopted: Ayes 4, Nays 0

Resolves that the December Highway Report is accepted as presented.

RESOLUTION #4

Zoning Report

The monthly Zoning report was read and discussed. Councilman Ball made the motion to approve the report, seconded by Councilman Powers.

Adopted: Ayes 4, Nays 0

Resolves that the monthly Zoning Report is accepted as presented.

RESOLUTION #5

Annual Zoning Report

The Annual Zoning Report was read and discussed. Councilman Rehberg made the motion to accept the annual report, seconded by Councilman Powers.

Adopted: Ayes 4, Nays 0

Resolves that the annual Zoning Report is accepted as presented.

RESOLUTION #6

Supervisor's Report

The Supervisor's report was read and discussed. Councilman Powers made the motion to accept the report, seconded by Councilman Ball.

Adopted: Ayes 4, Nays 0

Resolves that the Supervisor's report for December is accepted as presented.

RESOLUTION # 7

Year End Transfers

The Following year end transfers were presented to the Board:

General Fund

TO:		FROM:
A1010.4	\$726.85	
A1330.4	\$161.24	
A1410.1A	\$2212.00	
A1430.1	\$469.30	
A1440.4	\$13483.04	
A1620.1	\$5077.30	
A1450.4	\$610.42	
A1640.4	\$36.90	
A1650.4	\$1770.58	
A1670.4	\$4480.66	
A5010.1	\$1720.55	
A5010.4	\$234.99	
A7410.4	\$1.31	
A8020.1	\$1365.25	
A8160.1	\$304.60	
A1990.4		\$20085.00
A1620.4		\$6230.15
A5132.4		\$6339.84

Highway Fund

TO:		FROM:
DA5110.1	\$16567.23	
DA5112.2	\$47909.89	
DA5130.2	\$10239.62	
DA5130.4	\$4905.45	
DA5140.1	\$3020.50	
DA5140.4	\$1174.16	
DA5142.4	\$9198.45	
DA5148.4	\$16341.83	
DA599		\$6874.19
DA5110.4		\$39605.36
DA5130.1		\$13039.75
DA5142.1		\$1501.74
DA5148.1		\$25790.03
DA9010.8		\$17750.00
DA9030.8		\$2335.60
DA9055.8		\$422.00
DA9060.8		\$2048.46

Water Fund

TO:		FROM:
District 4 SW8320.4	\$770.34	
District 1 SW8320.4		\$770.34
District 4 SW8340.1	\$207.40	
District 5 SW8340.1	\$198.40	
District 1 SW8340.1	\$717.67	
District 4 SW8310.4		\$207.40
District 5 SW8320.1		\$198.40
District 1 SW8310.1		\$717.67
District 4 SW8340.4	\$501.61	
District 5 SW8340.4	\$404.25	
District 1 SW8340.4	\$8578.78	
District 4 SW9710.7		\$312.00
District 5 SW9710.7		\$388.00
District 1 SW8320.4		\$8578.78
District 4 SW9060.8		\$172.00
District 5 SW9060.8		\$15.25
District 5 SW9030.8	\$314.20	
District 1 SW9710.6	\$4700.00	
District 1 SW9730.6		\$4270.00
District 1 SW9060.8		\$430.00
District 5 SW8310.4		\$314.20
District 4 SW8310.1		\$18.61

Councilman Rehberg made the motion to approve the transfers, seconded by Councilman Powers.  
 Adopted: Ayes 4, Nays 0

Zoning Update

Supervisor Baier advised the Board that Attorney Anderson recommended the adoption of the zoning changes by Local Law and that a Public Hearing would have to be held and the changes and map would need to be adopted. The date for the Public Hearing was set for February 9, 2005 at 7:00 pm.

RESOLUTION #8

Fee Schedule

The proposed fee schedule changes were read and discussed. Councilman Rehberg made the motion to approve the changes, seconded by Councilman Powers.

Adopted: Ayes 4, Nays 0

Resolves that the new fee schedule is adopted.

RESOLUTION #9

Payment of Bills

Abstracts in the amounts of:	General	vouchers 1 - 25	\$ 13336.46
	Highway	vouchers 1 - 11	\$ 13412.91
	Water	vouchers 1 - 3	\$ 1794.12

were audited. Councilman Powers made the motion to approve the payment of bills, seconded by Councilman Rehberg.

Adopted: Ayes 4, Nays 0

Resolves that the payment is approved.

Cell Tower Attorney

Supervisor Baier advised the Board that the Attorney's interested in working on the cell tower application would be coming to the January workshop for interviews.

RESOLUTION #10

Corpro Water Works Contract

Supervisor Baier advised the Board that the annual contract for maintenance on the water tower had been received from Corpro and approved by Superintendent Good. Councilman Rehberg made the motion to approve the contract, seconded by Councilman Powers.

Adopted: Ayes 4, Nays 0

Resolves that the renewal of the contract is approved.

RESOLUTION #11

Senior Citizens and Veterans Exemptions

The annual Senior Citizens and Veterans Exemption were discussed and approved. Councilman Rehberg made the motion to approve the exemptions, seconded by Councilman Powers.

Adopted: Ayes 4, Nays 0

Resolves that the annual Senior Citizens and Veterans Exemptions are approved.

RESOLUTION #12

Procurement Policy

The Procurement Policy was reviewed. Councilman Ball made the motion to approve the Policy, seconded by Councilman Powers.

Adopted: Ayes 4, Nays 0

Resolves that the Procurement Policy is adopted as presented.

RESOLUTION #13

Annual Appointments

The following appointments were reviewed and approved. Councilman Ball made the motion to approve, seconded by Councilman Powers.

Adopted: Ayes 4, Nays 0

Resolves that the appointments are approved.

- |                               |                               |
|-------------------------------|-------------------------------|
| Attorney                      | David Anderson                |
| Engineers                     | Chatfield & Larsen            |
| Bookkeeper                    | Walter Gaesser                |
| Health Officer                | Deborah Wodruff               |
| Historian                     | Kurt Kleindienst              |
| Deputy Highway Superintendent | Raymond Lewis                 |
| Deputy Supervisor             | Clyde Rehberg                 |
| Deputy Town Clerk             | Esther Good-Rehberg           |
| Court Clerks                  | Mary Converse & Brenda Giglia |
| Planning & Zoning Clerk       | Debbie MacDowell              |
| Zoning Officer                | Scott Storke                  |
| Custodian                     | Laurie Cheesman               |
| Records Management Officer    | Mary Grundman                 |
| Assessor Chair                | Charlie Thomas                |
| Planning Board Chair          | David Gripe                   |

Zoning Board Chair	Larry Houck
Ontario County Planning Board Rep.	Richard DelVecchio
Legal Newspaper	Daily Messenger
Official Bank	Canandaigua National

RESOLUTION #14

Authorization for the Supervisor

The Board approved authorizing the Supervisor to place Town monies in interest bearing accounts. Councilman Rehberg made the motion, seconded by Councilman Powers.

Adopted: Ayes 4, Nays 0

Resolves that the Supervisor has authorization to place Town monies in interest bearing accounts.

RESOLUTION #15

Mileage, Meeting Dates and Times

Town Board meetings were set for the second Wednesday of each month at 7:00 pm, at the Town Hall and the Workshops were set for the fourth Wednesday at 7:00 pm at the Town Hall annex. Mileage paid for travel is set at .405 cents. Councilman Ball made the motion to approve the dates , times and mileage, seconded by Councilman Powers.

Adopted: Ayes 4, Nays0

Resolves that the meeting dates and times and the mileage rate are approved.

RESOLUTION #16

Hourly Rates

The annual hourly rate increases were reviewed and approved as follows:

Highway MEO	\$12.00- 19.00
Part Time MEO	\$14.14
Laborers	\$12.26
Deputy Highway Supt.	\$19.10
Deputy Town Clerk	\$10.11
Court Clerks	\$9.49
Election Workers	\$8.97
Election setup Primary	\$54.65
Election setup Regular	\$136.59

Councilman Rehberg made the motion to approve, seconded by Councilman Powers

Adopted: Ayes 4, Nays 0

Resolves that the hourly rates are approved.

RESOLUTION #17

Material Contracts

Superintendent Good asked the Board to approve the use of material bid contracts for Livingston and Ontario counties. Councilman Powers made the motion to approve the use of the contracts, seconded by Councilmen Ball.

Adopted: Ayes 4, Nays 0

Resolves that the Superintendent has permission to use the material bid contracts from Livingston and Ontario County.

RESOLUTION #18

Town Clerk Year end Audit

The Board reviewed the Clerk's Year end report. Councilman Rehberg made the motion to approve the Clerk's Annual Report, seconded by Councilman Ball.

Adopted: Ayes 4, Nays 0

Resolves that the Clerk's Annual Report is accepted as presented.

RESOLUTION #19

Justice Year end Audit

The Board reviewed the Justice's financial reports. Councilman Powers made the motion to approve the reports, seconded by Councilman Rehberg.

Adopted: Ayes 4, Nays 0

Resolves that the Justices annual audits are approved.

ADA Compliance

Supervisor Baier advised the Board that she had received a letter from Mickey Sergent at the USDA. Councilman Rehberg said he would contact Rhonda Brown, the State Civil Rights Manager he spoke to last year to clarify.

Water District 1, Extension #6

Supervisor Baier advised the Board that there was a pre construction meeting scheduled for Thursday, the 13<sup>th</sup> and that she is looking into funding with Geneva National Bank.

Quality Communities Program Grants

Supervisor Baier asked the Board if they were interested in a joint grant application with the County and or Bristol and East Bloomfield. The Board agreed, Supervisor Baier will contact the County.

Home Town Day

The date for the 2005 Home Town Day was set for September 24<sup>th</sup>. Discussion was tabled for the Workshop on January 26<sup>th</sup>.

Response to letter from Ed Reed

Supervisor Baier advised the Board that she had responded to Mr. Reed's letter and sent a request to the State DOT to look into the intersection at Routes 5 & 20 and 65.

Web Site Renewal

The Clerk asked the Board if they wanted to renew the web site and maintenance through Genesystems, the Board agreed.

RESOLUTION #20

Amend and Restate the Model Plan for Deferred Compensation

WHEREAS, the New York State Deferred Compensation Board (the Board), pursuant to Section 5 of the New York State Finance Law (Section 5) and the Regulations of the New York State Deferred Compensation Board (the Regulations), has promulgated the Plan Document of the Deferred Compensation Plan for employees of the Town of West Bloomfield (the Model Plan) and offers the Model Plan for adoption by local employers;

WHEREAS, the Town of West Bloomfield, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of the Town of West Bloomfield;

WHEREAS, effective January 12, 2005, the Board amended the Model Plan to adopt provisions relating to

Authorization to reject a participant investment request if the request is contrary to the rules, regulations or prospectus of the affected investment fund.

Authorization to distribute assets that have been rolled into the plan from another qualified retirement plan in accordance with the distribution rules of the plan that previously held the assets.

Limitations on a participant's eligibility to obtain a loan in the event that the participant has previously defaulted on a loan.

Modifications related to comments provided by the Internal Revenue Service in response to the Board's request for a private letter ruling stating that the Model Plan document constitutes an "eligible deferred compensation plan".

Technical amendments pertaining to plan loan rules and the status of plan loans and other withdrawals upon the death of a participant.

WHEREAS, the Board has offered for adoption, the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations; and

WHEREAS, upon due deliberation, the Town of West Bloomfield has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for the Employees of the Town of West Bloomfield by adopting the amended and restated plan.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of West Bloomfield hereby amends the Deferred Compensation Plan for the Employees of the Town of West Bloomfield effective January 12, 2005 by adopting the amended and restated Plan effective January 12, 2005, in the form attached hereto as exhibit A.

Correspondence:

The following correspondence was distributed to the Board:

1. Letter to John Hicks (IDA), from Joe Spezio
2. Letter from John Hicks (IDA)
3. Summary of benefits from Preferred Care
4. 5 & 20 Corridor Grant information
5. Ghost Riders letter for possible band concert

Councilman Ball made the motion to adjourn, seconded by Councilman Powers. Meeting adjourned at 9:05.

Respectfully submitted,

Mary Grundman  
Town Clerk