

November 10, 2008
Regular Town Board Meeting
7:00 p.m.

The Town Board of the Town of Savannah held its regular Town Board meeting on November 10th, 2008 at 7:00 p.m. Members present were:

Kenneth Lauderdale	Supervisor
John Metcalf	Councilman
Ted Fitch	Councilman
Julie VanLeeuwen	Councilman
Carol Spellman	Councilman

Also present: Sherri Fedele, Fingerlakes Times-John Addyman, Ruby Washburn, Florabelle Marriott, Gerald & Linda Okie, Water/Sewer Operator-Bruce Waterman, Terry Colvin, Joseph Urwin, Leroy Hollier, Fred Baker, Victor Townsend, Highway Superintendent-Allen Sherman, Bonnie Donk, and Leon Gaklik.

A motion was made by Councilman Metcalf seconded by Councilman Spellman to waive the reading of the minutes with approval as distributed with the exception of the revisions to Resolution 43-2008, which is included in these minutes. By roll: Councilman Metcalf, Spellman, VanLeeuwen, Fitch and Supervisor Lauderdale “aye” motion carried.

Councilman Metcalf led those in attendance in the pledge of allegiance.

The Public Hearing was opened with the reading of public notice on proposed Local Law #6-2008 “Increasing Water and Sewer Rates” by the clerk.

Supervisor Lauderdale presented for those in attendance a slide show with detailed spreadsheets for the water and sewer districts financial condition. Much discussion was held on future expenses and immediate expenses for both the water and sewer districts, noting that the estimated revenues are not enough to cover the anticipated expenses. It was further noted that the water department needs to plan for future expenses such as infrastructure replacement, a new vehicle, and the replacement of the back hoe and the sewer districts need to plan for the 20 year replacement of the treatment beds, 5 year pumping, and line flushing and the departments have no reserve set aside for these expenses.

As all in attendance being heard a motion to close the hearing was made by Councilman Spellman seconded by Councilman Fitch. By roll – Councilman Metcalf, VanLeeuwen, Spellman, Fitch and Supervisor Lauderdale “aye” motion carried.

Supervisor Lauderdale noted that the Wayne County Water and Sewer Authority has approached the Town of Savannah in applying in a shared services grant opportunity with

the Town of Lyons, Galen, Butler, and Rose along with various villages in the southeastern end of Wayne county. The application would request a “High Priority Planning Grant” that would enable the Wayne County Water and Sewer Authority to work with the towns and villages to undertake a study of the long-term water supply needs within the southeastern service areas of Wayne County and to consider and evaluate regional and/or area wide solutions to supply water to this area in a cost efficient and effective manner. After much discussion on the importance of this to the Town of Savannah’s future goals in the water district the following resolution was presented by Councilman VanLeeuwen:

Resolution No. 46-2008
Town of Savannah
LOCAL GOVERNMENT EFFICIENCY (LGE) GRANT PROGRAM
2008-2009 PROGRAM YEAR

TOWN OF SAVANNAH
RESOLUTION

At the meeting of the Town Board of the Town of Savannah held on November 10, 2008, the following resolution was moved by Councilperson VanLeeuwen, seconded by Councilperson Spellman and adopted by vote of the Town Board.

RESOLVED:

1. The Town Board of the Town of Savannah authorizes the Town Supervisor, Ken Lauderdale, to submit an application to the Local Government Efficiency (LGE) Grant Program for the 2008-2009 Program Year.
2. The Wayne County Water and Sewer Authority shall act as the “Lead Applicant” for the LGE grant application, and the Authority’s Executive Director, Martin Aman, shall be named as the “Lead Applicant Contact Person” on the grant application form.
3. The Town Board agrees to serve as “Co-Applicant” and hereby authorizes the Town Supervisor to execute all financial and/or administrative processes and instruments relating to the grant program.
4. The application shall request a “High Priority Planning Grant” that would enable the Wayne County Water and Sewer Authority to work cooperatively with the Towns of Lyons, Galen, Savannah, Butler and Rose and the Villages of Newark, Lyons and Clyde and the Wayne County Industrial Development Authority to undertake a study of the long-term water supply needs within the southeastern service area of Wayne County and to consider and evaluate regional and/or area

wide solutions to supply public water to this area in a cost efficient and effective manner.

5. The Wayne County Water and Sewer Authority, as Lead applicant, and the Towns of Lyons, Galen, Savannah, Butler and Rose and the Villages of Newark, Lyons and Clyde serving as Co-Applicants will apply for the maximum High Priority Planning Grant of \$50,000. The Wayne County Industrial Development Agency will be a participant in the process and has adopted a resolution committing to provide up to \$30,000 to cover the required local match for the LGE grant and to provide needed funding over and above available grant resources.
6. The Town of Savannah will work with the Wayne County Water and Sewer Authority as Lead Applicant and the Towns of Galen, Butler and Rose, the Villages of Newark, Lyons and Clyde as Co-Applicants and the Wayne County Industrial Development Agency (WCIDA) as an interested partner to prepare and execute an inter-municipal agreement setting forth individual responsibilities to participate in the conduct of the study and to work toward the implementation of the proposed recommendations.

Votes were recorded as follows:

Supervisor:	<u>Lauderdale</u>	<u>“aye”</u>
Councilperson:	<u>Metcalf</u>	<u>“aye”</u>
Councilperson:	<u>Spellman</u>	<u>“aye”</u>
Councilperson:	<u>Fitch</u>	<u>“aye”</u>
Councilperson:	<u>VanLeeuwen</u>	<u>“aye”</u>

The following resolution was presented by Councilman Spellman:

Resolution No. 47-2008
Adoption by the Town Board of
The Town of Savannah
Local Law 6-2008
“A Local Law Increasing the Water/Sewer Rates”

WHEREAS, a motion was adopted by the Town Board for a public hearing to be held by said Town Board on November 10th, 2008 at 7:00 p.m. at the Savannah Town Hall to hear all interested parties on a proposed Local Law on increasing water and sewer rates, and

WHEREAS, notice of said public hearing was duly advertised in the Wayne County Star, the official newspaper of the Town, on October 29th, 2008, and

WHEREAS, said public hearing was duly held at the Town hall at 7:00 p.m. on November 10th, 2008 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 Savannah, after due deliberation, finds it in the best interest of said Town of Savannah to adopt said local law;

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Savannah hereby adopts said Local Law #6-2008 entitled "A Local Law Increasing the Water/Sewer Rates", 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 is hereby directed to enter said local law in the minutes of this meeting and in the Local Law Book of the Town of Savannah, and to give due notice of the adoption of said Local Law to the New York Secretary of State.

A motion to adopt the above resolution as written was made by Councilman Fitch seconded by Councilman VanLeeuwen by roll: Councilman Metcalf, Spellman, VanLeeuwen, Fitch and Supervisor Lauderdale "aye" motion carried.

Local Law No. 6 of the year **2008**

A local law Increasing Water & Sewer Rates

Be it enacted by the _____ Town Board _____

County

City

Town _____ Savannah _____

Village

Section 1. PRIOR LAWS AND ORDINANCES HEREBY MODIFIED

- 1) To the extent necessary to conform to the provisions hereof, any all local laws and all ordinances which conflict with any of the following are hereby modified in accordance with the following provisions.

Section 2. *EFFECTIVE DATE*

- 1) All provisions herein shall become effective on January 1, 2009, and shall apply to billings or actions thereafter.

Section 3. *WATER/SEWER RATES*

- 1) Water rates are hereby increased by .75 from \$3.50 to \$4.25 per thousand gallon usage, minimum water rates per 3,000 gallons are hereby set at \$40.00 and the sewer quarterly connection rates are set at \$30.00 for Sewer Districts One (1) and Sewer District Three (3), and for Sewer District Two (2) the sewer connection rate is set at \$20.00. The new rates shall be in addition to the amount currently charged for the consumption units used and shall be billed quarterly.
- 2) Bulk Water rates are hereby increased by \$3.00 from \$5.00 to \$8.00 per thousand gallons used.

A motion was made by Councilman Spellman seconded by Councilman VanLeeuwen to set a public hearing for December 8th, 2008 at 6:00 p.m. for proposed Local Law #7-2008 entitled "Amending Local Law #4-2008 Regulation of Public Fireworks Displays". By roll: Councilman Fitch "nay" Councilman Metcalf, Spellman, VanLeeuwen and Supervisor Lauderdale "aye" motion carried. Clerk to advertise.

Due to an inactive Variance Board the Town Board will consider an application submitted by Fred Smith. A motion was made by Councilman Spellman seconded by Councilman Fitch to set a public hearing for December 8th, 2008 at 6:15 p.m. to consider a Variance Application for Fred Smith of 2649 Drable Road to set a 14x70 mobile home on a non-conforming site. By roll: Councilman VanLeeuwen, Fitch, Metcalf, Spellman and Supervisor Lauderdale "aye" motion carried. Clerk to advertise.

Councilman Fitch noted that due to the public hearings scheduled and the projected correspondence for the December regular board meeting he suggests the Town Board move to change the meeting time from 7:00 to 6:00 p.m. A motion was made by Councilman Fitch seconded by Councilman Spellman to change the regular scheduled town board meeting to 6:00 p.m. instead of the normal time of 7:00 p.m. on the 8th of December, 2008. By roll Councilman Metcalf, VanLeeuwen, Spellman, Fitch and Supervisor Lauderdale "aye" and the motion carried. Clerk to advertise.

The following Department reports were given:

Water/Sewer Dept. – Discussions were held regarding the recent SPDES Inspection.
Highway Dept. – Discussions were held on the status of the renovations of the storage shed at the Highway Dept. It was noted that we are currently working on installing a concrete floor.

Highway Superintendent noted that while the concrete floor in the storage building is setting, the trucks/equipment will be parked outside.

Supervisor Lauderdale noted that certain revisions needed to be done to Resolution 43-2008 entitled "Upgrade to Pole Barn at Highway Department" and such revisions have been addressed with the Town Board and presented for approval. The following revised resolution 43-2008 is as follows and will be entered into the Book of Resolutions as Resolution 43-2008 presented at the October 2008 regular town board meeting and approved with the October 13th, 2008 minutes at the November 10th, 2008 regular town board meeting.

**Resolution No. 43-2008
Authorization to Proceed with
Upgrade to Pole Barn at Highway Department**

WHEREAS, the Highway Department of the Town of Savannah does not provide a place for storage of equipment and trucks during the winter season, and

WHEREAS, the highway equipment and trucks freeze up during the winter months causing the breakdown of snow plow trucks and extensive repairs costs and delay in keeping the roads plowed, and

WHEREAS, this would supply a warm safe place for the storage of the highway equipment and trucks, and

WHEREAS, the Town Board has decided that this is considered of major importance to achieve this before the winter months, and

WHEREAS, the Town Board of the Town of Savannah has set aside funding for such project in the General Capital Project Fund, and

WHEREAS, the Town Board of the Town of Savannah after due deliberation, finds it in the best interest of said Town of Savannah, be it

BE IT FURTHER RESOVLED, that the Town Board authorizes Supervisor Lauderdale to proceed with the hiring of additional employees to be put on the Town of Savannah payroll to perform the labor of such annex and obtain necessary materials. The proposed work will include an appropriate cement floor, insulation, new overhead doors, metal liner, lighting, and radiant heat. Materials to be purchased on an as needed basis.

BE IT FURTHR RESOLVED, that the funds for the project will be taken from the General Capital Project Fund Account.

A motion to adopt the above resolution as written was made by Councilman VanLeeuwen seconded by Councilman Fitch. By roll: Councilman Metcalf, VanLeeuwen, Fitch, Spellman "aye" Supervisor Lauderdale "aye" motion carried.

Highway Superintendent presented for the Town Boards review a resolution authorizing the Town of Savannah to enter into an agreement with the County of Wayne Signage

Program, noting that this agreement allows the County to pursue an application for Shared Municipal Services Grant from the State of New York for the cost of the signage replacement for the County of Wayne and the Towns that elect to participate in the Signage Consolidation Program.

The following resolution was presented by Councilman Fitch:

***Resolution No. 48-2008
Authorization for the Town of Savannah
To Enter Into Agreement with the County of Wayne
To Consolidate the Town Signage to a County Wide Program***

WHEREAS, the Town of Savannah has had Lu engineers evaluate the town signage inventory for compliance with New York State standards in advance of this consolidation by the County of Wayne, and

WHEREAS, the intent of this resolution is to have a commitment from the Town of Savannah, so that the County of Wayne Can pursue an application for Shared Municipal Service Grant from the State of New York for the cost of the signage replacement for the County of Wayne and the Towns that elect to participate in the Signage Consolidation Program; now, therefore, be it

RESOLVED, the Town of Savannah will enter into an agreement with the County of Wayne in the future that describes the maintenance of the town signs and specifics of the program.

A motion to adopt the above written resolution was made by Councilman Spellman seconded by Councilman VanLeeuwen. By roll: Councilman Metcalf, Fitch, VanLeeuwen, Spellman and Supervisor Lauderdale “aye” motion carried.

CEO - monthly report given
Assessor – no report at this time

Supervisor – report as follows:

Supervisor Lauderdale noted that a couch has recently been dumped at the West Shore Access Path and the Town Board should consider the possibility of offering a reward for the conviction of any person caught illegally dumping on this site. It was decided to contact the Town Attorney.

Supervisor Lauderdale further noted that the Town is still working on the Verizon Cell Tower and will provide further updates as they become available.

Supervisor Lauderdale noted that in his efforts to update the software for the town he has met with Williamson Law Book in regards to an Accounting, Payroll and Highway Software package. It was noted that an estimated cost of \$12,000 would be needed for such software with an additional \$2000.00 a year maintenance fee. Further discussion to be held at a later time.

The following Correspondence was read:

- 1) Time Warner Cable – channel update
- 2) NYS DEC – annual SPDES inspection
- 3) Savannah Congregational Church – Patrick Noble Variance

Discussion on the budget were held and after a final overview of the tax rate, Supervisor Lauderdale noted that the estimated tax rate would be \$6.31. As discussions on the budget were completed the following resolution was presented by Councilman Spellman:

**Resolution No. 49-2008
Adoption of 2009 Town Budget**

WHEREAS, the Town Board of the Town of Savannah has met at the place and time specified in Notice of Public Hearing and has heard all persons desiring to be heard thereon, now

THEREFORE BE IT RESOLVED, that the Preliminary Budget as reviewed and revised to the benefit of the taxpayers, the same is hereby adopted as the Annual Budget for the year 2009.

A motion to adopt the above resolution as written was made by Councilman Metcalf seconded by Councilman Fitch. By roll:

Kenneth Lauderdale	“aye”
John Metcalf	“aye”
Carol Spellman	“aye”
Ted Fitch	“aye”
Julie VanLeeuwen	“aye”

Budget was duly adopted.

The following bills were presented for audit:

General Fund	Abst. #11	Claim #290-320	\$ 5,361.89
Highway Fund	Abst. #11	Claim #141-161	\$44,746.95
Water District	Abst. #11	Claim #121-130	\$ 1,536.96
Sewer District 1	Abst. #11	Claim #37-41	\$ 1,197.30

Sewer District 2	Abst. #11	Claim #44-46	\$ 539.48
Sewer District 3	Abst. #11	Claim #29-31	\$ 226.16
Sav. Lighting	Abst. #11	Claim #11	\$ 834.59
So. Butler Lighting	Abst. #11	Claim #11	\$ 51.12

A motion to pay the bills as presented was made by Councilman Metcalf seconded by Councilman Fitch. All members voted “aye” and the motion carried.

A motion to enter into Executive Session was made by Councilman Metcalf seconded by Councilman VanLeeuwen for the purpose of discussing personnel issues. By roll: Councilman Fitch, VanLeeuwen, Spellman, Metcalf and supervisor Lauderdale “aye” motion carried.

Executive Session – 8:55 p.m.

Out of Executive Session – 9:25 p.m.

A motion was made by Councilman Metcalf seconded Councilman Spellman authorizing Michael Richards as the Town of Savannahs labor relations consultant during the upcoming union negotiations. By roll: Councilman Metcalf, Spellman, VanLeeuwen, Fitch and Supervisor Lauderdale “aye” motion carried.

As all business was complete a motion to adjourn was made by Councilman Fitch seconded by Councilman Spellman. All members voted “aye” and the motion carried.

Julie Carey-Town Clerk

- Supervisor Lauderdale – Williamson Law Book Software
- Supervisor Lauderdale – Attorney on reward for illegal dumping West shore site.
- Supervisor Lauderdale – Congregational Church – Patrick Noble Variance – Contact Attorney