

MINUTES of the **second Regular Meeting** of the month of the Pembroke Town Board held on **June 23, 2016** at the Pembroke Town Hall, 1145 Main Road, Corfu, New York.

PRESENT: John J. Worth, Supervisor
Edward G. Arnold, Jr., Deputy Supervisor
Kathleen Manne, Councilwoman
Thomas Dix, Councilman
K. Warren, Clark, Councilman

OTHERS PRESENT: Nicole M. Begin, Town Clerk; Stephen Stocking, Highway Superintendent; Barry & Lisa Guthrie; Maureen & Anthony Holohan; Craig Blake; George & Connie Brown; Lynn Schafer.

Supervisor Worth called the meeting to order at 7:02 P.M.

PUBLIC PARTICIPATION

Barry Guthrie spoke regarding the issue with the kids swimming at Indian Falls and using alcohol. Mr. Guthrie provided a handout to the town board which among other things indicated rock hazards, accident statistics, drug and alcohol use and the problem of social media encouraging more kids than ever to swim at Indian Falls. Mr. Guthrie said the injuries are getting worse. This behavior is also endangering the rescue workers that have to help them.

Mr. Guthrie said the residents of Indian Falls need a solution and they aren't getting any help. The residents have all posted "no trespassing" signs but the kids are entering and exiting the area at the Log Cabin restaurant and the restaurant will not work with the neighbors and press charges. He also said the police authority cannot do anything unless people press charges. Mr. Guthrie has contacted Assemblyman Hawley's office for assistance. He said the residents would like the Town to assist them in remedying the situation and to do something about the noise at the Log Cabin.

Mr. Blake said it is a financial issue for residents as well. The residents could never sell their houses because of the noise and nuisance involved with the kids and the Log Cabin.

Supervisor Worth said the Town Board would like to work together with the residents and have also been in contact with Assemblyman Hawley's office and the Genesee County Sheriff's Department to try and help the residents of Indian Falls.

Mr. Tim Striegel of Main Road spoke to the board about an issue he has with the neighbor clearing their property and said he is concerned that they may be selling cars or storing business vehicles. The board said that as of right now the neighbor is not in violation of any zoning laws but they will keep up on the situation and make sure they are not doing anything they cannot do.

OLD BUSINESS

1- Refuse pickup in the town – Councilman Clark gave the postcard information to the board to review. He is also going to review prices before the card goes out in the mail. They also discussed the possibility of offering paper shredding and electronic recycling a couple times a year if they switch to the new refuse option.

2- Sewer for the truck stop & Sewer Expansion Project – The sewer project is moving forward.

3- Joint Youth Commission (forming the commission) – Supervisor Worth said the agreements with the municipalities are going to be signed and resolutions will be passed by each involved.

NEW BUSINESS

Project Reports

Gazebo – Councilman Dix has only received one bid so far for approximately \$78,000.00.

Dugouts – Supervisor Worth has the plans for the dugouts and Tom Schneider is working on the SEQR for the grant. Once Mr. Worth has all the specs and other information that DASNY is requesting he will send in the paperwork so we can get the project started.

Employee Handbook – Councilwoman Manne received a handbook template from CPP and will be working to correct it to fit the town’s needs. She will have a draft copy in the next couple of weeks.

Supervisor Worth said there are people on Akron Road whose wells have dried up. He is going to work on creating packets of information to hand out to residents requesting water so that they know how to begin the process, what is involved and what pricing could possibly be if there are no grant funds available.

COMMITTEE REPORTS

Superintendent Stocking – Mr. Stocking said the town received a letter from NYS DEC regarding the dirt on the side of the Town Hall. The letter said dirt can be spread and seeded.

Large branches from a tree at the Old Buffalo Road Cemetery on Main Road came down and they were cut by National Grid and are being cleared.

The highway department will begin paving the rest of Cohocton Road.

Mr. Stocking asked if the board would write a letter to the state regarding raffles to help pass the law allowing raffles to be conducted without NYS Gaming existing rules.

Mr. Stocking said the tractor they use to mow roadsides is twenty years old and needs to be replaced. He requested that money be put in reserve during budget for replacement of equipment.

Councilwoman Manne – Mrs. Manne said that County Line Stone has not had another community meeting since the last one in June. Mrs. Manne received information from them and they are still requesting a letter from the town regarding conceptual realignment of the road. Supervisor Worth said he would like to invite the town attorney for a sit down regarding their request. Mr. Worth said he feels a response is necessary. Councilman Arnold said that he does not want the perception to be that the Town is endorsing their project and that if a letter is provided the town is just giving them what they need to submit their SEQR to NYS DEC.

RESOLUTIONS

RESOLUTION # 45 of 2016 – 2016 Joint Youth Commission Participation – Pembroke School District

RESOLVED, the Pembroke Town Board hereby authorizes the Town of Pembroke to participate in the 2016 Joint Youth Commission with the Pembroke School District, Towns of Batavia, Pembroke, and Darien, and the Village of Corfu.

Motion: Councilman Arnold

Second: Councilman Clark

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 46 of 2016 – Memorandum of Agreement by and between the Pembroke Central School District (District) and the Town of Pembroke (Town)

WHEREAS, the District and the Town seek to cooperate in the use of District facilities by the Town for the benefit of the youth of the District, and

WHEREAS, the Town desires to coordinate and provide Summer Recreation Program for youth, using School District buildings and grounds, and

WHEREAS, the District and the Town desire to enter into an agreement for the purpose of establishing responsibilities and roles related to the care, use, and maintenance of District facilities and property, and

WHEREAS, parameters of participation must be established between the District and the Town to assure a common understanding regarding each party's respective roles and responsibilities, **BE IT**

RESOLVED:

1. Per Board Policy 3280 Use of Facilities, during the summer recreation Program, the District will provide the Town use of the high school gymnasium, pool, fields, and classrooms as recommended by the Joint Summer Recreation Committee and as pre-approved by the District's Director of Buildings and Grounds.
2. The Town will clean the facilities and equipment it uses after each use.
3. The Town will make its best effort to adhere to and enforce all District rules, regulations, and policies; assuring that all employees, volunteers, and summer recreation participants are in full compliance.
4. The Town will respond in a timely manner to any District inquiry concerning the use of District facilities and grounds.
5. The Town will repair and maintain any facility or grounds damaged as a result of use or misuse during the summer recreation program at Town expense.
6. The Town and any other involved municipalities/entities will maintain the following insurances, with the District named as additionally insured on a primary, non-contributory basis, waiver of subrogation applied in favor of certificate holder, and all updated Certificates of Insurance will be provided to the district:
 - a. General liability - \$1 Million minimum limit
 - b. Auto- \$1 Million minimum limit
 - c. Umbrella - \$5 Million minimum limit
7. The District and/or the Town may terminate this agreement at any point with at least 30 days' notice.

Motion: Councilman Arnold

Second: Councilman Clark

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 47 of 2016 – Payment of Abstract

WHEREAS, A request has been made to pay the normal operating expenses of the Town of Pembroke, and,

WHEREAS, these payments are within the normal scope of the 2016 working budget, and create no additional cost to the Town of Pembroke; **NOW, THEREFORE BE IT**

RESOLVED, that the Town of Pembroke hereby authorizes the Supervisor to make the appropriate payments of approved vouchers contained within abstract # 12 of 2016.

Motion: Councilwoman Manne

Second: Councilman Arnold

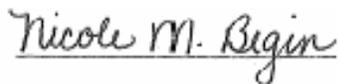
Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

On **MOTION** of Councilman Arnold, seconded by Councilman Dix to adjourn the meeting at 7:39 P.M. ALL AYES – MOTION CARRIED.

Respectfully submitted,



Nicole M. Begin, Town Clerk

THESE MINUTES ARE A DRAFT ONLY OF THE TOWN BOARD MEETING OF JUNE 23, 2016 AND ARE SUBJECT TO CHANGE AND/OR REVISION PRIOR TO APPROVAL BY THE TOWN BOARD. APPROVAL OF MINUTES BY THE TOWN BOARD IS DONE AT THE NEXT REGULAR TOWN BOARD MEETING.