

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
Rick Johnson	Councilman
Kevin Switzer	Highway Superintendent
Jenna Camacho	Town Clerk

ABSENT: Councilman Jim Harden

OTHERS PRESENT: Nadine Seppeler, Deputy Town Clerk; Lea Dill, Dog Control Officer; Tim McMullen, Assistant Building Inspector; Walworth Fire Chief, Gary Germano; Don Young Esq., Town Attorney; and ten members of the public.

MINUTES

Motion by Councilman Johnson that the minutes of **April 4,2024 Regular Meeting** are approved as submitted by the Town Clerk. Seconded by Councilwoman Linson.

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

Motion carried.

PRESENTATIONS:

American 518 Racin’ LLC, Daved Reuter (Dave Johnson and Racin Randy) also present- Requesting the closure of Baker Road in the Town of Walworth to conduct a drag race/ filming of a Pilot show- For History of Racing. Mr. Reuter explained that they have done the work to get 1-million-dollar insurance in place and safety by speaking to local Fire and EMS. Discussion from Mr. Reuter continued about race and what they would like to do.

Councilman Johnson advised he is worried about the entrance of Baker Road and 441 and traffic getting back up.

Councilman Kelly advised he is always willing to listen to ideas coming into the Town even if it’s just for a week.

Lea Dill- Spoke to some of the residents herself and told residents to call and let town know how they feel about the event. Spoke positive about the event and would be in favor of the event.

Tiffany Paine-Cirrincone- Advised as she is ok with the idea as she is coming from a racing family but wants to verify all insurance policies regarding this to make sure her house and family are protected. Wanted to know information of production company. Mr. Reuter provided liability papers to Tiffany.

Gary Germano, Walworth Fire Chief, resident of Baker Road- Advised he is concerned from a safely aspect for this event. He advised the roads are not that wide, pets getting out and chasing cars, and the aftermath of the event. Will it become an issue of there being a constant race on our road.

Highway Superintendent- Concerned about the ditches on the road, and who will take care of the road when it is destroyed from the event.

Don Young, Attorney- advised Town does have the authority to close road after public hearing. There may be other steps that need to be taken if it will affect state roads etc. He also brought up questions of the insurance liability.

Councilwoman Linson questioned the insurance with Nymir if something were to happen. Don Young advised as it appears any activity like this is excluded from the insurance policy. The attorney advised the Town Board to speak and reach out to insurance about liability.

Councilwoman Linson asked Mr. Reuter how he feels about everything he has hear. Councilwoman wants to know why this is such a rush and why he has not followed up more with Highway. She thinks there need to be more conversations to continue forward with this event.

Supervisor Donalty advised that he would not be willing to consider closing a road for an event like this unless there was a unanimous from all the residents of Baker Road.

ELECTED OFFICIALS’ REPORTS:

Motion by Councilwoman Linson to accept reports from the following, second by Councilman Johnson

Monthly Report of the Town Clerk March 2024
 Receiver of Taxes Report March 16-March 31,2024

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

Motion carried.

TOWN CLERK –

Town and County Tax collection has ended for the year. Town is settled with the County currently. Any tax payments received will be sent back to the sender and they will be advised to reach out to the County for payment. Even though our office has gone through a lot of changes in the past few months we were able to keep up with collecting and answering any questions from residents. Jenna Camacho will be out of Town from April 21-April-24 for the Annual New York State Town Clerks Association Conference. The office will remain open as my Deputy Nadine will not be attending this year. The only time the office should be closed is when she takes her lunch break. That will be around 1-1:30 every day obviously with room to adjust if something comes up. Summer hours will be Monday- Thursday 8-4:30 and Friay 8-1:30. Memorial Day through Labor Day.

HIGHWAY SUPERINTENDENT –

Road work and sweeping has started. They ask for patience and courtesy.

JUSTICE COURT-No report

COUNCILMAN KELLY –

Councilman Kelly advised now that we are in the spring warm weather is upon us and all DOT will out be cautions on the roads.

COUNCILWOMAN LINSON –

Historical Society will have their annual clean up on May 11,2024 and 9am and May 13,2024 in the Annual Meeting at 6pm at the Ginegaw Lodge. Library donations are being accepted Monday April 22-April 24. The sale starts to the public on Thursday April 25,2024. No sewer update. Community garden is still progress.

COUNCILMAN HARDEN –No report.

COUNCILMAN JOHNSON –

Solar meeting scheduled for 25th of April at 2:30

SUPERVISOR DONALTY –

Went to sewer meeting. They are about halfway done with possible start of Spring of 2025.

RESOLUTIONS:

RESOLUTION 82-24: ABSTRACT 4, APPROVAL

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

TOWN OF WALWORTH				
Abstract # 004				04/11/2024
Summary by Fund				14:45:59
Code	Fund	Prepays	Unpays	Totals
A	GENERAL FUND	19,691.00	49,512.39	69,203.39
CM1-	PARK SPECIAL REVENUE FUND	200.37	2,636.36	2,836.73
CM6-	CEMETERIES		248.87	248.87
DA	HIGHWAY FUND	18,076.79	53,147.12	71,223.91
SF2-	WEST WALWORTH FIRE PROTECTION		2,326.00	2,326.00
SF3-	LINCOLN FIRE PROTECTION		2,278.00	2,278.00
SL1-	WALWORTH LIGHT DISTRICT	519.05		519.05
SL2-	HARVEST HILL LIGHT DISTRICT	807.91		807.91
SL3-	GANANDA LIGHT DISTRICT	372.78		372.78
SL4-	BROOKSIDE LIGHT DISTRICT	25.52		25.52
SL5-	ORCHARD VIEW LIGHT DISTRICT	292.47		292.47
SS	WALWORTH SEWER DISTRICT #1	1,036.39	39,094.17	40,130.56
TA	TRUST & AGENCY	79,739.59		79,739.59
TC	CUSTODIAL TRUST		2,497.50	2,497.50
Total:		120,761.87	151,740.41	272,502.28

Voucher Numbers: 379-552,45-60,180-195

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

Adopted this 18th day of April, 2024 at the meeting of the Town Board

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

Resolution carried.

RESOLUTION 83-24: TOWN BOARD TO RE-APPOINT JOE LEONE TO THE PARKS AND RECREATION COMMITTEE TERM TO EXPIRE DECEMBER 31,2028

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

WHEREAS, Mr. Leone was appointed to the Parks and Recreation Committee on January 4,2024(Resolution 1-24); and

WHEREAS, the oath of office failed to be administered within 30 days, as required by Public Officers Law§30(1)(h), therefore requiring that the appointment be renewed;

THEREFORE, BE IS RESOLVED, that the Town Board hereby appoints Joe Leone to serve on the Parks and Recreation Committee with the term expiring on December 31,2028.

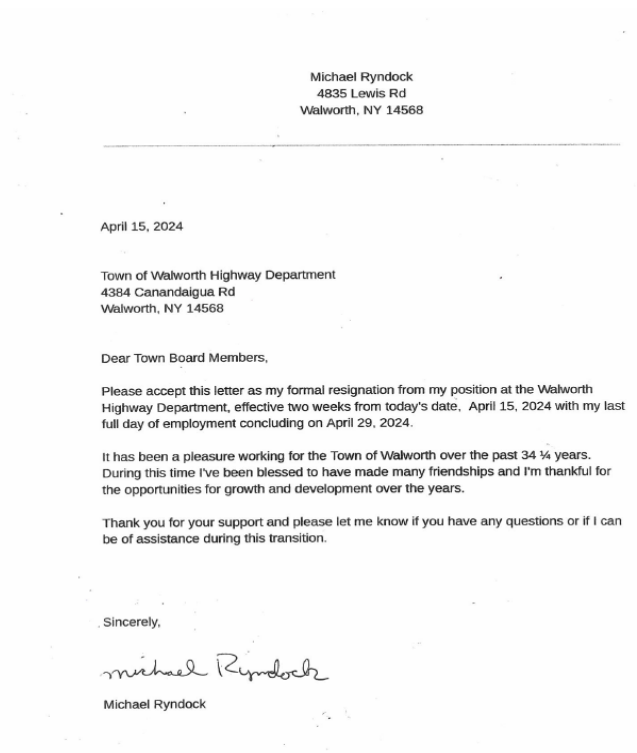
Adopted on this 18th day of April, 2024 at a meeting of the Town Board.

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

Resolution carried.

RESOLUTION 84-24: TO ACCEPT THE RESIGNATION OF MICHAEL RYDOCK AND TO ADVERTISE TO FILL THE POSITION OF MOTOR EQUIPMENT OPERATOR

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



WHEREAS, Michael Ryndock has submitted his resignation, effective April 29,2024; and

WHEREAS, The Highway Superintended intends to fill the vacated position to maintain continuity within the Highway Department;

NOW, THEREFORE BE IT RESOLVED that the Town Board hereby authorizes the Town Clerk to advertise for applications for the position.

Adopted this 18th day of April,2024 at the meeting of the Town Board.

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

Resolution carried.

COMMUNICATIONS:

- Wasterwater Treatment Plant Report March 2024
- Assessment February and March 2024 Sales Report
- Animal Control Officer Report March 2024
- Justice Court Report for March 2024
- Parks and Facilities Report for March 13-March 24,2024
- Recreation Month end Report for March 2024
- Building and Zoning Report for January, February, March 2024
- Highway Department Monthly Report for March 2024

TOWN BOARD MEETINGS:

DATE	TIME	MEETING TYPE
MAY 2, 2024	6:30 PM	REGULAR
MAY 16, 2024	6:30 PM	REGULAR
JUNE 20, 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:

- Defer Lead Agency for SEQR to Town Planning Board for Byrne Dairy Proposal

RESOLUTION 85-24: DEFER LEAD AGENCY FOR SEQR TO TOWN PLANNING BOARD FOR BYRNE DAIRY PROPOSAL

The following was submitted.



Walworth Planning Board
3600 Lorraine Drive
Walworth, NY 14568

Michael Donalty, Town Supervisor
Town of Walworth Town Board
3600 Lorraine Drive
Walworth, NY 14568

April 16, 2024

Re: Walworth Planning Board intent to act as SEQR Lead Agency for Byrne Dairy application

Dear Mr. Donalty,

At its April 9, 2024 Planning Board meeting the Walworth Planning Board declared its intent to be lead agency pursuant to the State Environmental Quality Act ("SEQR") for the application of Byrne Dairy at 1828 Penfield-Walworth Road. The Board has found that the Walworth Town Board is an involved agency, and thus is entitled to this lead agency notice.

The Planning Board requests that the Town Board defer lead agency to the Planning Board. If agreeable, please advise the Planning Board in writing whether the Town Board agrees to defer lead agency to the Planning Board. In the absence of objections to the Planning Board's intent to serve as lead agency within the thirty-day period following notification, the Walworth Planning Board will assume lead agency status.

Please be advised that should the Planning Board proceed with SEQR as lead agency, it invites the Town Board to please submit any comments or concerns to the Planning Board for its consideration relative to SEQR, as the Planning Board seeks and values the input of the Town Board.

Sincerely,

Barbara Goulette

Barbara Goulette
Planning Board Clerk

3600 Lorraine Drive
Walworth, NY 14568

(p) 315 986 1400 ext



Adopted this 18th day of April, 2024 at the meeting of the Town Board.

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

Resolution carried.

PUBLIC PARTICIPATION –

EXECUTIVE SESSION:

Motion by Council to enter executive session to discuss information relating to current/future investigation or prosecution of a criminal offense.

Seconded by

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

Motion carried.

Time:

EXECUTIVE SESSION EXIT

Motion by Councilwoman Linson and seconded Councilman Johnson

Time:

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

Motion carried.

ADJOURNMENT:

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

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

Motion carried.

Time: 7:20 P.M.

Respectfully Submitted,
Jenna Camacho
Town Clerk

