

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 and led those present in the recitation of the Pledge of Allegiance.

**PRESENT:**

Michael Donalty	Supervisor
Amber Linson	Councilwoman
Alex Kelly	Councilman
Jim Harden	Councilman (entered meeting at 6:36 P.M.)
Rick Johnson	Councilman
Jenna Camacho	Town Clerk
Kevin Switzer	Highway Superintendent

**ABSENT:**

**OTHERS PRESENT:** Christine Stanford, Town Comptroller; Michael Buckley, Parks Superintendent; Jackie VanLare, Recreation Director; Nadine Seppeler, Deputy Town Clerk; Teresa Flye, Clerk to The Supervisor; Four (4) members of the public.

**MINUTES**

Motion by Councilwoman Linson that the minutes of **March 7,2024 Regular Meeting** are approved as submitted by the Town Clerk. Seconded by Councilman Kelly.

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

Motion carried.

**PRESENTATIONS:**

Mr. John Albright, Scout Master, Troop 113- Mr. Albright was requesting a campout overnight in Ginegaw Park on April 12,2024. He advised the Town Board there will be an Eagle Scout Ceremony that evening at The Lodge in Ginegaw Park and wanted to take the opportunity to have a campout. The Scouts would disburse from the park at approximately 11:00 A.M. on April 13,2024. Concerns were brought up from the Town Board about lack of restroom facilities and running water. Mr. Albright stated that will come prepared and have their own personal self-contained restroom that would be put up and taken away when they leave.

Motion by Councilman Kelly to allow the campout. Seconded by Councilman Johnson

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

Motion carried.

Councilwoman Lison also spoke to Mr. Albright about the flag box in the Town Hall. And who oversees emptying it. He advised Councilwomen that he has been in touch with Ontario Legion and will follow up to make plans for going forward.

**ELECTED OFFICIALS’ REPORTS:**

Monthly report of the Town Clerk February 2024  
 Receiver of Taxes Report February 14-March 15,2024

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

Motion carried.

**TOWN CLERK –**

Town Clerk Camacho reminded the Board and Residents about the Office closure. And advised Taxes would be collected through April 2,2024 as the 31<sup>st</sup> of March is a Sunday.

**HIGHWAY SUPERINTENDENT –** No report.

**JUSTICE COURT-** No report

**COUNCILMAN KELLY –**

Councilman Kelly touched on the improvements with Western Wayne Ambulance. Mr. Kelly also advised the public and Board that the Solar Eclipse might cause delays in service times for Emergency Departments, but work is being done to avoid delays.

**COUNCILWOMAN LINSON –**

Councilwoman Linson shared that the Walworth Justice Court was a recipient of a JCAP Grant \$6,798.87. Sewer negotiations are moving forward and should be finalized soon. They have been working on the operating fund. They are not interested in full operating funds. Going to go for an average of 2 months. Solar Credits, Electric will remain in Walworth’s name with Sewer and will be reimbursed to us monthly. Had an issue with insurance information and am still working on that. An updated map and inventory list they were waiting for, and it was sent to them a few months back.

**COUNCILMAN HARDEN –** No report.

**COUNCILMAN JOHNSON –**

The Solar Committee had been formed. They will also have members from the Planning and Zoning Board. They have a meeting tentatively scheduled for April 10,2024. No new information about cannabis. Councilwoman Linson asked if the Solar Committee is made up of people not just for Solar panels but a mixture of people. Councilman Johnson advised committee will be made up of all.

**SUPERVISOR DONALTY –** No report.

**RESOLUTIONS:**

**RESOLUTION 70-24: ABSTRACT 3, APPROVAL**

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

TOWN OF WALWORTH				
Abstract # 003				
Summary by Fund				
Code	Fund	Prepays	Unpays	Totals
A	GENERAL FUND	23,099.75	147,660.13	170,759.88
CM1-	PARK SPECIAL REVENUE FUND	229.15	3,596.34	3,825.49
CM6-	CEMETERIES		155.25	155.25
DA	HIGHWAY FUND	9,142.84	68,284.73	77,427.57
L	LIBRARY FUND	320,000.00		320,000.00
SL1-	WALWORTH LIGHT DISTRICT	564.45		564.45
SL2-	HARVEST HILL LIGHT DISTRICT	849.13		849.13
SL3-	GANANDA LIGHT DISTRICT	1,360.10		1,360.10
SL4-	BROOKSIDE LIGHT DISTRICT	28.53		28.53
SL5-	ORCHARD VIEW LIGHT DISTRICT	331.40		331.40
SM	GANANDA SIDEWALK DISTRICT		85.98	85.98
SS	WALWORTH SEWER DISTRICT #1	4,071.79	868,142.44	872,214.23
SW19	WATER EXT #19 LIN/SWA/CO	22,160.00		22,160.00
SW20	WATER EXT #20 ARBOR/TUMMONDS	5,540.00		5,540.00
TA	TRUST & AGENCY	107,043.40		107,043.40
TC	CUSTODIAL TRUST		13,657.50	13,657.50
<b>Total:</b>		<b>494,420.54</b>	<b>1,101,582.37</b>	<b>1,596,002.91</b>

03/14/24  
14:48:20

Voucher Numbers: 182-378, 25-44, 147-179

Abstract of audited vouchers is on file in the Town Clerks' Office

Adopted this 21<sup>st</sup> day of March, 2024 at the meeting of the Town Board

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

Resolution carried.

**RESOLUTION 71-24: BUDGET MODIFICATIONS**

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

Budget Modifications for March 21, 2024

\$	Acct #	Description	Acct #	Reason
<b>General Fund</b>				
Transfer \$ 1,529.00	FROM A1990.41	CONTINGENT	TO A9089.81	Employee Benefits - EAP
Transfer \$ 430.00	FROM A1990.41	CONTINGENT	TO A1355.42	Assessor - Office Expense
Transfer \$ 10,000.00	FROM A1990.41	CONTINGENT	TO A1420.43	Litigation Attorney
Transfer \$ 25,480.00	FROM A3620.11	Pers Svc Bldg Inspector	TO A3620.11T	Asst Bldg Inspector
Transfer \$ 2,654.00	FROM A3620.13	Pers Svc Code Enforcement	TO A3620.11T	Asst Bldg Inspector
INCREASE REVENUES		A3021	STATE AID / GRANTS	
INCREASE APPROPRIATIONS		A1110.41G	JCAP GRANT EXPENSES	
			Increase Budget to recognize JCAP grant award	

Discussion ensued regarding The Justice Court JCAP Grant that was received. JCAP Grant amount \$6798.87

Councilwoman Linson made motion to amend Budget Modifications to reflect JCAP Grant.  
 Second by Councilman Kelly

Roll call vote:

Councilwoman Linson	Aye
Councilman Kelly	Aye
Councilman Harden	Aye
Councilman Johnson	Aye
Supervisor Donalty	Aye

Adopted this 21<sup>st</sup> day of March, 2024 at the meeting of the Town Board.

Roll call vote:

Councilwoman Linson	Aye
Councilman Kelly	Aye
Councilman Harden	Aye
Councilman Johnson	Aye
Supervisor Donalty	Aye

Resolution carried.

**RESOLUTION 72-24: RESOLUTION OF TOWN OF WALWORTH TOWN BOARD CONFIRMING FINDING OF PLANNING BOARD RELATIVE TO APPROVAL OF SPECIAL USE PERMIT FOR PROPERTY AT 1870 WALWORTH-PENFIELD ROAD FOR WAYNE COUNTY EMS SUBSTATION**

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

**WHEREAS**, on or about March 12, 2024, the Town of Walworth Planning Board approved a special use permit application from the County of Wayne relative to an approximate 2.4 +/- acre portion of a parcel of land at or about 1870 Walworth-Penfield Road, with Tax Map ID No. 63114-00-164410, for the development and operation of an EMS substation as described therein; and

**WHEREAS**, pursuant to the **Walworth Town Code at Section 180-13[D](15)**, such special use permit approval is subject to final approval by the Town Board; and

**WHEREAS**, both the Town Board and the Planning Board have completed SEQR relative to the proposal.

**NOW, THEREFORE, BE IT RESOLVED**, that, the Town Board agrees with the Planning Board, and finds and determines that the proposed use, an emergency medical services substation, is similar in nature and compatible with the purpose of the Hamlet District, specifically in that its intensity is expected to be significantly less than other permitted uses, such as, for example, day-care centers and/or commercial schools, and given that hospitals and nursing homes, for example, are permitted uses which are similar in nature in that they provide for the health and well-being of residents.

Adopted this 21 day of March, 2024 at the meeting of the Town Board.

Roll call vote:

Councilwoman Linson	Aye
Councilman Kelly	Aye
Councilman Harden	Aye
Councilman Johnson	Aye
Supervisor Donalty	Aye

Resolution carried.

**RESOLUTION 73 -24: AUTHORIZATION TO CLOSE THE TOWN OFFICES AT 2:00 P.M. ON APRIL 8, 2024**

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

The following was submitted:

**WHEREAS**, a Total Solar Eclipse will occur throughout the area on April 8, 2024, commencing at approximately 2:00 pm; and

**WHEREAS**, this event will result in an influx of as many as 50,000 visitors to Wayne County, which may create excessive traffic, encumbered cell phone networks, and other unforeseen circumstances; and,

**WHEREAS**, to mitigate and minimize possible emergency situations surrounding the Total Solar Eclipse on Monday, April 8, 2024, Supervisor Donalty has recommended that the Town offices and services close at 2:00 pm on that date;

**NOW THEREFORE BE IT RESOLVED** that the Town Board of the Town of Walworth authorizes the closure of the Town offices at 2:00 p.m.on April 8, 2024.

Adopted this 21st day of March, 2024 at a meeting of the Town Board.

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

Resolution carried.

**RESOLUTION 74-24: AUTHORIZATION FOR THE TOWN SUPERVISOR TO SIGN PROPOSAL FOR THE GINEGAW PARK RESTROOM REDESIGN UPON REVIEW OF ORIGINAL AGREEMENT REGARDING SCOPE OF WORK (amended resolution)**

**RESOLUTION -24: AUTHORIZATION FOR THE TOWN SUPERVISOR TO SIGN PROPOSAL FOR THE GINEGAW PARK RESTROOM REDESIGN (original resolution)**

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

**WHEREAS**, LaBella Associates P.C., as the Town’s engineering firm, has agreed to provide design services and construction administration of the proposed restroom facility at a cost of \$22,200

**BE IT RESOLVED**, that LaBella Associates, P.C. be engaged to provide design services and construction administration for the proposed restroom facility at Ginegaw Park at a cost of \$22,200

Discussion ensued regarding the scope of work with the restroom project. Supervisor Donalty advised Board that he cannot sign this without the Boards approval. Concerns were brought up by all Board members about the cost of the redesign and the validity of it. Supervisor Donalty advised he will look at the original agreement to specific of scope of work with board approval.

Councilwoman Linson made motion to amend resolution adding “upon review of the original agreement regarding scope of work”. Seconded by Councilman Kelly

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

Adopted this 21<sup>st</sup> day of March, 2024 at a meeting of the Town Board.

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

Resolution carried.

**RESOLUTION 75-24: TO CHANGE THE APPOINTMENT OF AMELIA DEVOLDER, RECREATION LEADER, FROM PROVISIONAL TO PERMANENT, EFFECTIVE MARCH 14, 2024**

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

**WHEREAS**, Ms. DeVolder was provisionally appointed to the Recreation Leder position in February 2021, pending completion of the Civil Service testing requirements; and

**WHEREAS**, Ms. DeVolder successfully completed those requirements and is on the Certified List of Eligibles as of March 14, 2024; and

**WHEREAS**, the updated Civil Service rules state that the one year probationary period started on the day she was hired;

**NOW THEREFORE BE IT RESOLVED**, that the status of Ms. DeVolder be changed from Provisional to Permanent, effective March 14, 2024. The pay rate of \$18.45 per hour will remain unchanged.

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

Resolution carried.

**COMMUNICATIONS:**

- Sewer Department Monthly report for February 2024
- Highway Department Monthly report for February 2024
- Town of Walworth Annual Financial Report for January 1-December 31,2023(on file in the Walworth Town Clerk’s Office for review during normal business hours)
- Letter from Department of Transportation of New York regarding traffic safety review of Route 441 and West Walworth Rd.
- Town of Walworth Recreation Department report for February 2024
- Town of Walworth Parks & Facilities Department report for February 10-March 12 ,2024

**TOWN BOARD MEETINGS:**

DATE	TIME	MEETING TYPE
APRIL 4, 2024	6:30 PM	REGULAR
APRIL 18, 2024	6:30 PM	REGULAR
MAY 2, 2024	6:30 PM	REGULAR

Supervisor Donalty updated Residents and Town Board regarding meetings for the summer months.

No meeting the first Thursday of the months of June, July, and August  
Third Thursday regular Board Meetings will be:

June 20, 2024: Lincoln Fire Department, 719 Plank Rd.

July 18, 2024: West Walworth Fire Department, 3870 West Walworth Rd.

August 15, 2024: Walworth United Methodist Church, 3679 Main St.

**NEW AND OTHER BUSINESS:**

Supervisor Donalty addressed the Board regarding an email he received from a resident questioning if the Town had a specific Town Emergency Plan. Mr. Donalty said he did some research, and the Town does not have its own Emergency Plan. The Town did adopt the County’s plan, but it is not specific to The Town of Walworth. A public safety committee was started with Alex Kelly, Jenna Camacho, and Supervisor Donalty. Supervisor Donalty would like to add some members of the public if possible.

**PUBLIC PARTICIPATION –**

Colin VanLaeken stated that Western Wayne Ambulance has received its funds from the Town of Walworth and appreciates that. Mr. VanLaeken also said that the ambulance is up and running at the 48-hour crews like they were working towards. Western Wayne is also pursuing an Advanced Life Program. Councilman Johnson and Supervisor Donalty commended Mr. VanLaeken for continuing to update the Board and working towards the goals set forth.

Deb Williams asked the Board what was happening with the County’s EMS substation and wanted to verify that the property had been sold to the County. Supervisor Donalty advised the sale is almost complete. Ms. Williams also wanted to know how the County EMS substation would effective Western Wayne Ambulance. The Supervisor advised Ms. Williams that Western would still get the first call for local calls, and Wayne County EMS would get call if Western Wayne unable to make the call. Councilman Kelly also advised Ms. Williams that in the future there may be changes within New York State and billing for individually owed ambulances. And it could cause strain on ambulances like Western Wayne and others who are not ran by a municipality. Ms.

Williams is also concerned with the amount of money we have paid to LaBella for projects in the Town and feels as though we should be looking elsewhere for services. Concerned also came from Supervisor Donalty and advised the Town will be looking to for proposals for 2025.

**EXECUTIVE SESSION:**

Motion by Councilwoman Linson to enter executive session to discuss pending litigation.

Seconded by Councilman Kelly

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

Motion carried.  
Time: 7:20 P.M.

**EXECUTIVE SESSION EXIT**

Motion by Councilman Johnson and seconded Councilwoman Linson

Time: 7:27 P.M.

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

Motion carried.

**ADJOURNMENT:**

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

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

Motion carried.

Time: 7:27 P.M.

Respectfully Submitted,  
Jenna Camacho  
Town Clerk