

Presiding Supervisor Donalty called the Regular Town Board Meeting, Town of Walworth, County of Wayne, State of New York, held at 3600 Lorraine Drive, Walworth, New York to order at 6:30 PM. Supervisor Donalty led those present in the recitation of the Pledge of Allegiance.

Prior to roll call, Supervisor Donalty asked for a moment of silence in honor of the passing of former Planning Board member and Councilman Larry Ruth.

<u>PRESENT:</u>	Michael Donalty	Supervisor
	Scott Bryson	Councilman
	Jim Harden	Councilman
	Rick Johnson	Councilman
	Amber Linson	Councilwoman
	Kevin Switzer	Highway Superintendent
	Aimée Phillips-Lomb	Town Clerk

ABSENT: No members of the Town Board were absent.

OTHERS PRESENT: Donald Young, Esq., Town Attorney; Christine Stanford, Town Comptroller; Gene Bavis, Town Historian; Cheri LeMay and Jean Johnson, former Town Comptrollers; and three (3) members of the public.

PUBLIC HEARING – 6:30 PM - 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

PUBLIC HEARING RULES AND PROCEDURES:

Supervisor Donalty reviewed the procedures for the public hearing and Town Clerk Phillips-Lomb read the following legal notice.

**TOWN OF WALWORTH
NOTICE OF PUBLIC HEARING FOR 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**

PLEASE TAKE NOTICE, that a Local Law has been introduced to the Walworth Town Board, designated as 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.

PLEASE TAKE FURTHER NOTICE that said Local Law is on file in the Walworth Town Clerk’s Office where it is available for public inspection during regular business hours.

PLEASE TAKE FURTHER NOTICE, that a Public Hearing upon said Local Law has been scheduled for the **5th day of May, 2022, at 6:30 PM**, to be held by the Walworth Town Board at the Walworth Town Hall, 3600 Lorraine Drive, Walworth, New York. An opportunity to be heard in regards thereto will then and there be given. Written comments may also be directed to the Walworth Town Clerk.

Dated: April 22, 2022

Town Clerk of the Town of Walworth

Supervisor Donalty declared the Public Hearing opened and asked if anyone present would like to speak in **FAVOR** or **AGAINST**.

Time: 6:32 PM.

No members of the public wished to address the Board.

It was noted that no written correspondence had been received by the Town Clerk’s Office.

Motion by Councilman Johnson to close the Public Hearing.
Seconded by Councilwoman Linson.

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

Motion carried.

Time: 6:34 PM.

MINUTES

Motion by Councilman Bryson that the minutes of April 21, 2022 Regular Meeting are approved as submitted by the Town Clerk. Seconded by Councilwoman Linson.

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

Motion carried.

ELECTED OFFICIALS’ REPORTS:

TOWN CLERK – No report.

RECEIVER OF TAXES – No report.

HIGHWAY SUPERINTENDENT

Highway Superintendent Switzer reported that sprinkler system installation at the Highway Department was progressing well. Also, he stated that spring yard clean up from plow damage was underway as well as the beginning of summer work.

JUSTICE COURT – No report.

COUNCILMAN BRYSON – No report.

COUNCILWOMAN LINSON

Councilwoman Linson shared that the Walworth Historical Society would be holding its Spring Clean Up event that coming Saturday, May 14, 2022 at 9:00 AM. She also informed the Board that the Hometown Heroes Committee has 12 banners that will be sent to production and extended a thank you from the committee to those who assisted with the application process.

COUNCILMAN HARDEN – No report.

COUNCILMAN JOHNSON – No report.

SUPERVISOR DONALTY


Supervisor Donalty shared information regarding Mr. Larry Ruth’s service to the Town as a Planning Board member and Councilman, and details regarding his upcoming calling hours and Celebration service. He also informed the Board that the Board of Supervisors had voted to approve an \$8 million dollar use of ARPA funds for broadband internet as well as stipends for County employees. Mr. Donalty stated that he had voted against each of these resolutions. Lastly, he shared that the County had voted to change the 4% tax on gasoline sales to \$.08 per gallon, beginning June 1 and ending December 31, 2022.

RESOLUTIONS:

RESOLUTION 81-22: TO AUTHORIZE TOWN SUPERVISOR TO APPROVE CONTRACT WITH VAN HOOK SERVICE CO., INC FOR PREVENTATIVE MAINTENANCE SERVICES

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

The following was submitted:



VAN HOOK SERVICE CO., INC.
Specialists in Industrial Refrigeration
And Air Conditioning Services

76 SENECA AVENUE
ROCHESTER, NEW YORK 14621-2217

PHONE 585254-4375
FAX 585254-4144

April 15, 2022

Town of Walworth
3600 Lorraine Drive
Walworth, NY 14568

To Whom It May Concern,

This is to advise you that your preventative maintenance contract with Van Hook Service Co, Inc will expire as of April 30, 2022

We have been happy to service your company since 2017.

At this time, this letter will serve as your renewal with Van Hook Service Co with a minimal increase. The annual price for the upcoming contract period will be \$4,315 with your first preventative maintenance starting now in May.

This will extend the contract for an additional one (1) year. We have strived, and succeeded, in keeping your costs to a minimum, while continuing to provide the excellent service that you deserve.

It has been a pleasure doing business with you and your Company. Should you ever have any problems and/or suggestions as to how we can better service your facility, please do not hesitate to contact me.

Thank you,

Michele Seavy
Contract Manager

BE IT RESOLVED, that the Town Supervisor is hereby authorized to approve the contract with Van Hook Service Co., Inc. for preventative maintenance services for one year, budgeted item.

Adopted this 5th day of May, 2022 at a meeting of the Town Board.

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

Resolution carried.

RESOLUTION 82-22: APPROVAL OF 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

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

WHEREAS, a public hearing was duly called for and held by the Walworth Town Board on the 5th day of May, 2022 to hear all interested parties on a proposed local law to “Set the Number of Members of the Board of Ethics to Five,” where the public was given the opportunity regarding the same; and

WHEREAS, the Town Board has duly considered the Local Law, including any comments thereon, as well as any other pertinent information related to the aforesaid Local Law; and

WHEREAS, the Walworth Town Board, after due deliberation, finds it in the best interest of the Town to adopt said local law to set the Ethics Board membership to five because it will help to ensure that the membership of the Ethics Board is able to operate at full strength, and thus allow for the efficient operation thereof.

NOW, THEREFORE, BE IT RESOLVED, that the Walworth Town Board hereby adopts said 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, all as set forth in the attached Local Law, which is incorporated herein and made a part hereof; and be it further

RESOLVED, that the Walworth Town Clerk be and hereby is directed to enter said Local Law into the minutes of this meeting and to give due notice of the adoption of said Local Law to the Secretary of State of the State of New York; and, be it further

RESOLVED, that, Walworth Board of Ethics be and is hereby comprised of the following members and terms:

1. Jenna Camacho, 1/1/2022 – 12/31/2022
2. Robert Seaman, 1/1/2022-12/31/2022
3. Philip Williamson, 1/1/2022-12/31/2022
4. Douglas Weeks, 1/1/2022-12/31/2022
5. Peter Marini, 1/1/2022-12/31/2022

Adopted this 5th day of May, 2022 at the meeting of the Town Board.

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

Resolution carried.

RESOLUTION 83-22: TO DECLARE VERIZON OFFICE PHONE SYSTEM SURPLUS AND AUTHORIZE ITS DISPOSAL

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

WHEREAS, the Town has purchased and installed a new and updated phone system in all the Town buildings and offices; and

WHEREAS, the new system replaces a Verizon phone system that has exceeded its useable life of ten years, is no longer supported by the manufacturer, and has no substantial resale value; and

WHEREAS, current laws require that electronic components of this type be submitted to an authorized recycling facility for disposal, such as the “e-Recycling” event being held in Webster on June 4, 2022;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby declares the Verizon phone system as surplus, and authorizes a representative for the Highway Department to transport the surplus phones to the electronic recycling event in Webster on June 4, 2022.

Adopted this 5th day of May, 2022 at the meeting of the Town Board.

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

Resolution carried.

RESOLUTION 84-22: AUTHORIZATION TO PRESENT PROCLAMATION FOR WALWORTH LIONS CLUB 50TH ANNIVERSARY

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

PROCLAMATION

WALWORTH LIONS CLUB - 50TH ANNIVERSARY

WHEREAS, the Walworth Lions Club was chartered on April 25, 1972, with an initial membership roster of 27 members;

AND

WHEREAS, the Lions Club International is the largest service organization in the world, and their motto is, “We Serve.”

AND

WHEREAS, the Mission Statement of the Lions Club International is “to empower volunteers to serve their communities, meet humanitarian needs, encourage peace and promote international understanding through Lions clubs”;

AND

WHEREAS, for fifty years, the Walworth Lions Club has served the Town of Walworth and its neighbors, funding eyeglasses and eye exams, guide dog schools, environmental cleanup day, disaster relief, food pantries, senior citizens dinners, and other causes;

AND

WHEREAS, the Walworth Lions Club is comprised of volunteers who tirelessly and unselfishly dedicate their time to the betterment of our community and aiding those in need;

AND

WHEREAS, the Walworth Town Board, together with the citizens of this community, desires to congratulate and celebrate with the Walworth Lions Club on this milestone event as they remember their past and look forward to their future successes;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Walworth in the County of Wayne , State of New York, does hereby recognize the **Walworth Lions Club** as they celebrate their 50th anniversary and honor their many contributions and achievements.

Proclaimed this 17th day of May, 2022.

Adopted this 5th day of May, 2022 at a meeting of the Town Board.

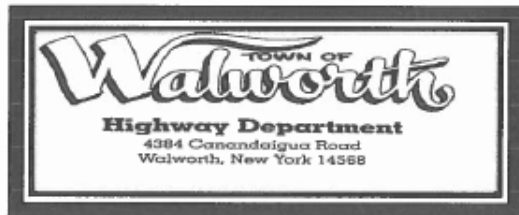
Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Harden	Aye
	Councilman Johnson	Aye
	Supervisor Donalty	Aye

Resolution carried.

RESOLUTION 85-22: AUTHORIZE THE HIGHWAY SUPERINTENDENT TO PURCHASE A NEW 2023 CHEVY PICKUP TRUCK WITH PLOW PACKAGE THROUGH THE NYS MINI BID SYSTEM, PURCHASE NOT TO EXCEED \$44,000.00

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

The following was submitted:



Kevin Switzer
Highway Superintendent
Phone: (315) 524-3150
Fax: (315) 524-9247

TO: MIKE DONALTY, TOWN SUPERVISOR
TOWN BOARD MEMBERS
FROM: KEVIN SWITZER, HIGHWAY SUPERINTENDENT
DATE: MAY 2, 2022
SUBJECT: NEW VEHICLE PURCHASE

Be it resolved that the Town Board authorize Kevin Switzer, Highway Superintendent, to purchase a new pickup truck through the NYS Mini Bid system. The vehicle will be a 2023 Chevy Pickup with a plow package. Amount of purchase is not to exceed \$44,000. Amount up to \$40,000.00 is to be expensed from Account DA5130.22, and any additional amount is to be expensed from fund balance.

Respectfully submitted,
Kevin Switzer
Kevin Switzer, Highway Superintendent

SALES QUOTE

Joe Basil Chevrolet, Inc.
5111 Transit Rd
Depew, NY 14043
Dir: 716-206-1764
Fax: 716-685-1746
mbasilo@basilchevy.com

INVOICE NO. DATE April 25, 2022
CUSTOMER 430293

TO: Kevin Switzer
Town of Walworth Highway Dept
4384 Canandaigua Road
Walworth, NY 14568
315-524-8526
highways@townofwalworth.ny.gov

SHIP TO: [Contact Name]
[Company Name]
[Street Address]
[City, ST ZIP Code]
[Phone]

Salesperson	Customer PO#	Mini Bid	Contract	Option Discount %	Contract Discount %	Manufacturer's Bid Assistance	PAYMENT TERMS
Matt Koenig		9855	PC68942			INCL	Net 30
VIN#						STK#	

QTY	ITEM #	DESCRIPTION	UNIT PRICE	DISCOUNT	NET TOTAL
1	CKZ0903	2023 Chevrolet Silverado 2500HD (CKZ0903) 4WD Reg Cab 142" Work Truck	\$ 43,478.54		\$ 43,478.54
X	1	IWT	Work Truck Preferred Equipment Group	\$ -	\$ -
X	1	9L7	Upfitter switch kit, (5)	\$ -	\$ -
X	1	AE7	Seats, front 40/20/40 split-bench	\$ -	\$ -
X	1	AED	Window, power front, passenger express down	\$ -	\$ -
X	1	AKQ	Glass, deep-tinted	\$ -	\$ -
X	1	AQQ	Remote Keyless Entry	\$ -	\$ -
X	1	AU3	Door locks, power	\$ -	\$ -
X	1	AXG	Window, power front, drivers express up/down	\$ -	\$ -
X	1	C49	Defogger, rear-window electric	\$ -	\$ -
X	1	CGN	Chevytec spray-on bedliner	\$ -	\$ -
X	1	DBG	Mirrors, outside power-adjustable vertical trailing	\$ -	\$ -
X	1	E63	Durabed, pickup bed	\$ -	\$ -
X	1	GAZ	Summit White	\$ -	\$ -
X	1	GT4	Rear axle, 3.73 ratio	\$ -	\$ -
X	1	H1T	Jet Black, Cloth seat trim	\$ -	\$ -
X	1	J0R	Audio system, Chevrolet infotainment 3 system	\$ -	\$ -
X	1	JGB	(VIN# 10, 250 lbs. (4649 kg)	\$ -	\$ -
X	1	JL1	Trailer brake controller, integrated	\$ -	\$ -
X	1	E34	Cruise control, electronic	\$ -	\$ -
X	1	KW3	Alternator, 220 amps	\$ -	\$ -
X	1	LBT	Engine, 6.4L V8	\$ -	\$ -
X	1	MYD	Transmission, 6-speed automatic, heavy-duty	\$ -	\$ -
X	1	NE1	Emissions	\$ -	\$ -
X	1	MZZ	Skid Plates	\$ -	\$ -
X	1	PCV	WT Convenience Package	\$ -	\$ -
X	1	PYN	Wheels, 17" (43.2 cm) painted steel, Silver	\$ -	\$ -
X	1	Q15	Tailgate, gate function manual with EZ Lift	\$ -	\$ -
X	1	QXT	Tires, LT265/70R17E all-terrain, blackwall	\$ -	\$ -
X	1	R9Y	Fleet Free Maintenance Credit	\$ -	\$ -
X	1	RGE	Safety Confidence Package	\$ -	\$ -
X	1	RVQ	LPO, black tubular assist steps, 6" rectangular	\$ -	\$ -
X	1	U01	Lamps, Smoked Amber roof marker, (LED)	\$ -	\$ -
X	1	UDD	Driver Information Center, 4.2" diagonal color display	\$ -	\$ -

1	UEU	Forward Collision Alert	\$	-	\$	-	\$	-
1	UHY	Automatic Emergency Braking	\$	-	\$	-	\$	-
1	UXJ	Steering wheel audio controls	\$	-	\$	-	\$	-
1	V46	Bumper, front chrome	\$	-	\$	-	\$	-
1	VJH	Bumper, rear chrome	\$	-	\$	-	\$	-
1	VH3	License plate kit, front	\$	-	\$	-	\$	-
1	VYU	Snow Plow Prep/Camper Package	\$	-	\$	-	\$	-
1	ZXT	Tire, spare LT265/70R17E all-terrain, blackwall	\$	-	\$	-	\$	-
NON-OEM EQUIPMENT			\$	-	\$	-	\$	-
1	9L7	INSTALL FACTORY ORDERED UPFITTER SWITCH KIT	\$	-	\$	-	\$	-
1	5TART	INSTALL FACTORY ORDERED REMOTE START	\$	-	\$	-	\$	-
1	DELIVERY	REGION I	\$	-	\$	-	\$	-
TOTAL DISCOUNT			\$	-	\$	-	\$	-
						SUBTOTAL	\$	43,478.54
						SALES TAX	\$	-
						TOTAL	\$	43,478.54

Please Make Checks Payable to Joe Basil Chevrolet, Inc
Thank you For Your Business

THIS QUOTE SERVES AS YOUR ACKNOWLEDGMENT THAT THIS ORDER HAS BEEN REVIEWED FOR ACCURACY AND DEEMED CORRECT.

Name: Kevin Switzer Title: Sept Date: 5/19/22
 Signature: [Signature] Revised: 4/15/2012 11:50

Highway Superintendent Switzer explained the reasoning and need for the resolution.

BE IT RESOLVED, that the Town Board authorizes the Highway Superintendent to purchase a new 2023 Chevy pickup truck with a plow package, purchase not to exceed \$44,000.00, to be expensed from account DA5130.22 and fund balance.

Adopted this 5th day of May, 2022 at a meeting of the Town Board.

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

Resolution carried.

COMMUNICATION:

- **Monthly Parks and Recreation Report**, dated April 20, 2022
- MS4 Joint Annual Report for the coalition has been posted on their website, OWSC.org. There is also a link on the Town of Walworth MS4/Drainage webpage to Ontario Wayne Stormwater Coalition website as well. Any public comments must be submitted by May 24.
- **E-mail from Joe Baranek**, dated May 2, 2022
- **Assessment Department Report for April 2022**

Supervisor Donalty reviewed the following Town Board meeting dates:

TOWN BOARD MEETINGS:

DATE	TIME	MEETING TYPE
MAY 19, 2022	6:30 PM	REGULAR
JUNE 2, 2022	6:30 PM	REGULAR
JUNE 16, 2022	6:30 PM	REGULAR

NEW AND OTHER BUSINESS:

➤ **Planning and Zoning Board Alternate Discussion**

Supervisor Donalty informed the Town Board that Joe Baranek, appointed Planning and Zoning Board Alternate, has indicated that he can no longer fulfill the duties of the position due to familial time constraints. Discussion ensued whether this position is paid or unpaid, noting that it is traditionally a volunteer/unpaid position. Supervisor Donalty requested that an advertisement be placed in the official newspaper re-advertising the position. Councilman Johnson made the motion to authorize the Town Clerk to place an ad in the official newspaper for the Planning and Zoning Board Alternate position. Councilwoman Linson seconded the motion.

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

Motion carried.

➤ **Appointment of Town Councilperson Discussion**

Supervisor Donalty stated that a Town Councilperson will need to be appointed due to Councilman Bryson’s resignation. He asked the Town Board members to provide to him any recommendations they may have for residents to fill this position.

➤ **Discussion on next steps for cannabis dispensary regulation**

Councilman Johnson stated that he had attended the New York State Cannabis Control Board annual meeting, and the State had 36 candidates for growers to date.

➤ **Update on revised Town Code and plan for completion**

Town Attorney Young reviewed the process and progress for the completion of the Town Code update. He shared that the code is now being reviewed by General Code, the publishers, and discussion ensued regarding deadlines for completion and posting the changes on the Town’s website.

➤ **Discussion regarding appointment of Local Health Officer – No update.**

➤ **Comprehensive Plan Update**

Supervisor Donalty stated that Town Clerk Phillips-Lomb, Councilman Bryson and Rich Manca, Town of Walworth resident had met regarding the Town of Walworth Comprehensive Plan update, and it was determined that the hiring of an external agency would be beneficial. Councilman Bryson reviewed the purpose and need for the Town of Walworth Comprehensive Plan. Supervisor Donalty requested a motion to have the Town Attorney draft a request for proposals for this service. Councilman Johnson made the motion to authorize the Town Attorney to prepare a request for proposals to hire an agency to write the Town of Walworth Comprehensive Plan. Councilwoman Linson seconded the motion.

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

Motion carried.

PUBLIC PARTICIPATION:

Town Historian Gene Bavis presented an update on the Wayne County Bicentennial Committee, thanking the Recreation Department for the publication space in the Town Topics and reviewing important dates for the celebration in 2023. He also thanked Councilwoman Linson for her work on designing the rack cards and stated that calendars were still for sale through the Town Clerk’s office. Lastly, Mr. Bavis shared that this year’s recipient of the Walworth Historical Society’s Community Service Award would be Mr. Vaughn Pembroke.

EXECUTIVE SESSION:

Motion by Councilwoman Linson to enter into an 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.

Seconded by Councilman Bryson.

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

Motion carried.

Time: 7:24 PM

Cheri Lemay, Jean Johnson, Town Comptroller Stanford and Town Attorney Young were requested to remain in the meeting room for the executive session.

RECONVENE:

Councilman Johnson made the motion to reconvene the meeting. Seconded by Councilwoman Linson.

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

Motion carried.

Time: 9:09 PM

ADJOURNMENT:

Motion by Councilwoman Linson to adjourn. Seconded by Councilman Johnson.

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

Motion carried.

Time: 9:09 PM

Respectfully Submitted,
Aimée Phillips-Lomb
Town Clerk