

Presiding Supervisor Jacobs called the Special Town Board Meeting, County of Wayne, State of New York, held at the Walworth Town Hall, 3600 Lorraine Drive, Walworth, NY to order at 6:30 PM.

<u>PRESENT:</u>	Susie C. Jacobs	Supervisor
	Amber Linson	Councilwoman
	Scott Bryson	Councilman
	Karel Ambroz	Councilman
	Cody Phillips	Councilman
	Tim Vendel	Highway Superintendent
	Aimée Phillips-Lomb	Town Clerk

ABSENT: No members of the Town Board were absent.

OTHERS PRESENT: Jacqueline VanLare, Parks and Recreation Director; Laurie Waltermeyer, Town Court Clerk; Philip Williamson, Code Enforcement Officer; Norman Druschel, Building Inspector; Martin Aman, Executive Director, Wayne County Water and Sewer Authority; one (1) Town Newspaper Reporter and nine (9) attendees.

PRESENTATION (6:30 – 6:47 PM): Western Wayne County Regional Wastewater Treatment Plant Project Update – Mr. Martin Aman

Mr. Aman addressed the Town Board providing an update to the progress of the Western Wayne County Regional Wastewater Treatment Plant Project. He stated that “good progress” has been made over the past few months and the project cost is now approximately \$53.5 million. That cost is being offset by a series of grants that were secured, totaling approximately \$14 million. He updated the Board on the timetable for the project indicating that construction is aimed to begin by mid-2021 with a completion target date of January 2023. A few items are still required for the project: An intermunicipal agreement with the Town of Walworth and a determination of allocation of capacity for the plant for Walworth. Additionally, Mr. Aman stated that an engineering report needs to be finalized and should be completed by April 2020. Once Mr. Aman was finished with his presentation, Town Board members asked questions pertaining to the secured grants, residents’ concerns, sludge processing and management issues and other projected costs resulting from the project.

Once the questions were addressed by Mr. Aman, the Town Board thanked him for his presentation.

MINUTES

February 20, 2020 Regular Meeting

Motion by Councilwoman Linson that the minutes of February 20, 2020 Regular Meeting are approved as submitted by the Town Clerk. Seconded by Councilman Ambroz.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Motion carried.

HIGHWAY SUPERINTENDENT

Highway Superintendent Tim Vendel reminded those in attendance that winter is not over and stated that there still should be no parking on the Town roads. Highway Superintendent Vendel also commended his staff for its outstanding job this season and thanked the taxpayers of Walworth and the Town Board for the kinds words they have given.

TOWN CLERK – No report.

RECEIVER OF TAXES – No report.

JUSTICE COURT – No report.

COMMITTEE / LIAISONS' REPORTS

COUNCILMAN BRYSON

Councilman Bryson stated that there are a few meetings with LaBella Associates coming up regarding the Walworth-Seely Expansion project.

COUNCILWOMAN LINSON

Councilwoman Linson stated that she will be meeting with the Dog Control officer in the next few weeks to discuss her concerns.

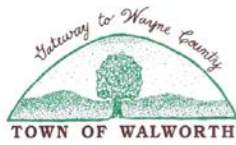
COUNCILMAN PHILLIPS – No report.

COUNCILMAN AMBROZ

Councilman Ambroz stated that Parks and Recreation Spring programming registration is underway and encouraged those present to sign up for programs. He also stated that he is awaiting a phone call from the Wayne County Soil & Water Conservation District regarding drainage.

SUPERVISOR JACOBS

Supervisor Jacobs read the following report from the Assessment Department:



TOWN OF WALWORTH
Assessor
3600 Lorraine Drive
Walworth, NY 14568
assessor@townofwalworthny.gov
(315) 986-1400 phone
(315) 986-1440 fax

Exemption and Data Mailer Update
March 5, 2020

Exemptions Processed as of March 2, 2020:

- AGED: 188
- AG (Farm): 172
- Disability: 8
- Nonprofit (including Parsonage, Clergy): 21
- Enhanced STAR (New): 39
- Veterans (New): 12

Data Mailers (sent March 3, 2020): 3788

Change Notices (sent March 3, 2020): 204

All exemption renewal applications were received by the March 2, 2020 deadline.

The Assessment Department would like to thank the employees at the Town Hall, especially Susie Jacobs, Cheri LeMay, Theresa Maioli, Barb Goulette, Norm Druschel, and Deb Amsler for their assistance in folding and preparing the Data Mailers and Change Notices for mailing.

We'd also like to thank Barb and Norm for their assistance loading and transporting the mailers to the post office.

We appreciate the assistance we received and would not have been able to get these out as quickly as we did without this help!

Respectfully submitted,

Mel Halstead
Sole Assessor

RESOLUTIONS:

RESOLUTION 61-20: AUTHORIZE THE HIRE AND SET SALARY FOR TWO (2) SEASONAL PARK LABORERS

Councilwoman Linson offered the Resolution and moved its adoption. Seconded by Councilman Ambroz to wit:

WHEREAS, annually the Town Board will hire and set the salary for seasonal employees; and

WHEREAS, the following rates were established by the 2020 budget and consistent increase from year to year as Collective Bargaining Employees' Wages:

EMPLOYEE	POSITION	HOURS	WAGE
DAVE BARMASTER	SEASONAL PARKS LABORER	32 HOURS / WEEK MAXIMUM – TOTAL 824 HOURS	\$14.12
DAVE BARMASTER	SEASONAL PARKS LABORER	LIGHT THE NIGHT AND SKATING RINK SETUP – MAXIMUM 25 HOURS	\$14.12
MARK KRITALL	SEASONAL PARKS LABORER	32 HOURS / WEEK MAXIMUM – TOTAL 824	\$12.72
MARK KRITALL	SEASONAL PARKS LABORER	LIGHT THE NIGHT AND SKATING RINK SETUP – MAXIMUM 25 HOURS	\$12.72

WHEREAS, the calendar for seasonal employees is set through October 16, 2020, dependent on if budget has funding available;

BE IT RESOLVED, the hiring and the salaries of the two seasonal park laborers are authorized and set as presented, contingent on pre-hire drug and alcohol testing.

Adopted this 5th day of March, 2020 at the meeting of the Town Board.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.

RESOLUTION 62-20: TO SET THE WAGE TOWN OF WALWORTH DOG CONTROL OFFICER, UNION MEMBER, EFFECTIVE JANUARY 1, 2020

Councilwoman Linson offered the Resolution and moved its adoption. Seconded by Councilman Phillips to wit:

POSITION	WAGE
DOG CONTROL OFFICER	\$10,990.00

BE IT RESOLVED, that the Wage of the Town of Walworth Dog Control Officer, Union member, is set and effective as of January 1, 2020.

Adopted this 5th day of March, 2020 at the meeting of the Town Board.

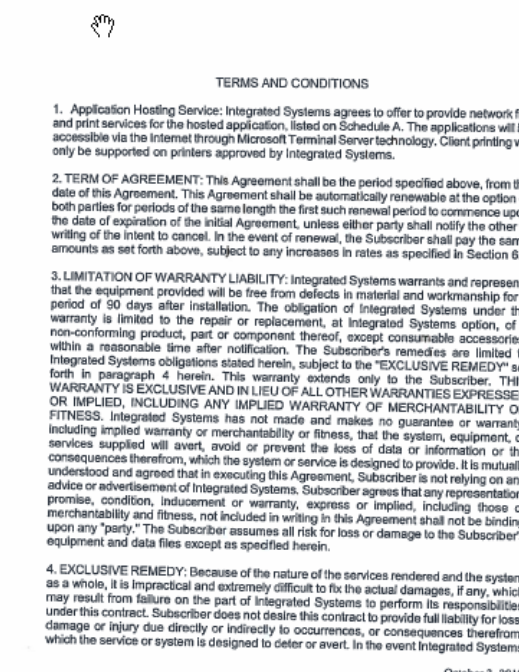
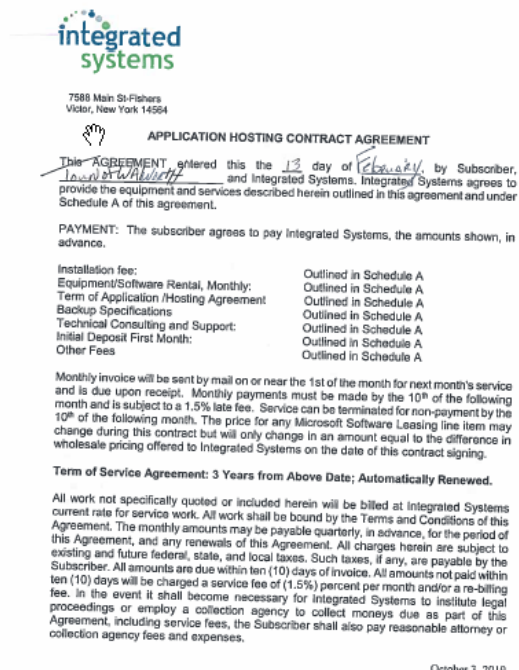
Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.

RESOLUTION 63-20: AUTHORIZATION FOR TOWN SUPERVISOR TO SIGN INTEGRATED SYSTEMS HOSTING CONTRACT AGREEMENT FOR 3 YEARS, FROM BUDGETED LINE A1620.44 FOR AN AMOUNT NOT TO EXCEED \$2,495.00

Councilman Bryson offered Resolution 63-20 and moved its adoption. Seconded by Councilwoman Linson to wit:

The following was submitted:



should be found liable for loss, damage or injury due to a failure of the equipment or services provided under this Agreement or the equipment in any respect, its liability shall be limited to \$250.00, as the agreed upon liquidated damages and not as a penalty. Such liquidated damages is the exclusive remedy for any failure of services or equipment, and the provisions of this paragraph shall apply if loss, damage or injury, irrespective of cause or origin, results directly or indirectly to a person or property from the performance or nonperformance of any obligation of Integrated Systems from negligence, active or otherwise, of Integrated Systems, its agents or employees. It is intended and expressly agreed that the purpose of the preceding provisions are to set an upper limit to the amount recoverable by Subscriber and to fix liability of Integrated Systems at a specific sum of \$250.00. If Subscriber desires additional liability coverage, it shall be his responsibility to secure it from an insurance carrier or other agency of his choice, at his own expense. Subscriber shall bring no suit against Integrated Systems more than one (1) year after the accrual of the cause of action therefore.

5. ALTERATIONS TO EQUIPMENT: The subscriber agrees not to tamper with, alter, adjust, add to, disturb, move, remove or otherwise interfere with the systems described herein, nor permit the same to be done by others. If there is a breach of the foregoing obligation, Subscriber will pay Integrated Systems an additional amount for any repairs that are necessary to maintain the integrity of the system. Subscriber hereby authorizes and empowers Integrated Systems, its agents or employees, to make any changes in, or alterations to, the equipment at the request of the Subscriber at an additional expense to the Subscriber.

6. INCREASES IN SERVICE FEES: Notwithstanding the terms and conditions set forth herein, after the expiration of the initial term of this Agreement, Integrated Systems may, at any time, increase the fees and charges upon giving the Subscriber notice in writing. In event Subscriber shall be unwilling to pay the increased monthly charge, the Subscriber may terminate this Agreement upon giving notice in writing to Integrated Systems. Failure to notify Integrated Systems will constitute Subscriber's consent to the increase and all other terms and conditions of the Agreement shall remain in full force and effect.

7. COMMUNICATIONS CIRCUITS: Subscriber is responsible for the cost and maintenance of all telephone or other communication circuits required for dutiful transmission and system access. All data files are transmitted over communication company circuits, which are wholly beyond the control and jurisdiction of Integrated Systems and are maintained by the Communications Company. If these communication circuits are not functional for any reason, the data files and application may not be accurately or completely accessed from Integrated Systems facility or equipment. Integrated Systems cannot be responsible for the continued operation or neither functioning of these communication circuits nor the reliability of the data files being received over them.

8. DEFAULT AND TERMINATION: This Agreement may be terminated by either party for

October 3, 2019



breach of contract of the other party, provided written notice of such breach is given and such breach is not cured within thirty (30) days of receipt of such notice. Upon the curing of such breach of contract, the party claiming such breach shall give written notice that the breach has been cured and that the Agreement continues in full force and duration. This Agreement may also be terminated upon notice of Integrated Systems, in the event Integrated Systems computer equipment, communication circuits, or other equipment are destroyed by fire, other catastrophe, or by any other means or is so substantially damaged that it is impractical to continue the service to the Subscriber. This Agreement may also be suspended upon written notice of the Subscriber that the system of the Subscriber has been destroyed or damaged by fire or other catastrophe and that the system must be replaced or repaired. The Agreement shall resume upon repair or replacement of the Subscriber's system.

9. WARRANTY OF SUBSCRIBER: The individual signing this Agreement for the Subscriber warrants that he has the authority to sign this Agreement and permit the installation of equipment and systems described herein, as well as the authority to contract for the services provided herein.

10. COMPLETE AGREEMENT: This document, with specified addenda, is a complete agreement. Any representation, promise, condition, inducement or warranty, express or implied, verbal or written, unless expressed in writing in this Agreement or any Addendum thereto, shall not bind either party and the terms and conditions hereof apply as printed without alteration or qualification except as specifically endorsed thereon in writing. A judicial determination nullifying any clause or condition herein shall not be deemed to nullify the balance of this Agreement, which shall remain in full force and effect.

11. PASSWORD SECURITY: It is the FULL responsibility of SUBSCRIBER to write down and manage the password that SUBSCRIBER chose during initial setup of service. Integrated Systems will not be held responsible of loss of password and does NOT maintain client passwords. SUBSCRIBER understands that without the password, the encrypted stored data cannot be retrieved and shall not hold Integrated Systems responsible in any way for any losses of any kind whatsoever.

SIGNATURE CONSTITUTES ACCEPTANCE OF THE TERMS AND CONDITIONS OF THIS AGREEMENT.

Subscriber: _____

Signature: _____

Name and Title: _____

Integrated Systems Signature: _____

October 3, 2019

NOW, THEREFORE BE IT RESOLVED, that the Town Supervisor is authorized to sign the Integrated Systems Hosting Contract Agreement for 3 years, from budgeted line A1620.44 for an amount not to exceed \$2,495.00.

The full agreement is on file in the Town Clerk's office.

Adopted this 5th day of March, 2020, at a meeting of the Town Board.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.

RESOLUTION 64-20: AUTHORIZE THE HIGHWAY SUPERINTENDENT TO IMPLEMENT HIGHWAY DEPARTMENT HOURS OF 4 10-HOUR WORK DAYS BEGINNING MARCH 29, 2020 TO OCTOBER 31, 2020

Councilman Ambroz offered the Resolution and moved its adoption as amended. Seconded by Councilwoman Linson to wit:

WHEREAS, the collective bargaining agreement between the Town of Walworth and International Brotherhood of Teamsters, Local 118 states in section §15.3 “The Town with Board approval, may institute alternate regular work hours...”; and

WHEREAS, the Highway Superintendent is requesting an alternate work week of 4 10-hour work days from March 29, 2020 to October 31, 2020 for all Highway Department employees;

BE IT RESOLVED that the Highway Superintendent is authorized to implement Highway Department hours of 4 10-hour work days from March 29, 2020 to October 31, 2020; and allowing the Town to reconsider the implemented schedule based on conditions including weather.

Adopted this 5th day of March, 2020 at a meeting of the Town Board.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.

COMMUNICATION:

- **Monthly Building and Zoning Report for month of January 2020**
- **Charter Communications latter dated February 28, 2020 – Upcoming Changes**
- **NYS Agriculture and Markets Letter dated February 14, 2020 – Additional Final Notice of Intent Due to Change of Scope – Walworth Service Area Additional to Western Wayne County Regional Wastewater Treatment Plant Project located Within Wayne County Agricultural District #1.**
- **E-mail from Nancy Kasper concerning sewage-sludge processing facility for the Town of Butler, dated February 27, 2020**
- **Wastewater Treatment Plant Monthly Report for February 2020**

Supervisor Jacobs reminded those present that there will be an attorney client privilege meeting with the Town Board on March 11, 2020 at 3:00 PM. This meeting is not open to the public.

TOWN BOARD MEETINGS:

DATE	TIME	MEETING TYPE
MARCH 19, 2020	6:30 PM	REGULAR
APRIL 2, 2020	6:30 PM	REGULAR
APRIL 16, 2020	6:30 PM	REGULAR
MAY 7, 2020	6:30 PM	REGULAR
MAY 21, 2020	6:30 PM	REGULAR

NEW AND OTHER BUSINESS:

RESOLUTION 65-20: TO GRANT OWNER OF PROPERTY LOCATED AT 684 BILLS ROAD EXTENSION OF NOTICE AND ABATE UNSAFE STRUCTURE ORDER UNTIL MAY 1, 2020 WITH CONDITION ALL REQUIRED ACTIONS MUST BE FOLLOWED

Councilman Ambroz offered the Resolution and moved its adoption. Seconded by Councilwoman Linson to wit:

The following was submitted:

To: Members of the Town Board.
 Susie Jacobs, Supervisor, Karel Ambroz, Scott Bryson, Amber Linson,
 Cody Phillips.

From: Phil Williamson, Zoning Officer

Date: March 5, 2020

Re: Extension of deadline to demolish "Unsafe Structure" at 684 Bills Road, Town of Walworth.

Kathy Groell having appeared before the Town Board at their regularly scheduled meeting on February 20th, 2020 did ask for an extension of time to comply with the "Notice and Order to Abate Unsafe Structure" at 684 Bills Road, Town of Walworth. The Town Board did by Resolution 60-20: grant a 14 Day Extension with the requirement "a written update of plans for property to be submitted to Town Board."

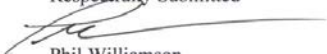
Ms. Groell has submitted (included) documentation for the Town Boards consideration..

Please note under paragraph "C" of the "Notice and Order to Abate an Unsafe Structure" required actions are not addressed in either in the "Guardian Quote" or under "Things I need to do:" as submitted by Ms. Groell.

I respectfully request a Town Board resolution extending the "Notice and Order to Abate Unsafe Structure" deadline to May 1st, 2020 with the condition, all of the required actions in the "Notice and Order to Abate Unsafe Structure," dated January 9, 2020 must be followed.

If the extension is granted, I will notify Ms. Groell of the decision and extended completion date.

Respectfully Submitted



Phil Williamson
 Zoning Officer

NOW, THEREFORE, BE IT RESOLVED by the Walworth Town Board that the extension be granted until May 1, 2020, with the understanding and agreement that all of the required actions in the "Notice and Order to Abate Unsafe Structure", dated January 9, 2020, must be followed.

Adopted this 5th day of March, 2020 at a meeting of the Town Board.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.

5041 LINCOLN ROAD DISCUSSION:

Mr. Phil Williamson provided a brief summary of the property located at 5041 Lincoln Road stating that there have been issues with the contractor and poor work conditions to meet the previously-set deadline. Mr. Williamson has been in frequent communication with the owner and the contractor.

RESOLUTION 66-20: TO GRANT OWNER OF PROPERTY LOCATED AT 5041 LINCOLN ROAD AN EXTENSION OF NOTICE AND ABATE UNSAFE STRUCTURE ORDER UNTIL MAY 1, 2020

Councilwoman Linson offered Resolution 66-20 and moved its adoption. Seconded by Councilman Bryson to wit:

WHEREAS, at its meeting on December 19, 2019, the Town Board of the Town of Walworth authorized the Code Enforcement Officer to send a “Notice and Order to Abate Unsafe Structure” to the owners of property located at 5041 Lincoln Road; and

WHEREAS, the Code Enforcement Officer did send such notice dated January 9, 2020 to the owner, ALPCO, in which certain conditions were included to “obtain a demolition permit” and “the securing or removal of the structure within 30 days of the service of the notice and shall be completed within 60 days thereafter, unless for good cause shown such time shall be extended by the Town Board of the Town of Walworth”; and

WHEREAS, the owner has communicated with the Code Enforcement Officer due to unforeseen circumstances, the deadline(s) cannot be met; and

WHEREAS, the Code Enforcement Officer has requested an extension of time until May 1, 2020 for the owner to comply with the Notice and Order;

NOW, THEREFORE, BE IT RESOLVED by the Walworth Town Board that the extension be granted until May 1, 2020 to allow the owner to complete the project as outlined in the “Notice and Order to Abate Unsafe Structure”, dated January 9, 2020.

Adopted this 5th day of March, 2020 at a meeting of the Town Board.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.

RESOLUTION 67-20: AUTHORIZE THE TOWN BOARD TO SIGN THE 2019 SERVICE AWARD PROGRAM SPONSOR APPROVAL FORM FOR THE LINCOLN FIRE DEPARTMENT

Councilman Ambroz moved the following Resolution and moved its adoption. Seconded by Councilwoman Linson to wit:

The following was submitted:

**2019 SPONSOR APPROVAL FORM
SERVICE AWARD PROGRAM**

Town of Walworth
Lincoln Fire Department

Article 11-A of the New York State General Municipal Law requires that a list of volunteers who earned a year of Service Credit during 2019 be certified under oath by the Fire Department and submitted to the Program Sponsor by March 31, 2020. The Program Sponsor must then review and approve the 2019 Firefighter Records listing. To comply with Article 11-A, the Town Board must sign this form once the certified 2019 Firefighter Records listing has been reviewed and approved by the Board. Once signed, the entire 2019 Data Request Package should be returned to the Fire Department so that the approved certified listing can be posted for at least 30 days as required by Article 11-A.

OPTION: You may submit a copy of the Board resolution adopted to approve the 2019 records listing for posting in lieu of having the Board members sign below.

APPROVAL
The Town Board has reviewed and approved the 2019 Firefighter Records listing.

_____	_____
Town Board Member	Date
_____	_____
Town Board Member	Date
_____	_____
Town Board Member	Date
_____	_____
Town Board Member	Date
_____	_____
Town Board Member	Date

APPROVAL (BLUE)

BE IT RESOLVED, that the Town Board is authorized to sign the 2019 Service Award Program Sponsor Approval Form for the Lincoln Fire Department.

Adopted this 5th day of March, 2020 at the meeting of the Town Board.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.

RESOLUTION 68-20: AUTHORIZE THE TOWN SUPERVISOR TO SIGN THE 2020-2021 LGRMIF GRANT APPLICATION DOCUMENTS

Councilwoman Linson offered the Resolution and moved its adoption. Seconded by Supervisor Jacobs to wit:

WHEREAS, the Town Clerk is looking to apply for the Local Government Records Management Improvement Fund grant; and

WHEREAS, the Town Supervisor is required to sign documents pertaining to the grant application prior to grant application submission;

BE IT RESOLVED that the Town Supervisor is authorized to sign the documents as requested on behalf of the Town of Walworth.

Adopted this 5th day of March, 2020 at a meeting of the Town Board.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.

*Copies of documents are on file in the Town Clerk’s office.

RESOLUTION 69-20: DETERMINATION OF EXEMPTION FROM LOCAL ZONING REGULATIONS FOR THE EXPANSION OF THE WALWORTH-SEELY PUBLIC LIBRARY

Councilwoman Linson offered Resolution 69-20 and moved its adoption. Seconded by Councilman Ambroz to wit:

WHEREAS, the current facility used by the Walworth-Seely Public Library (the “Library”) is leased to the Library by the Town of Walworth and comprises a part of the Town Hall Complex; and

WHEREAS, the Library is pursuing an expansion of its facility by constructing additional space (the “Expansion Project”) on or about the west side of the current Town Hall complex; and

WHEREAS, the Walworth Town Board has previously expressed its support for this Expansion Project; and

WHEREAS, the Library has received a substantial grant to assist with the funding of the Project; and

WHEREAS, Library is ready to proceed with the Expansion Project in accordance with a construction agreement entered into with the Town of Walworth; and

WHEREAS, Library has requested that site plan review for the Expansion Project be waived given that said Project is to be constructed as part of the Town Hall Complex, will become property of the Town when completed and given that it is within the public interest; and

WHEREAS, the New York Court of Appeals has specified factors a municipality must consider when making a determination as to whether a proposed project shall be exempt from local zoning, such as site plan review; and

WHEREAS, the Town Board has carefully considered said factors; now, therefore, be it

RESOLVED, that with respect to the exemption factors for the Expansion Project, the Town Board hereby makes the following findings:

1. *Regarding the nature and scope of the entity seeking immunity:* The Library is a municipal public library chartered by the Regents of the State of New York under the Education Law of the State of New York, with a principal office at 3600 Lorraine Drive, Walworth, New York 14568, serving an important public and educational service to the residents of the Town of Walworth and others a part of its library system.

2. *Regarding the encroaching government's grant of legislative authority:* Because the Library is developing the Expansion Project on Walworth Town-owned lands, with consent from the Town by way of a construction agreement and lease, it is not viewed by the Town as “encroaching.” While the Board of Trustees is responsible for managing the Library, including developing and implementing an operational budget, the Town and the Library are interconnected in many ways. For example, the Town collects the taxes to fund the Library and the Town appoints the Library Board members. The Town of Walworth owns the land and will own the improvements a part of the Expansion Project. The Walworth Town Board is granted extensive legislative authority to govern the Town pursuant to the Town Law, the General Municipal Law, and the Municipal Home Rule Law.
3. *Regarding the kind of function or the land use involved:* The land use involved will be that of a facility for a public library. Such library use is already a part of the use present at the Town Hall Complex and the Expansion Project will simply expand the size of this use. The Library has found that its facility is not of sufficient size to adequately serve the public. Thus, the Expansion Project will directly benefit the public by providing the space needed for the public to use the Library facilities.
4. *Regarding the effect of local land use regulation were it applied:* Application of local land use regulations, such as, for example, site plan review, would result in additional time and financial costs to the Library. Such review (and associated costs) are unnecessary since the Town and the Library have already agreed to the terms of the Expansion Project (including Town review of the same) by way of a Construction Agreement.
5. *Regarding alternative locations for the Project:* No alternative sites are reasonably suitable because moving the Library to a larger location would require significantly more cost, would eliminate the benefits of a shared space at the Town Hall complex and would likely endanger if not eliminate the funding grant received by the Library. The Town Hall complex has sufficient lands available for the Project.
6. *Regarding the impact upon local interests:* The Town Board finds that the local interest would be well served by the proposed Expansion since the Library has found that its current facility is inadequate due to space limitations. The benefits are particularly notable given that the costs of such Project will be significantly offset by a grant awarded to the Library.
7. *Regarding alternatives:* Given the prohibitive nature of moving to a new, larger location, and given the availability of the Town Hall complex, there are do not appear to be any reasonable alternative methods to providing the additional required space needed by the public.
8. *Regarding the extent of public interest to be served by the Project:* The Town Board finds that the local interest would be well served by the proposed Expansion, since the Library has found that its current facility is inadequate due to space limitations. The benefits are particularly notable given that the costs of such Project will be significantly offset by a grant awarded to the Library.

9. *Regarding intergovernmental participation and an opportunity to be heard:* The Town’s process in considering and approving the various aspects of the Expansion Project has been carried out through numerous open meetings over many months which were open to the public and during which public comment was permitted. These meetings often included joint participation by both the Town Board and the Library Board. Additionally, the construction agreement requires coordination and cooperation between the Town and the Library in regard to the Project.

AND, BE IT FURTHER, RESOLVED, that the Town Board finds and hereby determines that each of the facts regarding exemption from local zoning regulations favor such exemption, as detailed herein; and be it further

RESOLVED, that given that such factors are in favor of exemption from local zoning regulations, the Expansion Project shall be and hereby is exempt from local zoning regulations, including, but not limited to site plan review; and be it further

RESOLVED, that pursuant to the construction agreement, the Expansion Project will nevertheless be subject to approval of final construction plans by the Town; and be it further

RESOLVED, that the Expansion Project is subject to the New York State Fire Prevention and Building Code and requires the issuance of a building permit prior to its construction, however pursuant to the exemption granted herein, the fees associated with that permit which would otherwise be due and payable from the Library to the Town of Walworth are hereby be waived.

Adopted this 5th day of March, 2020 at a meeting of the Town Board.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.

RESOLUTION 70-20: AUTHORIZE TOWN COMPTROLLER TO PAY 2020 DUES TO ONTARIO-WAYNE STORMWATER COALITION AS PER INTERMUNICIPAL AGREEMENT IN THE AMOUNT OF \$5000.00 FROM BUDGET LINE SD1-8540.42

Councilman Ambroz offered the Resolution and moved its adoption. Seconded by Councilwoman Linson to wit:



Ontario-Wayne Stormwater Coalition
480 North Main Street
Canandaigua, NY 14424
www.owsc.org

January 14, 2020

2020 Ontario-Wayne Stormwater Coalition Invoice

Dear Member,

Enclosed please find the invoice for the 2020 Ontario-Wayne Stormwater Coalition annual dues outlined in the Intermunicipal Agreement effective February 1, 2018-January 31, 2023.

During the past year, the Coalition has been working with all members to ensure compliance with the SPDES Stormwater permits. This is facilitated through regular Coalition meetings and shared services between municipalities, the Ontario County and Wayne County Soil & Water Conservation Districts, and other partners.

In 2020 the Coalition will assist each member in completing the required joint annual report and provide education and outreach as required by the SPDES Stormwater permits. A Coalition sub-committee annually reviews and updates the budget to ensure that the member contributions are being utilized efficiently. As anticipated permit updates take effect, we will continue to adapt our approach to ensure full compliance.

For a complete update on Coalition accomplishments, please attend one of our regularly scheduled meetings or ask your municipal representative about recent Coalition activities.

Thank you for your continued support of the Ontario-Wayne Stormwater Coalition, and please let us know if you have any questions.

Sincerely,

Adam Cummings

Adam Cummings- Town of Ontario
Chairperson
Ontario-Wayne Stormwater Coalition

Ontario County Soil & Water CD
480 North Main Street
Canandaigua, NY 14424

Invoice

DATE	INVOICE #
1/15/2020	445

BILL TO
Town of Walworth
3600 Lorraine DR
Walworth NY 14568

TERMS
Net 30 days

QUANTITY	DESCRIPTION	RATE	AMOUNT
	Ontario Wayne Stormwater Coalition (MS4) Annual Dues	5,000.00	5,000.00
	Sales Tax	7.50%	0.00
	(W.D.)		
Total			\$5,000.00

BE IT RESOLVED, that the Town Comptroller is hereby authorized to pay the 2020 dues to the Ontario-Wayne Stormwater Coalition as per the Intermunicipal Agreement in the amount of \$5000.00 from budget line SD1-8540.42.

Adopted this 5th day of March, 2020 at a meeting of the Town Board.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.

PUBLIC PARTICIPATION

Three members of the public addressed the Town Board:

1. Mr. Charlie Caradonna provided an update on the issues concerning the High Acres landfill.
2. Mr. Gene Bavis informed those present that the trip to Letchworth State Park through the Parks and Recreation Department had sold out, and that there is an upcoming event sponsored by the Walworth Historical Society on March 16, 2020. It is a presentation on the Lincoln hamlet at the Walworth Historical Society Museum.
3. Mrs. Deborah Williams addressed the Town Board and Mr. Martin Aman regarding questions that were remaining surrounding the funding of the Western Wayne County Regional Wastewater Treatment Plant Project.

EXECUTIVE SESSION:

Motion by Councilman Phillips to enter into executive session to discuss medical, financial, credit, or employment history of a particular person/corp, or matters leading to said dismissal, removal, promotion, appointment, employment, discipline, demotion, or suspension; discussion relating to proposed, pending or current litigation; the proposed acquisition/sale/lease of real property when publicity might affect value; and matters relating to collective negotiations under the Taylor Law.

Seconded by Councilwoman Linson.

The building inspector and highway superintendent were requested to remain for the executive session.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Motion carried.

Time: 7:29 PM

RECONVENE:

Motion by Councilman Ambroz to reconvene the regularly scheduled meeting. Seconded by Councilwoman Linson.

Time: 10:00 PM.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Motion carried.

ADJOURNMENT:

Motion by Councilman Bryson to adjourn. Seconded by Councilman Ambroz.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Motion carried.

Time: 10:01 PM

Respectfully Submitted,

Aimee Phillips-Lomb
Town Clerk