

The Regular Town Board Meeting was held May 13th, 2020 at 7:00 P.M. in the Benton Town Hall Conference Room, 1000 Route 14A, Penn Yan NY 14527.

Board Present: Supervisor	John Prendergast
Councilmen	Richard Harper, Deputy
	Brian Murphy
	Glenn Quackenbush
	Alan Tomion

Also present: Tom Fulkrod – Zoning Officer, Jayson Hoover- Highway Supt. Bobbi Wolfe – Town Clerk

Supervisor Prendergast opened the meeting at 7:00 P.M. with the Pledge of Allegiance.

Minute Approval: Motion was made by Glenn Quackenbush, seconded by Richard Harper to approve March 11th, 2020 minutes as presented. Motion was carried. (The April 8th, 2020 Town Board Meeting Was cancelled due to the Covid-19 Pandemic)

Old Business:

Yates County has applied for and received grant funding from NYS to conduct a county wide water infrastructure study. Thirteen towns and villages have agreed to share the cost (\$11,250) on a mutually agreed amount. (Resolution Below).

Trees: Richard Harper informed the board that he has the trees from the county and would like to know if anyone has suggestions for placement ?

Delaware Solar: At this time there are questions to be answered. (1) The “Decommissioning Plan” Who holds the money for 25 or so years, by Bond/Insurance/Town. (2) “PILOT” agreement, Supervisor Prendergast has forwarded our Local Law # 2 of 2014 to Delaware and Steve Griffin which states that Solar Farms are not exempt in the Town of Benton.

New Business:

Shredding of old records: Clerk Wolfe contacted Joe Reed @ Yates County regarding the shredding of old town records. Joe stated that they come right to your business for a fee per tote. We have 3-4 boxes in our vault to be shredded.

Covert Security: We need the boards approval to purchase a 22” monitor to be mounted on the wall for the zoning officer’s office. Board was ok with it.

Clean UP Day: Clerk Wolfe has had several people ask about the clean up day. E-Waste contacted me this week asking about our plans. Councilman Harper explained that the “SWEAPS” program won’t be available until further notice. Board decision was to go ahead as planned, June 13th, 2020 9:00 AM – 1:00 PM.

Zoning: Tom Fulkrod is proposing the following fee changes: (1) Roofing permits from \$30.00 to \$50.00. (2) Renewal Permits \$20.00 and drop the ½ the cost of the permit. (3) Septic Inspections from \$50.00 to \$75.00. Motion was made by Glenn Quackenbush, seconded by Brian Murphy approving these increases. Motion was carried. Tom also informed the board that letters will be sent to residents regarding major clean up on their yards and will send a copy of our clean up day, along with letters to explain upcoming fire and safety inspections. **Humane Society:** Has requested no charge for the Special Use Permit, Septic and Building Permit for the new addition. Tom stated that the new building permit will be substantial and asked if we should eliminate these fees? Motion was made by Brian Murphy, seconded by Glen Quackenbush to charge half of the permit fees. Motion was carried. On another subject: 1015 Route 14A (House next door the town hall). This house is in the process of becoming the Midwife doctor's office. Tom has been working with the YCPH department to determine the legal use of this building. It is stated that they would like, two birthing rooms, two appointment rooms, waiting room and administration office. Tom also reported with the cancelling of the May ZBA meeting we are way behind with Appeals for the June 2nd meeting, at this time we have nine appeals for that meeting. Two of these requests still need YCPB approval, Brubaker – Dog Kennel and Martin's Hardware building expansion. As for the ZBA meeting, each appeal will be given a time to come into the office for the social distancing.

Town Clerk's Office: Don Hamm is looking into safety precautions for this office. Adding plexiglass to one of the windows with a shelf for residents to prepare paperwork. Town Board was ok with this.

Water District # 4:

Construction is completed but a couple of items that need to be cleaned up on the wish list. Jeremy Delyser (CPL) has been in contact with Jayson Hoover discussing the possibility of adding a new PRV Vault. This would increase the pressure for residents on the west side of Route 14 and also Torrey WD # 1.

Water District # 5:

At this time we are waiting for the application to be completed by Municipal Solutions to USDA. A letter has been sent to the Town of Geneva requesting additional water for this district. We have not heard back as of yet.

Highway:

- (1) Mower purchase for the Rubber Tire Excavator purchased from Menno Martin \$3000.00
- (2) Mig Welder: Motion was made by Brian Murphy, seconded by Glenn Quackenbush to approve the purchase of the Mig Welder priced at \$1995.00. Motion was carried.
- (3) Tank Removal: Jayson received three quotes: Klug Crane \$2000.00 to move the tank to the gravel pit. EPS Products & Service Removal of the tank along with disposal of the tar \$4200.00. CleanHarbors: Waste Transportation & Disposal \$29,568.60. (All Proposals are attached to the minutes).

Jayson explained that this tank is very dangerous and the needs to be removed from the hill. He suggested just moving the tank up to the pit at this time which would be Klug Crane. After board discussion: Motion was made by Glenn Quackenbush, seconded by Alan Tomion to approve Klug Crane at \$2000.00 to move the tank up to the gravel pit. Motion was duly put to a vote: AYES: John Prendergast, Alan Tomion, Glenn Quackenbush and Brian Murphy. NOES: Richard Harper (Felt there was an Environmental Hazard). Jayson will document the move with photos.

Shop Addition: At some point Jayson would like to put an addition 16' x 40' on the town barn at an approximate cost of \$15,000.00. The highway employees will do most of the work themselves except for the concrete. Supervisor Prendergast asked that Jayson put together a formal quote.

Baldwin Road Cemetery:

Jayson Hoover wanted to inform the board that Keith Thomas, his wife Sharon and their daughter have been weeding and cleaning this cemetery. A big thank you for all their help. Fisher Tree Service cut down 5—8 trees on a day contract. Several nuisance or dead trees were removed and we have a few more to go.

RESOLUTIONS:

#8-2020: Motion was made by Brian Murphy, seconded by Richard Harper approving the Christiansen Farm Dairy into the Farmland Protection Program. Motion was carried.

#9-2020: Motion was made by Richard Harper, seconded by Glenn Quackenbush to appoint Ashley Doyle to the Board of Assessment Review for a term of 10/1/19-9/20/2024. Motion was carried.

#10-2020: Motion was made by Brian Murphy, seconded by Alan Tomion approving the NYS Retirement for Jayson Hoover: Standard Work Day for Highway Superintendent, New Section 315.4 for the NY Codes, Rules and Regulations (Retirement) at 10 Hours/Per Day Monday – Thursday with a term ending 12/31/23. Receipt of (ROA) was received 26.32 (Days Per Month) will be reported to the NYS Retirement Center. Motion was carried.

#11-2020: Motion was made by Brian Murphy, seconded by Glenn Quackenbush approving the NYS Retirement for Thomas Fulkrod, Standard Work Day for Code/Zoning Officer/WaterShed-New Section 315.4 for the NY Codes, Rules and Regulations (Retirement) at 7 Hours/Per Day, Tuesday and Thursday, term ending 12/31/21 Receipt of (ROA) was received 20.00 (days per month) will be reported to the NYS Retirement Center. Motion was carried.

#12-2020: Motion was made by Brian Murphy, seconded by Glenn Quackenbush approve the (5) Year Indemnification Agreement with Yates County Highway. Motion was carried.

#13-2020: Board of Elections use of the town hall Motion was made by Brian Murphy , seconded by Glenn Quackenbush giving authority to Supervisor Prendergast to send a letter to the BOE regarding use of the town hall. Motion was carried. (TABLED) Waiting to hear ruling from BOE.

#14-2020: Motion was made by Brian Murphy, seconded by Alan Tomion approving the authorization to provide a share in matching funds for the Yates County Water Infrastructure study grant awarded by New York State. Motion was carried.

EXECUTIVE SESSION: Motion was made by Glenn Quackenbush, seconded by Brian Murphy to enter into Executive Session Under Public Officers Law, Article 7, Section 105, Paragraph (F) Personnel regarding the zoning officer @ 9:15 P.M. Motion was carried. Motion was made by Glenn Quackenbush, seconded by Richard Harper to enter back into the regular Meeting @ 9:45 P.M. Motion was carried. Motion was made by Glenn Quackenbush, seconded by Richard Harper to offer zoning officer Thomas Fulkrod insurance coverage @ 20% for his spouse and additional \$2000.00 in salary. Motion was carried.

Monthly Reports & Abstract of Vouchers: Motion was made by Brian Murphy, seconded by Richard Harper to approve the following: General (A) Claims 65-83 Totaling \$5882.12, General (B) Claims 322-328 Totaling \$1496.34, Highway (DA) Claims 48-57 Totaling \$5760.57, Highway (DB) Claims 206-209 Totaling \$8034.89, SW1 Claims 21-25 Totaling \$6474.25, SW2 Claims 31-40 Totaling \$2863.85, SW3 Claims 20-25 Totaling \$1789.54, SW4 Claim 15 Totaling \$16.66. Town Clerk – Zoning – Highway Reports. Motion was carried.

Adjournment: Motion was made by Brian Murphy, seconded by Richard Harper to adjourn the meeting at 9:45 P.M. Motion was carried.

Dated: May 20, 2020
Bobbi Wolfe
Benton Town Clerk,RMC

ADOPTED: June 10th, 2020