

MINUTES of the Pembroke Town Board End of Year Meeting and Workshop held on December 23, 2009 at the Pembroke Town Hall, 1145 Main Road, Corfu, NY.

PRESENT: James H. Tuttle, Supervisor
Edward G. Arnold, Jr., Councilman
Gary L. DeWind, Councilman
Peter Sformo, Councilman
E. James Mallory, Councilman

OTHERS PRESENT: Andrea Davis, Town Clerk; and Steve Stocking, Hwy. Supt.; Richard Kutter, Planning Board Chairman; and John Worth.

Supervisor Tuttle called the meeting to order at 7:30 A.M. and explained that this is not only the Workshop but also the Year End Meeting.

OLD BUSINESS

Open Burning Legislation – We have heard from Legislator Hawley’s office and he suggested that we support both bills, Assembly bills A7417 and A9213. We will be doing a resolution with copies going to Governor David Patterson, Assemblyman Stephen Hawley, Assemblyman Daniel Burling, New York State Senator Michael Ranzenhofer, and Genesee County Legislator Annie Lawrence.

Councilman Arnold suggested that maybe a petition might help.

Interview dates – The Board discussed dates and times for interviews for the vacant Zoning position. The interviews will be held January 6th and 7th at 7:00 P.M.; the applicants will be notified of the time and date of their appointment to meet with the Board.

Planning Board Chairman Richard Kutter said that one thing he and the Planning Board feel very strongly about is that you have to have one person, a Department Head, to be responsible.

Tax Collector’s Warrant – The Warrant is done for the Town and the Insurance Certificate is here. The tax bills will be going out after Christmas.

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NEW BUSINESS

Dog Control Officer – If anybody is interested please let us know. We could run an ad looking for someone to fill the position or just have our Constables issue the late renewal

tickets. It is in their job descriptions. The Board agreed to put it under the Constables' duties and responsibilities.

Update Call Roster for D&D Alarms – Councilman Mallory said that he feels that the alarm system needs to be looked at in the Community Center Building. The Court is a different system from the rest of the building; maybe the old system would be compatible. We would need quotes depending on the dollar amount.

Assemblyman Hawley's Local Gov't. Conference – If anyone is interested in attending please return the information to the Supervisor's Office by December 29th.

RESOLUTION

On **MOTION** of Councilman Sformo, seconded by Councilman De Wind, the following **RESOLUTION** was **ADOPTED** by roll call vote: Councilman Arnold, AYE; Councilman Mallory, AYE; Councilman De Wind, AYE; Councilman Sformo, AYE; Supervisor Tuttle, AYE. ALL AYES - MOTION CARRIED

RESOLUTION NO. 84 of 2009 – RESOLUTION SUPPORTING LEGISLATION TO RESCIND NYSDEC OPEN BURN LAWS

WHEREAS, on October 14, 2009 new legislation on "Open Burn" went into effect; and

WHEREAS, prior to this new legislation, open burning of garbage, refuse and rubbish in rural communities was a longstanding means of eliminating waste material, as many rural communities do not have waste management facilities and/or apparatus to transport waste material to such facilities; and

WHEREAS, under the current law the DEC adopted regulations banning open burning and removing the previous exemption for Towns with populations of 20,000 or less; and

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WHEREAS, rescinding the recently adopted legislation would significantly help the rural residents and communities during this difficult financial time.

NOW, THEREFORE, BE IT RESOLVED, the Pembroke Town Board hereby supports Assembly bills A7417 and A9213 to rescind the "Open Burning Law; and be it

FURTHER RESOLVED that the Town Clerk is hereby directed to forward copies of this resolution to Governor David Patterson, Assemblyman Stephen Hawley, Assemblyman Daniel Burling and New York State Senator Michael Ranzenhofer, and Genesee County Legislator Annie Lawrence.

ROUND TABLE DISCUSSION

Councilman Arnold – He would like to have any job descriptions that we have. Supervisor Tuttle said that most of ours come from Civil Service.

Councilman Sformo – It was noted that we need to look into replacing the stove at the Community Center. The Board agreed to look into it.

Councilman Sformo would also like to talk further next year about the Police protection in the Town.

John Worth (Incoming Councilman) – Discussed doing our own web page. He said that he would be willing to take on this responsibility as well as reviewing our phone system.

Councilman De Wind – Councilman De Wind said that he has a magazine on fencing and the name of a contact person for the fencing that is needed for the four (4) baseball fields. We will need to get bids now so that we can move on it. We need a minority involved in this. Supervisor Tuttle said that he has received responses to his inquires from companies but nothing regarding fencing. Councilman De Wind mentioned that more bleachers will be needed.

HIGHWAY – Superintendence Stocking said that a street light is needed at Brick House Drive. He will ask for a resolution to be done at the next meeting.

GCASA – We have never used their services; it is a \$700 contract. It is used basically by people having problems with drug abuse, marriage counseling, etc.

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Councilman Sformo suggested that Mr. Stocking check into the Employee Assistance Program; they do the same thing and provide the same services.

OSHA - OSHA came in and found that we need to have a railing around the landing at the top of stairs in the first bay.

Superintendent Stocking reported on his findings regarding the trash removal.

Richard Kutter, Planning Board Chairman, said that the Planning Board is concerned about how we are enforcing our Zoning Ordinance. There are places (some businesses) in the Town that are not covered by a Special Use Permit. There was discussion on one property that the Town has been dealing with for many years – in and out of court.

Supervisor Tuttle said that he has been in contact with Mark Boylan regarding this matter.

The Board discussed the possibility of the Intermediate School utilizing our Grant Writers for a playground at that school. This is not a school project; it is a separate committee. Supervisor Tuttle will contact O'Connell & Assoc. to see if we should do a joint venture or we might be able to sponsor the grant and give it to the group.

There was discussion on the Voting Machine Care Taker position. It had been removed from the budget as we thought the County would be taking care of the machines. We will do a budget amendment at the next meeting and cut a check in order to pay the amount due for this position.

On **MOTION** of Councilman Arnold, second by Councilman Sformo, to enter into Executive Session to discuss a personnel matter.

ALL AYES - **MOTION CARRIED**

TIME 9:42 A.M.

On Motion of Councilman De Wind, seconded by Councilman Mallory, to close the Executive Session and reconvene into regular session.

ALL AYES – **MOTION CARRIED**

TIME: 10:46 A.M.

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Supervisor Tuttle reported that no decisions were made in Executive Session.

| On MOTION of Councilman Arnold, seconded by Councilman Sformo, to adjourn the Workshop at 10:47 AM.

| Respectfully submitted,

| _____
| Andrea M. Davis

| Town Clerk

| THESE MINUTES ARE A DRAFT ONLY OF THE TOWN BOARD WORKSHOP AND END OF YEAR MEETING OF DECEMBER 23, 2009 AND ARE SUBJECT TO CHANGE AND/OR REVISION PRIOR TO APPROVAL BY THE TOWN BOARD.