#### Michael Donalty, Town Supervisor 3600 Lorraine Drive Walworth, NY 14568

315.986.1400 315.926.9154 Fax 315.986.1440

TOWN BOARD REGULAR MEETING - AGENDA FEBRUARY 3, 2022 6:30 PM

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL

MINUTES: January 20, 2022 Regular Meeting

#### **PRESENTATIONS**

#### REPORTS OF COMMITTEES (LIAISON/ELECTED OFFICIAL REPORTS):

#### **Town Clerk**

> A Fireworks Permit has been issued to The Ballroom at Carey Lake for a private event, to be held April 1, 2022 for 15 minutes between the hours of 7:30 PM and 9:00 PM (public notices have been posted)

#### Highway Superintendent Monthly Report, January 2022

#### **RESOLUTIONS:**

Resolution	-22:	Approval of Walworth Seeley Library Board of Trustees Appointments
Resolution	-22:	Award bid for farm land agricultural lease of Town property located at 1870 Walworth Penfield Road
Resolution	-22:	Award bid for farm land agricultural lease of Town property located at 1815 and 1879 Sherburne Road
Resolution	35-22:	To standardize pumps and materials as "Flygt/Xylem" pumps, as recommended by the Town Sewer Superintendent and Town Engineer (Tabled 1/20/2022)
Resolution	-22:	Authorizing the emergency and sole source purchase of a new Flygt submersible pump by Sewer Superintendent from Xylem Water Solutions USA, Inc in the amount of \$18,991.80
Resolution	-22:	To authorize repair of Flygt pump at Town of Walworth Wastewater Treatment Plant in the amount of \$8,981.55
Resolution	-22:	To set calendar season for seasonal park laborer employees (2) as April 10, 2022 to October 22, 2022, or as needed per approval by Town Supervisor

Resolution -22: Authorize the Town Board to sign resolution approving 2021 certified points

for the West Walworth Fire Department Length of Service Program

Resolution -22: To authorize Town Supervisor to renew Certificate of Deposit with Lyons

National Bank for a period of 6 months in the amount of \$400,000, ARPA

funds previously received

#### **COMMUNICATIONS**

#### **NEW AND OTHER BUSINESS**

- Discussion on next steps to take to regulate Cannabis dispensaries
- > Update on revised Town Code and plan for completion

#### PUBLIC PARTICIPATION

#### **EXECUTIVE SESSION**

#### **ADJOURNMENT**

ANY OTHER BUSINESS THAT MAY COME BEFORE THE BOARD

The Highway Department has had a busy January, with 35 plow runs to date. We also had to do some repair work to two of our trucks, with one truck needing a new radiator, and the other a new steering hose. We have ordered 1,200 tons of salt this month and our salt barn is well stocked in the event of a big snowstorm. There are times when we have had difficulty getting parts and expect that trend to continue for quite some time. In spite of that, our main goal is to keep the roads open and accessible for safe traveling for our residents, which we strive to do each and every day. We have had some calls from residents asking what we do in the unfortunate event we hit their mailbox when we are out plowing. In order to provide clarification on or mailbox repair policy, we have posted our policy on the website, and have also included it in the most recent issue of our "Talk of the Towns" magazine. Please do not hesitate to contact the Highway Department with any questions or concerns you might have.

### RESOLUTION -22: APPOINTMENT OF WALWORTH-SEELY PUBLIC LIBRARY BOARD OF TRUSTEES

Council

moved the following Resolution and moved its adoption. Seconded by

Council

to wit:

WHEREAS, the Walworth-Seely Public Library conducts its organizational business through a Board of Trustees; and

WHEREAS, the Walworth-Seely Public Library By-Laws, adopted on February 10, 1987 and amended on August 19, 2021, dictates that the members of the Board of Trustees be appointed by the Walworth Town Board; and

WHEREAS, the Walworth-Seely Public Library Board of Trustees seeks to fill two (2) Trustee positions and has named Sandy Rutkowski to serve term October 14, 2021 through December 31, 2022, and Drew Britt to serve term January 1, 2022 through December 31, 2026;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby appoints Sandy Rutkowski and Drew Britt to serve terms as Trustees on the Walworth-Seely Public Library Board of Trustees.

Adopted this 3<sup>rd</sup> day of February, 2022 at the meeting of the Town Board.

Roll call vote:

Councilwoman Linson Councilman Bryson Councilman Harden Councilman Johnson Supervisor Donalty

### RESOLUTION -22: AWARD BID FARM LAND AGRICULTURAL LEASE OF TOWN PROPERTY LOCATED AT 1870 WALWORTH-PENFIELD ROAD

Council to wit:

offered the following Resolution and moved its adoption. Seconded by Council

WHEREAS, the Town Clerk opened the sealed bids on Wednesday, February 2, 2022; and

WHEREAS, Bidders tabulations were provided to the Town Board as follows:

Adam L. Craft Ontario, NY \$68.50/acre

NOW, THEREFORE, BE IT RESOLVED, that Adam L. Craft be awarded the contract for the Town Farm Land Lease Agreement for a high bid of \$68.50 for a term of 3 years.

**BE IT FURTHER RESOLVED,** that the Town Supervisor is hereby authorized to sign the Lease Agreement.

Adopted this 3<sup>rd</sup> day of February, 2022 at a meeting of the Town Board.

Roll call vote:

Councilwoman Linson

Councilman Bryson Councilman Harden Councilman Johnson Supervisor Donalty

### RESOLUTION -22: AWARD BID FARM LAND AGRICULTURAL LEASE OF TOWN PROPERTY LOCATED BETWEEN 1815 AND 1879 SHERBURNE ROAD

Council

offered the following Resolution and moved its adoption. Seconded by Council

to wit:

WHEREAS, the Town Clerk opened the sealed bids on February 2, 2022; and

WHEREAS, Bidders tabulations were provided to the Town Board as follows:

Adam L. Craft Ontario, NY \$68.50/acre

NOW, THEREFORE, BE IT RESOLVED, that Adam L. Craft be awarded the contract for the Town Farm Land Lease Agreement for a high bid of \$68.50 for a term of 3 years.

**BE IT FURTHER RESOLVED,** that the Town Supervisor is hereby authorized to sign the Lease Agreement.

Adopted this 3<sup>rd</sup> day of February, 2022 at a meeting of the Town Board.

Roll call vote:

Councilwoman Linson

Councilman Bryson
Councilman Harden
Councilman Johnson
Supervisor Donalty

## RESOLUTION 35-22: TO STANDARDIZE PUMPS AND MATERIALS AS "FLYGT/XYLEM" PUMPS, AS RECOMMENDED BY THE TOWN SEWER SUPERINTENDENT AND TOWN ENGINEER

Council

offered the Resolution and moved its adoption. Seconded by Council

to wit:

WHEREAS, the Town Highway Superintendent and the Town Engineer have recommended standardizing pumps and related materials for the Town as "Flyght/Xylem" brand, as follows:



Rob Borns, Sewer Superintendent severalteners duraberething gan.

DISORGARIS PHONE

January 6, 2022

Amention: Michael Dorsley, Walworth Town Supervisor Walworth Town Board Members

Re: Sole Source Duvider for Flyght Pumps

It has been brought to our attention through LaBella Associates that if the Town of Walsorth Sewer Department were to appoint Flyght / Xylem Pampa to Solo Source supplier for pampa and materials that the town will receive a 25% discount on all products pareferred.

As the Town of Walworth militers Physis pumping needs at the Wasteware Treatment Plant, and does to the companishing of this product is only makes sense that the atom take advantage of this offer. The nasing alone for the Dewberry ungrade project that we are currently looking to undertake would be rown than \$50,000.00.

I would like to ask the Town Board to consider this opportunity and puts a resolution to such

Please do not hesitate to contact me if you have any questions.

Rob Burns, Sever Superintendent

NOW, THEREFORE IT BE RESOLVED that, based upon the recommendation of the Town Highway Superintendent and the Town Engineer, the Town Board finds that the Town can realize efficiencies and economies by standardizing its pumps and related materials as "Flyght/Xylem," for reasons including compatibility with existing parts, the ability to "plug and play" compatible parts/pumps throughout the entire Town sewer system in the case of breakdowns and repairs, and the ability to order pumps and parts that will be compatible in advance given supply chain issues; and, be it further

**RESOLVED**, that the Town Board hereby determines that pumps and related supplies shall be standardized as follows: that pumps and related supplies shall, wherever possible and available, be of the brand/type: "Flygt/Xylem."

Adopted this 3<sup>rd</sup> day of February, 2022 at a meeting of the Town Board.

Roll call vote: Councilwoman Linson

Councilman Bryson
Councilman Harden
Councilman Johnson
Supervisor Donalty

# RESOLUTION -22: AUTHORIZING THE EMERGENCY AND SOLE SOURCE PURCHASE OF A NEW FLYGT SUBMERSIBLE PUMP BY SEWER SUPERINTENDENT FROM XYLEM WATER SOLUTIONS USA, INC IN THE AMOUNT OF \$18,991.80

Council

offered the Resolution and moved its adoption. Seconded by Council

to wit:

WHEREAS, the following quote and explanation relative to an emergency and sole source purchase was submitted by the Town Sewer Superintendent:



Rob Burm, Sewer Superintendent

315-986-3415 PHONE

January 24, 2022

Ameritan: Make Donalty, Walsonth Town Supervisor Walsonth Town Board Members

Ве: New рапор разграме.

We have had a run of bad luck in the last 2 weeks regarding pumps and pump stations. We presently have one pump at Hyght awaiting a quine for repairs from Walworth Ontario Road Saturday meaning we had two segurates failures; another pump at Walworth Ontario Road which was the last Davis pump that has been in operation since 1985, and the other at the Walworth Palmys Road pumps stations.

Flyght has bought Davis pumps and no longer offers parts for these repairs. We will need to purchase a new pump from Flyght to replace the Davis.

As in the past we are unable to go out to hid due to the fact Flight pamps the proprietary rail systems and adapting hardware, which make the placement of other brands impossible without substantial pinning changes to the wet wells and to the control panels for operation.

Attached is the quote for the new pump. I am asking that this be an emergency parefuse, as we presently lawe no spaces in stock for the remaining four lift stations and looking at a 13-week lead time for this pump.

Please do not bestate to contact the if you have any questions.

Respectfully subspured.

Rob Burns, Sewer Superintendent

Tyless Water Solutions USA, Inc. Prygt Products

Unit Price Extended Price \$ 18,060.60 \$ 18,060.60

8039 Oak Grehard Batava, NY 12067 Tel (585) 344-3156 Fair (585) 344-3158

January 24, 2022

THIN OF WALMORTH
3451 ONTARIO CENTER RO
WALWORTH NY 14568 8578

Oucto # 2022-BAT-0001 Project Name: TOWN OF WALWORTH Juli Name: 2152-181-9053-10 REPLACEMENT

Kylem Water Solutions USA, Inc. is planted to provide a quote for the leftening Flygl equipment.

Pump

Oly Part Number 1 3153 185-0123

Description
Pryst Nodel NP-3153.185 4"
voluble Submersible pump
equipped villar a 460 Vals 73
phase / 60 III 20 HP 1750 RPM
motor, 462 Imposter, 1 x 50 P,
tempt of SuBCAB
4014-8124-0.3 submersible
colds, FLSI Belange distoctor,
voluble is prepared for Plush Valve

**Total Price** 

\$ 18,060.00

Freight Charge Total Price

1 931.00 \$ 18,991.80

Terms & Conditions
This order is subject to the Standard Terms and Conditions of Sale – Xylem Americas sheptive on the date the order is accepted which terms are available at and encorporated barets by selections and motion of the agreement

Taxet! Back Charges:

Prodes make purchase enters out to: "Xylone Water Solutions LISA, Inc.

3 DAP - Delivered Af Place 68 - Jopains (per Incel arms 2023)
See Freight Payment (Deliver) Terms Latelor
State, local and other applicable buses are not included in the quatation.
Buyer shall soil replay purchases are shall fluyer index any later that would result in a bank charge to Seller without prior written connect 68 and authorized employee of Beller.
Xyloni will not be responsible for apparent physical shortages or demages troutred in shortness are not reported within long enemia from delivery to the

Page 1 of 2

PLYGY

ploatis. Damages should be noted on the recoving site and the truck of levi solved of the dimurges. Please particle are drive as soon as peache to report simulates on the september are the extensive some accessible classes makes. Adjourn. 13 -14 watering some after recover of entry the shipped and the Adjourn. 13 -14 watering some after recover of entry. Phylody Chair Prestor.
Phylody Chair Prestor.
Kylen's perfect that fact be dependent upon Purchases being paid by any three party visited. Chair Calvad State Prestor.

THe Custo is valid for thirty CIG days. Submittage are not applicable. Delivery lead three are XX means after order acceptance.

COVID 19:

Our survey delivery lead times are francested estimates only that to the submess-or the CDVID-18 vists primitives and its pubblindical on convincion, supply-citings, and legislation. Experim 401, however, sale all convincionly repaintable offices to inventors any delivery delay impacts.

Cet: 1 618-417-0270

andream soll Andrea Water Technical Inside Sales Phone: \$85/797-6462

xylem			Xylum Water Solutions US Physi Products	A, Inc.
Customer Accepts This order is subject date the order is acc	to the Standard Ten opted which terms a	re available at	I Sale – Xylem American effective or	the
between the parties.	and incorporated	Therem by reference	and made a part of the agreement	
A signed copy of the	Coren le accessible	a sa a bandon noute		
Purchase Orders:	Principle (Carrie puro	THESE DIVERS OUT IO.	Kylem Water Sciutions USA, Inc.	
Customer Harnet Job Name: Total Amount: (excluding Ineght)	2022-5AT-0061 TWN OF WALWO 3152-181 9650-119 \$ 18,060.80	rth Preplacement		
Signature:		Name: (PLEAS	E PRINT)	_
Company/Utility:		PO		
Address:		Date:		
		Phone:		
		Emak		
		FLYOT		103
		FLYGT	Page	10.3
		FEVOT	Page	100
		dispose and		100
		dispose and		3 0 3

NOW, THEREFORE, BE IT RESOLVED, that the Town Board acknowledges that the proposed purchase of the Flygt Pump from Xylem in the amount of \$18,991.80 appears to be an emergency according to the Town Sewer Superintendent; and, be it further

**RESOLVED**, that, additionally, said purchase appears to be sole source situation; and, be it further

**RESOLVED**, that both sole source and emergency situations exempt purchases from further quotes, and, as such, the Town Board hereby approves the indicated purchase.

Adopted this 3<sup>rd</sup> day of February, 2022 at a meeting of the Town Board.

Roll call vote:

Councilwoman Linson Councilman Bryson Councilman Harden Councilman Johnson Supervisor Donalty

### RESOLUTION -22: AUTHORIZING THE REPAIR OF FLYGT PUMP AT TOWN OF WALWORTH WASTEWATER TREATMENT PLANT IN THE AMOUNT OF \$8,981.55

Council to wit:

offered the Resolution and moved its adoption. Seconded by Council

The following was submitted:

xyle	m	Xylem Water Solutions USA, Inc. Flygt Products		
	PRODUCT REPAI	R / SERVIC	E ESTIMATE	
Estimate #: #21 Tag #: #P=1316 JobName		1/27/2022		Page 1 of S
Gustomer Inform	nation			
	TWH OF WALMORTH	17:	Contact: ROB BURNS	
Address			Telephone: 315-443-047	3
	3451 ONTARIO CONTER RO		Telephone:	
	WALWORTH NYI 4568		Fax: sever#townoushed Email:	thry.gov
Fallowing is an o	Ministe prepared for you requising t	he repair of yo	ur Physi pump.	
Product Johnson		-		********
Product Humber	3152.181-0220		Serial Number: 3152.181-	3850410
Model: Impeter Code: 4 HP: 20 Vates: 460 Phases: 3	154			
Jespecion Inform				-
Inspected By:	Michael Plendler	-		
Metor Data:	Wire Configuration: U1:Red V1.Sta	ck 1072 100-see		
	Megger to ground, R.O1 B.O1 W.		Sensors:	
	Resistance through cable: RE .4h R	W.4L BW 7	□ns □	
	Stator Condition: Unusable		<b>□</b> αs	
	Shaft Condition: Unusable		XX KLIX	
	GRI Condition: Good		☐ Bearing	
	Inspection Pugs:			
			☐ Cable	
Hydraulic	Impeller/Propuller Condition; Fair		Cable Conditions. Good	
Hydraulic Type:	Volute Condition: Fair		Cable Length:	
sales among a higher				
		Panets		*
xylem	\$335 Dat Octo	re , tus-te ev 1:	POE7	arrana.
Aytetti	48.450 48.450	S) 344-7 [4]		a splant invest

xylem		Xylom Water Solutions LEA, Inc. Phys. Products		xylem	3cyle	rm Water Selutio Fij	me USA, Inc. ygt Preduces
	PRODUCT REPAIR / SERVICE ESTIMATE			PRODUCT REPAIR / SERVICE ESTIMATE			
Estimate At Tag & 10-1 July States	42023-4AT-0 310	time: 1/27/2022	Page 3 of S	Entrate #   \$2022-84T-0004 Tag #. RF 1310 (x000mm)	Dans. 1/27/2022		Page 1 of 5
Installation Type. Discharge Di	PK	Carron		Product Replacement.	Cotomad Debon	Total Prince	\$8,961.53
Promary Requ	deres from	r dry burn		Cost of New Unit Description:		0,	
Purez, Liabelii Purez: City Purez: 1 001 1 301 1 101 1 101 1 101 1 101 Liaber and Cr City Purez: 2 104	and Caner Che 149 21 149 21 149 21 149 13 149 15 149 16 149 16	Description  Operation  Operation	Total Prims \$3.896.21 \$3.8.29 \$1.305.20 \$1.305.40 \$1.305.40 \$1.305.25 \$1.305.25 \$1.305.25 \$1.305.35 \$1.305.35 \$1.305.30 \$1.305.30 \$1.305.30	Change. Should five active, we will can a signed Archael Orbite or appared a if repaired unit is not picked up or den Tarms of Debuny. Prepaid Yahitay. This Qualet is val. Terms of Paymost. 1003 told other on song paid by any sheet. Barry united natives on the objectives flowing emotion. Tares. Stein, local and on Changes: The Quality of them benefits USA, Ive., Incubate on Paice to edited. If this peeder required for the or pacessor perferred.	ther applicable taxes are not included in this of on the current design extures provided up :	is can begin, -ord the eventual.  Dependent upon Pu participation  Guntation  Guntation  Guntation  O and the changed in	orthoner mg
xyle	m	Rogal Persions MINO than Genhard , Samoin SV 120027 via gamb plan-dry ps Fit (2001) 140-dr 106	ndge -	xylem	Play Products 00100 Sun Graman IV   Sout Play Sign 344-17 100 FE SHORE SHO-\$150	32	

**THEREFORE, BE IT RESOLVED,** that the Town Board hereby authorizes the repair of the Flygt pump at the Town of Walworth Wastewater Treatment Plant in the amount of \$8,981.55.

Adopted this 3<sup>rd</sup> day of February, 2022 at a meeting of the Town Board.

Roll call vote:

Councilwoman Linson

Councilman Bryson Councilman Harden Councilman Johnson Supervisor Donalty

## RESOLUTION -22: TO SET CALENDAR SEASON FOR SEASONAL PARK LABORER EMPLOYEES (2) AS APRIL 10, 2022 TO OCTOBER 22, 2022, OR AS NEEDED PER APPROVAL BY TOWN SUPERVISOR

Council offered the Resolution and moved its adoption as amended. Seconded by

Council to wit:

WHEREAS, The Town of Walworth employees 2 seasonal park laborers; and

WHEREAS, the Town Board is required to set the calendar season for a 28-week period annually via resolution;

**BE IT RESOLVED** that the Walworth Town Board authorizes to set the calendar season for the 2 seasonal park laborers commencing April 10, 2022 and ending October 23, 2021, or as needed per approval by the Town Supervisor.

Adopted this 3<sup>rd</sup> day of February, 2022 at a meeting of the Town Board.

Roll call vote: Councilwoman Linson

Councilman Bryson Councilman Harden Councilman Johnson Supervisor Donalty

## RESOLUTION -22: AUTHORIZE THE TOWN BOARD TO SIGN RESOLUTION APPROVING 2021 CERTIFIED POINTS FOR THE WEST WALWORTH FIRE DEPARTMENT LENGTH OF SERVICE PROGRAM

Council	
Council	

moved the following Resolution and moved its adoption. Seconded by

to wit:

The following was submitted:

Tonn of Walworth
Resolution of the Town Beard
Resolution Number:
In the matter of approxima the 2021 cortified grints
WHEREAS, the Town in the sponsor of a Length of Service Award Program II OSAP; on behalf of the West Walnerth of Department in accordance with Asticle II-A of the New York State General Municipal Low (GML), and
WHEREAS, to experient by GML § 219-6(2 $\kappa$ c), the West Wals orth of Department has solutified the attached lest, certified under each, of active members of the fire Department, indicating those volunteers who named at least fifty points during 2821 to qualify for service credit, and
WHEREAN, the certalization made by the Fire Department includes a statement that the points records on the attached last have been tabulated in accordance with the Point System subspeed by the Town to be in effectiving calculary year 2021, and to the been of the funn-bedge of the Fire Department, is a true and accurate reflection of the activities performed by the active supplies; and
WHERLAS, GME $\frac{1}{2}$ 21% a(2)(d) requires the Town Board (Bosel) to res low and approx $\epsilon$ the attached list, then return it to the $\epsilon$ ire Department to be possed for thety days, and
WHEREAS, the Board has completed in terries of the attached for, NOW, THEREFORE HE IT
REMINIVED, that the Town Board approves the attached list of volunteer the lighters of the West Walnorth of Department and the points earned by these firelighters during calendary-ner 2021; and be it further
RESOLVED, that a capy of this adopted resolution and the attached list shall be returned to the Fi Department for posting for a minimum of their) day $\alpha$ .
Councilperson saised the motion to approve, Councilperson
seconded the motion, and upon roll call the vote of the Board was as follows:
Town Supervisor Aye / Nay / Absent
Councilperson Aye   Nay   Alment
Councilperson Aye / Nay / Alment
Councilpuren Aye / Ney / Absent Councilpuren Aye / Ney / Absent
Countilperent Aye / Ney / Absent
The resolution was thereupon declared duly adopted
Dated:
Certified by Town Clerk (signature or seal):

**BE IT RESOLVED,** that the Town Board is authorized to sign resolution approving 2021 certified points for the West Walworth Fire Department Length of Service Program.

Adopted this 3<sup>rd</sup> day of February, 2022 at the meeting of the Town Board.

Roll call vote:

Councilwoman Linson Councilman Bryson Councilman Harden Councilman Johnson Supervisor Donalty

## RESOLUTION -22: TO AUTHORIZE TOWN SUPERVISOR TO RENEW CERTIFICATE OF DEPOSIT WITH LYONS NATIONAL BANK FOR A PERIOD OF 6 MONTHS IN THE AMOUNT OF \$400,000, ARPA FUNDS PREVIOUSLY RECEIVED

Council

offered the Resolution and moved its adoption. Seconded by Council

to wit:

The following was submitted:



TOWN OF WALWORTH ARPA 6 MONTH CD 2000 LORRAINE DRIVE WALWORTH NY 14560

> Account Number: 211 Current Balance: 400

Current Term: 6 Henths Recembl Term: 1 Bays Current Hesurity Date: 03-04-2022 New Haturity Date: 02-03-2027

MOTICE OF CERTIFICATE MATURITY

Your Cortificate of Deposit will seture on 82-84-2822 in accordance with the terms and conditions of your agreement.

Your pertificate mill not outscatically rense or continue serving interest beyond the current esturity date.

Places contact year local USS Branch or call 888-846-0100 SF you have any questions.

Thank you for benking with The Lyons Mational Bank,

NOW, THEREFORE IT BE RESOLVED, that the Town Supervisor is hereby authorized to renew the Certificate of Deposit with Lyons National Bank in the amount of \$400,000.00, a portion previously received funds from the American Recovery Plan Act (ARPA), for a period of six (6) months.

Adopted this  $3^{rd}$  day of February, 2022 at the meeting of the Town Board.

Roll call vote: Councilwoman Linson

Councilman Bryson Councilman Harden Councilman Johnson Supervisor Donalty