

The Regular Benton Town Board meeting was held May 14, 2014 at 7:00 P.M. in the Benton Town Hall Conference Room, 1000 SR 14A, Penn Yan, NY 14527.

Board Present: Deputy Supervisor: Richard Harper  
Councilmen: Becky Jensen  
Alan Tomion  
Glenn Quackenbush

Also Present: Town Clerk – Bobbi Wolfe, Jeff Mann – Highway Superintendent  
Jim Smith, Jayson Hoover- Zoning, Eleanor Parker – Health/Historian

Absent: Supervisor – John Prendergast.

Deputy Supervisor Richard Harper opened the meeting at 7:00 P.M. with the Pledge of Allegiance.

**Approval of the Minutes:** Motion was made by Glenn Quackenbush, seconded by Alan Tomion to approve the minutes from the combined March & April meetings as presented. Motion was carried.

**Upcoming Meetings:** Wholesale Water Customers meeting Tuesday, June 3<sup>rd</sup> @ 10:00 AM at the Village of Penn Yan Office. Jayson Hoover and John Prendergast will be attending. Clerk Wolfe will RSVP their attendance.

Rob Astorino, Republican Candidate for NYS Governor at the Benton Town Hall May 17, 2014 3 P.M. – 5 P.M.

**Old Business:**

George Wright, locksmith has updated all entry doors to be keyed the same. We were also informed that the Town Clerk bathroom door is attached to the entry way keypad for the town hall side. We were under the assumption that it was attached to the town office keypad. Deputy Harper reported that there had been two alarms recently, one at the town barn and one at the town hall. No explanation why the town hall alarm went off, fans weren't turned on as first thought which could activate the motion sensor. John Wright was to come to the town barn and change the sensitivity of the sensor but has not done so at this time.

**WD # 1 Extension:** Shawna Bonshak sent an e-mail stating that there is potential funding via the Federal Government a few years ago (\$5 Million) This plan covers the Town of Benton that runs along Route 14. Shawn will keep the town informed of any new information. **No decision was made** to sign the contract with Clark-Patterson-Lee.

**SLAP-5:** Yates county will be supporting the resolution with the last paragraph deleted requiring towns/county to pay annual dues. (Yates County did approve the revised SLAP-5 agreement). The agreement was FAXED just prior to the meeting. **No decision was made.**

**Department of Labor – Safety & Health:** Violations have been corrected for the town hall and town barn. Workplace violence documentation program to be established and incorporate training. Supervisor Prendergast is in the process of getting a quote from Sandy King for this training. The town might want to include other municipalities in this training and share the cost. Town Clerk Wolfe will contact attorney Graff regarding our current Employee Policy and his opinion on combining workplace violence into our Local Law.

**Water District # 2:** Water operator Jayson Hoover had a request for public water on the west end of Havens Corners Road. Clerk Wolfe presented the board with information from a previous resident that was also requesting public water but out of the district at the end of the line. Jayson contacted Sheryl Robbins and she verified what Clerk Wolfe had reported – residents at the end of a district can't be served without going through the process of creating a district extension.

**Highway:** Jeff received financing for the Kubota Tractor, 3% with a (3) year loan. Motion was made by Alan Tomion, seconded by Becky Jensen to approve the payment of the Kubota Mower in full \$40,000.00 and financing the Kubota Tractor 3% for (3) Years with a

payment of \$12,909.00 at Lyons Bank. Motion was carried. Jeff stated that the new loader should be here in June and he will be placing the old mower on Auctions International.

**New Business:**

WD # 1 – New Water Hook Up: Jayson Hoover reported that Richard Mahoney constructed a pole barn requiring a variance. Prior to construction Mr. Mahoney was aware of two water lines extending through his property. After some research, it was found that those easements allowing those water lines through that property were never signed. The property was previously owned by Marilyn Phillips. Mr Mahoney will sign the easements but was asking for a deal on hooking up the water, or free water. Jayson explained he can't receive free water as we have to account for all usage. The cost of hooking up a meter pit, as a new service is \$2800.00. Jayson has already been in contact with Jeff Graff on this issue.

Jeff Mann reported what areas he has been working on due to the flood of 5/13/14 & 5/15/14. He continues to fix wash outs on Flat-Clark-Stape-Simonsen-Briggs etc. Jeff has received help from the Town's of Seneca and Gorham. Jeff will continue to report on road conditions.

**2% Tax Cap:** The town enacted the 2% tax cap for the 2015 budget. Bob Clark, Yates County Legislature reported if towns enacted this LL they would need to rescind it to receive any possible rebates from the state. After board discussion they asked Clerk Wolfe to contact Jeff Graff to start the procedure to rescind LL # 1 of 2014.

The board also asked Clerk Wolfe to contact Jeff Graff for his opinion on a conflict with the alternate for the ZBA and Deputy Town Clerk & Deputy Registrar. Also ask Steve Stork regarding bonding (Crime) for the Deputy Town Clerk if she will need a separate policy or is included in the clerk policy.

Assessor: Mary Lilyea will be re-assessing for the year 2015, there is paperwork waiting for a required signature from the supervisor to be forwarded to the NYS Department of Real Property.

**Resolutions:**

**#13-14:** WD # 1 Extension-Proposed Contract with Clark-Patterson-Lee (TABLED)

**#16-14:** Motion was made by Becky Jensen, seconded by Glenn Quackenbush to appoint Kay Houghtaling as Deputy Town Clerk. Term Expiring 12/31/14 at the hourly rate. Motion was carried.

**#17-14:** Motion was made by Becky Jensen seconded by Glenn Quackenbush to appoint Kay Houghtaling as Deputy Registrar. Term Expiring 12/31/14 at the hourly rate. Motion was carried.

**#18-14:** Motion was made by Glenn Quackenbush, seconded by Alan Tomion approving the standard work day for Zoning Officer/Watershed Inspector/Water Operator @ 7 hours/per day – Tuesday & Thursday with the term expiring 12/31/14. Receipt of record of activities was received. 4.13 additional days per pay period will be reported to NYS Retirement. Motion was carried.

**Water Department:** Jayson informed the board he had recently met with Verizon regarding a new communications system for the pump house. The cost came in at \$7500.00, double what he expected. He has another meeting scheduled for next week with a different communications company which serves Town of Seneca. He will give an update on the new information.

**Committee Reports:** Richard Harper reported that the Planning Board continues to work on heavy industrial use. No other reports from committee members.

**Monthly Reports & Abstract of Vouchers:** Motion was made by Alan Tomion, seconded by Glenn Quackenbush to approve the following: General (A & B ) Claims 87-106 (A) \$28,430.38, (B) \$178.17, Highway (DA) Claims 43-50 Totaling \$1896.00, Highway (DB) Claim 4 Totaling \$715.95, SW1 Claims 17-21 Totaling \$516.31, SW2 Claims 28-33 Totaling \$1129.44, SW3 Claims 15-19 Totaling \$579.01. Town Clerk – Highway – Water – Supervisor Reports. Motion was carried.

Motion was made by Alan Tomion, seconded by Glenn Quackenbush to adjourn the meeting at 8:10 PM. Motion was carried.

Dated: May 19, 2014  
Bobbi Wolfe/Benton Town Clerk

**APPROVED 6/11/2014**