



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
APRIL 21, 2022 6:30 PM

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL

MINUTES: April 7, 2022 Regular Meeting

PRESENTATIONS

REPORTS OF COMMITTEES (LIAISON/ELECTED OFFICIAL REPORTS):

Town Clerk

- A Fireworks Permit has been issued to the Walworth Lions Club for the Festival In The Park, to be held July 23, 2022 for 20 minutes beginning at 10:15 PM (public notices have been posted)

RESOLUTIONS:

- Resolution -22:** Abstract 13, Correction and Approval
- Resolution -22:** Budget Amendments
- Resolution -22:** Abstract 4, Approval
- Resolution -22:** Authorize the Highway Superintendent to order a 2024 10-wheel truck from Regional International, price not to exceed \$232,233.83
- Resolution -22:** Authorize the hire and set salary for two (2) seasonal park laborers
- Resolution -22:** To set public hearing – Local Law No. 3 of 2022 to amend Chapter 18 of the Walworth Town Code in order to set the number of members of the Board of Ethics to five

COMMUNICATIONS

- **Monthly Building and Zoning Report, March 2022.**
- **Wastewater Treatment Plant Monthly Report, dated April 14, 2022**
- **Parks Monthly Report, dated April 15, 2022**
- **Receiver of Taxes Monthly Report, dated April 15, 2022**
- **MS4 2021-2022 Annual Report has been posted online at www.townofwalworthny.gov and it available for review and comment**

(Updated 4/20/2022)

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

RESOLUTION -22: ABSTRACT 13, CORRECTION AND APPROVAL

Council offered the Resolution and moved its adoption. Seconded by Council to wit:

WHEREAS, the Town Board approved Abstract 13 at its meeting held on January 6, 2022; and

WHEREAS, as error was discovered in the accounting for that abstract; and

WHEREAS, the following has been corrected and is being submitted for approval;

TOWN OF WALWORTH				
Abstract # 013				
Summary by Fund				
<small>01-07-2022 10:33:01</small>				
Code	Fund	Prepays	Unpays	Total
A	GENERAL FUND	19,513.47		19,513.47
CMI-	PARK SPECIAL REVENUE FUND	406.51		406.51
DA	HIGHWAY FUND	41,338.89		41,338.89
SS	WALWORTH SEWER DISTRICT #1	22,723.00		22,723.00
TA	TRUST & AGENCY	42,961.98		42,961.98
TC	CUSTODIAL TRUST	2,830.76		2,830.76
Total:		129,774.61		129,774.61

Voucher Numbers 1920-1984, 153-155, 36-39

Abstract of audited vouchers is on file in the Town Clerk's office.

Adopted this 21st day of April, 2022 at the meeting of the Town Board.

Roll call vote: Councilwoman Linson
Councilman Bryson
Councilman Harden
Councilman Johnson
Supervisor Donalty

Resolution carried.

RESOLUTION -22: BUDGET AMENDMENTS

Council offered the Resolution and moved its adoption. Seconded by Council
to wit:

Budget Modifications for April 21, 2022 Board Meeting

Transfer \$420,363.00 From SS8130.413 (Sewage Treatment & Disposal – WCWSA/CONT) TO SS9780.6 (Debt Payment to Public Authority)

Transfer \$182, 503.00 From SS9711.61 (Principal :WWTP - Walworth) TO SS9780.6 (Debt Payment to Public Authority)

Transfer \$99,494.00 From SS9711.71 (Principal :WWTP - Macedon) TO SS9780.6 (Debt Payment to Public Authority)

To move all budgeted funds to the correct expense line to pay the 2022 payment of \$702,359.00

Adopted this 21st day of April, 2022 at the meeting of the Town Board.

Roll call vote: Councilwoman Linson
 Councilman Bryson
 Councilman Harden
 Councilman Johnson
 Supervisor Donalty

Resolution carried.

RESOLUTION -22: ABSTRACT 4, APPROVAL

Council offered the Resolution and moved its adoption. Seconded by Council to wit:

TOWN OF WALWORTH

**Abstract # 004
Summary by Fund**

04/19/2022
13:15:45

Code	Fund	Prepays	Unpays	Totals
A	GENERAL FUND	13,431.79	97,676.97	111,108.76
CM1-	PARK SPECIAL REVENUE FUND		527.91	527.91
DA	HIGHWAY FUND	7,174.91	48,833.68	56,008.59
SL1-	WALWORTH LIGHT DISTRICT		320.09	320.09
SL2-	HARVEST HILL LIGHT DISTRICT		587.48	587.48
SL3-	GANANDA LIGHT DISTRICT		2,375.68	2,375.68
SL4-	BROOKSIDE LIGHT DISTRICT		13.64	13.64
SL5-	ORCHARD VIEW LIGHT DISTRICT		146.34	146.34
SM	GANANDA SIDEWALK DISTRICT		1,526.80	1,526.80
SP	JOHN'S PARK DISTRICT		1,700.00	1,700.00
SS	WALWORTH SEWER DISTRICT #1	5,066.77	717,654.77	722,721.54
SW19	WATER EXT #19 LIN/SWACO	23,240.00		23,240.00
SW20	WATER EXT #20 ARBOR/IUMMONDS	5,810.00		5,810.00
TA	TRUST & AGENCY	88,211.83		88,211.83
TC	CUSTODIAL TRUST	3,250.00	2,870.52	6,120.52
	Total:	146,185.30	874,233.88	1,020,419.18

Voucher Numbers 431-638, 12-28, 50-69

Abstract of audited vouchers is on file in the Town Clerk's office.

Adopted this 21st day of April, 2022 at the meeting of the Town Board.

Roll call vote: Councilwoman Linson
Councilman Bryson
Councilman Harden
Councilman Johnson
Supervisor Donalty

Resolution carried.

RESOLUTION -22: AUTHORIZE THE HIGHWAY SUPERINTENDENT TO ORDER A 2024 10-WHEEL TRUCK FROM REGIONAL INTERNATIONAL, PRICE NOT TO EXCEED \$232,233.83

Council offered the Resolution and moved its adoption. Seconded by Council to wit:

The following was submitted:



Kevin Switzer
Highway Superintendent

Phone: (315) 524-3150
Fax: (315) 524-9247

TO: ARIE DONALTY, TOWN SUPERVISOR
CC: TOWN BOARD MEMBERS
DATE: April 13, 2022
SUBJECT: NEW TEN WHEEL TRUCK

Be it resolved that the Town Board authorize Kevin Switzer, Highway Superintendent, to order a 2024 International 10 Wheel Truck from Regional International per quote dated March 29, 2022. Equipment for truck is to be purchased through Villing Chves. Purchase to be made via piggybacking off Onondaga County OGS Contract 8996. Truck and equipment priced at 2022 cost. Price is not to exceed \$232,233.83. Financing to be determined out of 2024 Town of Walworth Budget.

Sincerely,

Kevin Switzer

INTERNATIONAL*

Financial Summary
2024 MY513 SFA (MY513)

March 21, 2022

Description	(US DOLLAR)	Date
Factory List Price:		
Product Base	\$263,600.00	
Service Base	\$8,800.00	
Total Factory List Price including Options:		\$272,400.00
Total Goods Purchased:		\$4,800.00
P&D	\$1,620.00	
Right hand spring	\$850.00	
Total Preparation And Delivery:		\$2,300.00
Freight	\$2,000.00	
Total Freight:		\$2,600.00
Total Factory List Price including Freight:		\$281,980.00
Less Customer Allowance		(\$143,452.80)
Total Vehicle Price:		\$128,527.20
Total Standard Equipment		\$81,611.21
Total Sales Price:		\$232,233.83
Total Per Vehicle Sales Price:		\$232,233.83
Net Sales Price:		\$232,233.83

Please feel free to contact me regarding these specifications should your interests or needs change. I am confident you will be pleased with the quality and service of an International vehicle.

Approved by Seller:

Accepted by Purchaser:

Official Title and Date

Firm or Business Name

Authorized Signature

Authorized Signature and Date

This proposal is not binding upon the seller without Seller's Authorized Signature

Official Title and Date

The TOPS FET calculation is an estimate for reference purposes only. The seller or retailer is responsible for calculating and reporting/paying appropriate FET to the IRS.

The limited warranties applicable to the vehicle described herein are International, Inc.'s standard printed warranties which are incorporated herein by reference and to which you have been provided a copy and hereby agree to their terms and conditions.

BE IT RESOLVED, that the Town Board authorizes the Highway Superintendent to order a 2024 International 10 Wheel Truck from Regional International, with a price not to exceed \$232,233.83 and financing to be determined out of the 2024 Town of Walworth budget.

Adopted this 21st day of April, 2022 at a meeting of the Town Board.

Roll call vote: Councilwoman Linson
Councilman Bryson
Councilman Harden
Councilman Johnson
Supervisor Donalty

Resolution carried.

RESOLUTION -22: AUTHORIZE THE HIRE AND SET SALARY FOR TWO (2) SEASONAL PARK LABORERS

Council offered the Resolution and moved its adoption. Seconded by Council 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 2022 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	\$14.69
DAVE BARMASTER	SEASONAL PARKS LABORER	LIGHT THE NIGHT	\$14.69
MARK KRITALL	SEASONAL PARKS LABORER	32 HOURS / WEEK MAXIMUM – TOTAL 824	\$14.69
MARK KRITALL	SEASONAL PARKS LABORER	LIGHT THE NIGHT	\$14.69

WHEREAS, the calendar for seasonal employees is set through October 22, 2022, 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 21st day of April, 2022 at the meeting of the Town Board.

Roll call vote: Councilwoman Linson
Councilman Bryson
Councilman Harden
Councilman Johnson
Supervisor Donalty

Resolution carried.

LOCAL LAW NO. 3 OF 2022 TO AMEND CHAPTER 18 OF THE WALWORTH TOWN CODE IN ORDER TO SET THE NUMBER OF MEMBERS OF THE BOARD OF ETHICS TO FIVE

BE IT ENACTED, by the Town Board of the Town of Walworth, Wayne County, State of New York, as follows:

Section I. Authorization

This Amendment of Chapter 18 of the Walworth Town Code is in accordance with Municipal Home Rule Law, as well as with Section 806 of New York General Municipal Law which authorizes a Town to establish a code of ethics and an ethics board.

Section II. Title and Purpose

This law shall be known as and may be cited as Local Law No. 3 of 2022 of the Town of Walworth. The purpose of this local law is to amend Chapter 18 entitled "Ethics," of the Walworth Town Code to set the number of members of the Board of Ethics to five.

Section III. Legislative Finding

The Town Board finds that five members is more preferable to seven so as to ensure that the membership of the Ethics Board is able to operate at full strength, and thus so as to allow for the efficient operation thereof.

Section IV. Amendment

Chapter 18, entitled "Ethics, Code of" Section 18-19[A] shall be amended to read as follows:

§ 18-19. Board of Ethics.

[A] There is hereby established a Board of Ethics for the Town of Walworth. The Board of Ethics shall consist of five (5) members, a majority of whom shall not be officers or employees of the municipality, but at least one of whom must be a municipal officer or employee. The members of such Board of Ethics shall be appointed by the Town Board, serve at the pleasure thereof, and receive no salary or compensation for their services as members of the Board of Ethics.

Section V. Validity and Severability

Should any word, section, clause, paragraph, sentence, part or provision of this Local Law be declared invalid by a Court of competent jurisdiction, such determination shall not affect the validity of any other part hereof.

Section VI. Repeal, Amendment and Supersession of Other Laws

All other Ordinances or Local Laws of the Town of Walworth which are in conflict with the provisions of this Local Law are hereby superseded or repealed to the extent necessary to give this Local Law force and effect during its effective period.

Section VII. Effective Date

This Local Law shall take effect immediately.

**TOWN OF WALWORTH
BUILDING DEPARTMENT**
3600 Lorraine Drive
Walworth, New York 14568

Monthly Building and Zoning Report

There were 56 other inspections completed during the month of March 2022.

Fire calls: 2

Notice of Violation: 3

Notice to Remedy: 1

Letters regarding Building Permits: 12

Court Appearance: 0 Criminal Summons: 0

Permits Issued: 17

Certificates of Occupancy Issued:

22-004	NVR/Ryan Homes	277 Turtle Run
22-005	McAlpin Industries	856 Route 441
22-006	NVR/Ryan Homes	275 Turtle Run
22-007	NVR/Ryan Homes	273 Turtle Run
22-008	LouAnne Thompson	1711 Waterford Road
22-009	NVR/Ryan Homes	254 Long Leaf Lane
22-010	NVR/Ryan Homes	253 Long Leaf Lane
22-018	NVR/Ryan Homes	279 Turtle Run
22-019	NVR/Ryan Homes	271 Turtle Run

Certificates of Compliance Issued: 14

Soil Test completed: 0

Septic Repair completed: 0

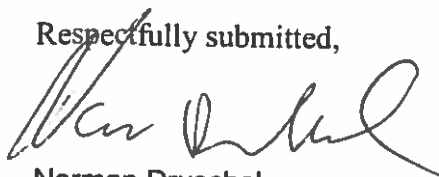
Fire Inspections: 5

Annual Inspection: 0

Property Maintenance: 6

Drainage Issues: 1

Respectfully submitted,



Norman Druschel
Building Inspector



Phil Williamson
Code Enforcement Officer



3151 Ontario Center Road
Walworth NY 14568

315-986-3415 PHONE
sewer@townofwalworthny.gov

April 14, 2022

To: Supervisor Mike Donalty

Re: Wastewater Treatment Plant Monthly Report

Please see following the April 2022 monthly report for the Wastewater Treatment Plant from March 11, 2022, through April 14, 2022

- Daily maintenance and monitoring.
- Daily process and required sampling.
- Daily required sampling for DEC and Baldwin Richardson Foods.
- Operated the DAF sludge thickener for a total of 19 days.
- Hauled 61,000 gallons of thickened sludge for disposal to Canandaigua.
- Completed Baldwin Richardson Foods billing & March 2022 DMR's.
- Responded to 74 UFPO requests.
- Responded to 2 after hour call ins.
- Plowed & Salted Town Hall - 4 trips
- Snow Blow sidewalks in Gananda (3 trips) and Hamlet (2 trips).
- Second quarter sewer collections started.
- Repaired sludge pump at plant.
- Swept sidewalks in Gananda, preparing for Spring / Summer.
- Washed filters in process building, repaired three filter cloths.
- Replaced bearing on Moyno Sludge pump at plant.
- Several days of troubleshooting at Walworth Ontario and Walworth Palmyra Pump Stations (re-set Wal. Palmyra, changed alternator Wal. Ontario. Changed starter at Walworth Palmyra.)
- Replaced pump at Walworth Palmyra Pump Station.
- Repaired flusher on pump #2 at Dewberry Pump Station.
- Replaced amp control at Walworth Palmyra Pump Station.
- Replaced belt and changed oil in the gear box on the salter.
- Washed and cleaned salt truck / put away for season.
- Cut and cleaned up downed trees at Lusk Cemetery.
- Cemetery lawnmowers serviced and loaded up for season.
- Adam Jozwiak, MS4 4 hour erosion and sediment control training.

Respectfully Submitted,
Linda Kleeman, Clerk
John Pagliuso, Chief Operator Sewer Department



3600 Lorraine Drive

Walworth, NY 14568

Mike Buckley, Parks Superintendent

(315) 926-9170

parkssuper@townofwalworthny.gov

April 15, 2022

To: Supervisor Mike Donalty

Re: Parks Monthly Report

This report is for March 12, 2022, through April 15, 2022:

- Daily inspection and maintenance of the Ginegaw Park lodge
- Began fixing snowplow damage and removal of plow markers
- Re-arranged offices in the Town Hall
- Performed spring service on equipment
- Seasonal staff returned to work
- Began spring maintenance of athletic fields

Respectfully Submitted,

Mike Buckley, Parks Superintendent

Tax dollars collected

Principal	\$8,576,108.69
Interest	\$8,032.33
Mail fee	\$246.00

Total \$8,584,387.02

Tax dollars disbursed to the town

Total \$ 3,798,019.92 Warrant Paid in Full

Ck# 713 \$8,514.33 Final Settlement Payment

Total \$3,806,534.25

Total disbursed to the county

beginning balance \$ 4,500,000.00

Ck# 712 \$277,912.77 Final Settlement Payment

Total \$ 4,777,912.77

Receiver of Taxes

Web Amster 4/15/22

WAYNE COUNTY TREASURER'S OFFICE
LYONS, NEW YORK

ABSTRACT OF SETTLEMENT

Collector of Town of: **WALWORTH** Payments

Receipts of town officers filed:

Supervisor

Total as per warrant 3798019.92 -3798019.92

Cash receipts by Treasurer:

From corporation taxes -226430.82

Cash from collector before settlement -3000000.00

-1000000.00

-500000.00

Cash from collector this day -277912.77

Returned Taxes:

Real taxes returned -311876.52

Mail fee -176.00

Total Payments -9114415.83

Charges

Charge collector as per abstract 9115885.77

Less Sales Tax 0

Excess or Deficit on Roll -2.91

Cablevision Allowable Tax -1467.03

Resolutions

Paid as above 9114415.83

Settled and Adjusted per above statement this, 13th Day of April, 2022

Patrick Schmitt
Wayne County Treasurer

Deborah Amster
Collector

Walworth
Town

Deborah Amster 4/15/22

Walworth

Analysis of Collections
by transactionDate

4/13/22

Page 1 of 2

Date	Qty	Taxes collected	Interest paid	Penalty paid	Daily total collected	Total overall collections
1/1/22	9	9,407.46	0.00	0.00	9,407.46	9,407.46
1/6/22	257	538,661.60	0.00	0.00	538,661.60	548,069.06
1/8/22	117	247,267.16	0.00	0.00	247,267.16	795,336.22
1/11/22	118	282,541.07	0.00	0.00	282,541.07	1,077,877.29
1/13/22	119	246,729.69	0.00	0.00	246,729.69	1,324,606.98
1/14/22	7	8,908.97	0.00	0.00	8,908.97	1,333,515.95
1/15/22	81	108,891.55	0.00	0.00	108,891.55	1,442,407.50
1/22/22	239	463,947.46	0.00	0.00	463,947.46	1,906,354.96
1/23/22	105	243,190.67	0.00	0.00	243,190.67	2,149,545.63
1/24/22	161	346,240.23	0.00	0.00	346,240.23	2,495,785.86
1/27/22	152	353,759.18	0.00	0.00	353,759.18	2,849,545.04
1/28/22	166	369,775.80	0.00	0.00	369,775.80	3,219,320.84
1/31/22	126	254,619.62	0.00	0.00	254,619.62	3,473,940.46
01.22	1,657	3,473,940.46	0.00	0.00	3,473,940.46	3,473,940.46
2/1/22	157	361,929.28	0.00	0.00	361,929.28	3,835,869.74
2/2/22	1,156	2,818,606.16	0.00	0.00	2,818,606.16	6,654,475.90
2/3/22	139	324,316.51	0.00	0.00	324,316.51	6,978,792.41
2/5/22	37	87,225.14	0.00	0.00	87,225.14	7,066,017.55
2/6/22	15	33,945.75	0.00	0.00	33,945.75	7,099,963.30
2/7/22	51	96,082.24	0.00	0.00	96,082.24	7,196,045.54
2/9/22	348	844,029.29	125.20	0.00	844,154.49	8,040,200.03
2/11/22	5	10,393.02	103.93	0.00	10,496.95	8,050,696.98
2/14/22	6	21,547.47	197.23	0.00	21,744.70	8,072,441.68
2/16/22	3	4,755.65	47.56	0.00	4,803.21	8,077,244.89
2/17/22	17	33,585.72	203.06	0.00	33,788.78	8,111,033.67
2/20/22	5	15,641.07	135.25	0.00	15,776.32	8,126,809.99
2/23/22	22	37,559.77	375.61	0.00	37,935.38	8,164,745.37
2/25/22	12	27,306.35	273.05	0.00	27,579.40	8,192,324.77
02.22	1,973	4,716,923.42	1,460.89	0.00	4,718,384.31	8,192,324.77
3/2/22	30	48,738.64	487.38	0.00	49,226.02	8,241,550.79
3/4/22	20	51,384.25	513.84	0.00	51,898.09	8,293,448.88
3/7/22	6	5,337.77	53.39	0.00	5,391.16	8,298,840.04
3/9/22	10	14,828.28	217.69	12.00	15,057.97	8,313,898.01
3/11/22	5	8,692.02	173.84	10.00	8,875.86	8,322,773.87

Webmaster 4/13/22

Walworth
 Analysis of Collections
 by transactionDate

4/13/22


Page 2 of 2

Date	Qty	Taxes collected	Interest paid	Penalty paid	Daily total collected	Total overall collections
3/14/22	6	9,401.32	188.03	12.00	9,601.35	8,332,375.22
3/19/22	18	38,719.86	774.43	36.00	39,530.29	8,371,905.51
3/21/22	6	11,039.06	220.78	12.00	11,271.84	8,383,177.35
3/23/22	8	16,258.29	325.15	16.00	16,599.44	8,399,776.79
3/25/22	4	6,405.12	128.11	8.00	6,541.23	8,406,318.02
3/28/22	17	27,126.49	542.53	34.00	27,703.02	8,434,021.04
3/30/22	23	53,543.07	1,070.88	46.00	54,659.95	8,488,680.99
3/31/22	23	73,349.46	1,466.98	46.00	74,862.44	8,563,543.43
03.22	176	364,823.63	6,163.03	232.00	371,218.66	8,563,543.43
4/4/22	7	20,421.18	408.41	14.00	20,843.59	8,584,387.02
04.22	7	20,421.18	408.41	14.00	20,843.59	8,584,387.02
Totals:	3,813	8,576,108.69	8,032.33	246.00	8,584,387.02	8,584,387.02

Deb Amaley 4/15/22

6440 Walworth

LNB Checking Ending Balance	\$ 286,427.10
o/s ck	\$ -
o/s ck	\$ -
Check Register Balance	\$ 286,427.10
Interest Collected on Taxes Paid at Town	\$ 8,032.33
Mail Fee collected on Taxes Paid at Town	\$ 246.00
Mail Fee charged to Taxes Unpaid	\$ 176.00
LNB NSF fee reversal	\$ 75.00
o/s NSF fees (Bill# 2973)	\$ (15.00)
Settlement - Paid to Town	\$ 8,514.33
Settlement - Paid to County Treasurer	\$ 277,912.77
Final Checking Balance	\$ -
	(Balances at Zero)


4/17/2022

6440 Walworth

Receipts to Supervisor

Total as per warrant

PAYMENTS

\$ 3,798,019.92

Payments Received County Treasurer:

Utilities	Batch	Amount
	10 Verizon	\$ 5,372.26
	20 NYSEG	\$ 11,271.04
	60 Crown	\$ 25.94
	90 RGE	\$ 205,575.60
	110 Frontier	\$ 655.94
	160 TWC	\$ 3,529.84
		<u>\$ 226,430.62</u>

\$ 226,430.62

Payments I submitted to County

\$ 3,000,000.00

\$ 1,000,000.00

\$ 500,000.00

UnPaid Taxes Report

Real Taxes Principal

\$ (311,876.52)

Mail Fee

\$ (176.00)

Total Payments

\$ 9,114,415.83

Settlement - Paid to Cty

\$ 277,912.77

Excess or Deficit on Tax Roll 2022

\$ (2.91)

Total-To-Date Summary

CHARGES

Original Amount Due

\$ 9,115,885.77

Less Adjustments

TWC Franchise Allowable Tax

\$ (1,467.03)

Adjusted Amount Due

\$ 9,114,415.83


4/17/2022