

Regular Meeting of the Town Board of the Town of LeRoy held on Thursday, October 8, 2020 at 7:00 PM in the Courtroom of the Town Hall, 48 Main Street LeRoy, New York.

Members Present: James Farnholz, Supervisor
John Armitage, Council
Stephen Barbeau, Council
John Johnson, Council
David Paddock, Council
Eric Stauffer, Highway Supt.

Recording Secretary: Patricia A. Canfield, Town Clerk
Others Present: Charles & Denise Hull, Eileen Dries, Jeff Freeman

Supervisor Farnholz called the regular meeting to order at 7:00 PM followed by the pledge to the flag and approval of the regular meeting of September 24, 2020 on **MOTION** by Councilman Paddock and seconded by Councilman Paddock and passed unanimously.

GUESTS:

Denise & Charles Hull, Warsaw Road –

Denise addressed the Town Board regarding dog issue with neighbor complaints and looking for more direction. Supervisor Farnholz reported Code Office visited residence to follow up with complaint from Mr. Freeman of addition of three more dogs. Denise responded they have not added any dogs, but have puppies that they weren't aware they couldn't have. Any puppies will be dispersed by six months and stated she feels the Town of LeRoy is limiting them.

Supervisor Farnholz read the resolution dated December 26, 2019 with the following stipulations: No new dogs through sale, gift, breeding, or other means may be added for residency at 9460 Warsaw Road and through attrition over time, the number of dogs residing at 9460 Warsaw Road would be reduced in order to achieve compliance with current Town of LeRoy code of four dogs
Town Board will review file and report back on findings at meeting of October 15th.

CORRESPONDENCE:

Michael Eadie, Harris Road – Requested process of obtaining public water supply corner of Harris and York Roads – cost prohibitive due to location and vacant farmland.

Teamsters Local 264 – Reminder letter that adjoining towns cannot provide labor for a municipality if there are members that are laid off or furloughed.

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OLD BUSINESS:

- 1. St. Anne's Community – Pilot Proposal –**
Supervisor Farnholz and Assessor met with representatives from St. Anne's regarding property being exempt and removed from tax roll. St. Anne's has offered \$70,000 for ten years with automatic renewal. Final draft contract document will be forthcoming.
- 2. Fuel Farm, Lake Street – Repair Proposal –**
Town, school, village, fire and ambulance met regarding repair of community fuel farm with diagrams and costs presented. Due to repair costs being prohibitive, Town of LeRoy will opt to fill regulated tanks at the Highway Garage through Hometown who will deliver on Friday and weekends as needed. Contract with all entities will be reviewed to opt out.
- 3. Commercial Solar Code –**
Town Board reviewed proposal for revisions or changes. Any code changes would need to be in conjunction with comprehensive plan in place. Town Board will include Interchange Zone with Commercial and Industrial. Zones Residential 1 [R1] and Residential Agricultural [R&A] will not be included in proposal. Information will be forwarded to the Planning Board for updating a final version and then sent to Genesee County Planning.

NEW BUSINESS:

- 1. Genesee County Revenue Sharing – [Formerly Sales Tax Distribution] –**
Town Board waiting for state clarification of where to allocate funding that was formerly sales tax. Revenue distribution per comptroller is only to be allocated to the general fund overall. Potential implications could be two tax rates for Town overall [A fund] and Town outside Village [B fund]. Total distribution for 2020 at \$1,001,000 and \$824,606 for 2021, which may require a budget amendment for the Town outside portion.
2020 Budget Amendment – Town Outside [B fund] –
On **MOTION** by Councilman Barbeau and seconded by Councilman Paddock and passed unanimously with voting as follows: Council Armitage, Barbeau, Johnson, Paddock and Supervisor Farnholz – aye the following **RESOLUTION:**
RESOLVED, the Town Board of the Town of LeRoy authorizes to amend the 2020 Town of LeRoy Budget B1120 to include an additional \$75,000 which will make the total \$353,000 and subject to Genesee County Legislature distribution.

2. **Budget Review – 2021 Budget – A Fund –**
Town Board reviewed and discussed items highlighted at previous meeting under the general fund for any changes to preliminary 2021 Budget.
3. **2021 Preliminary Budget –**
On **MOTION** by Councilman Johnson and seconded by Councilman Barbeau and passed unanimously with voting as follows: Council Armitage, Barbeau, Johnson, Paddock and Supervisor Farnholz – aye the following **RESOLUTION:**
RESOLVED, the Town Board of the Town of LeRoy hereby authorizes that **NOTICE IS HEREBY GIVEN** that the **PRELIMINARY BUDGET** for the Town of LeRoy for fiscal year 2021 has been completed and filed in the office of the Town Clerk of the Town of LeRoy where it is available for inspection during regular business hours.
NOTICE IS ALSO GIVEN, that the Town Board of the Town of LeRoy will hold a Public Hearing on Thursday, October 22, 2020 at 7:00 PM in the Boardroom of the Town Hall, 48 Main St., LeRoy, NY to consider the same.
PURSUANT to Section 108 of the Town Law, the proposed salaries of the elected Town Officials are hereby specified as follows: Supervisor - \$14,000.00; Deputy Supervisor - \$5,500.00; Town Councilman (3) each - \$5,200.00; Town Justice (3) each - (a) \$28,000.00 / (b) \$26,000.00 / (c) \$13,000.00; Town Clerk & Tax Collector \$47,690.00; Supt. of Highways - \$62,635.00.
4. **Town Court Appointment -**
On **MOTION** by Councilman Barbeau and seconded by Councilman Paddock and passed unanimously with voting as follows: Council Armitage, Barbeau, Johnson, Paddock and Supervisor Farnholz – aye the following **RESOLUTION:**
RESOLVED, the Town Board of the Town of LeRoy per recommendation by Justices Sehm and Duyssen appoints Sandra Almeter to the position of per diem Court Clerk effective October 1, 2020 at a rate of \$17.00/hr.
5. **Special Meeting – October 15, 2020 at 7:00 PM -**
Town Board to hold special meeting on October 15, 2020 at 6:00 PM with first item of Executive Session followed by meeting at 7:00 PM in the Boardroom of the Town Hall, 48 Main Street LeRoy NY and Town Clerk will contact the Batavia Daily Newspaper of the same.

COMMITTEE REPORTS:

Transfer Station:

Supervisor Farnholz reported Town of Wheatland inquired about joining in with Town of LeRoy to utilize Transfer Station. Highway Supt. is not in favor of joining with surrounding communities at this time due to current set up at site.

Fire District:

Councilman Johnson reported preliminary 2021 fire budget decrease by \$100,000 from 2020 budget. Public hearing on budget will be held October 20, 2020.

EXECUTIVE SESSION:

On **MOTION** by Supervisor Farnholz and seconded by Councilman Armitage and passed unanimously to enter into Executive Session at 10:00 PM for legal and personnel issue with Town Board and Town Clerk present.

On **MOTION** by Councilman Barbeau and seconded by Councilman Armitage and passed unanimously to come out of executive session at 10:29 PM with the following action taken:

Deputy Town Clerk Appointment –

On **MOTION** by Councilman Johnson and seconded by Supervisor Farnholz and passed unanimously with voting as follows: Council Armitage, Barbeau, Johnson, Paddock and Supervisor Farnholz – aye the following **RESOLUTION:**

RESOLVED, the Town Board of the Town of LeRoy per recommendation by Town Clerk Canfield appoints Mary Margaret Ripley to the position of Deputy Town Clerk effective October 8, 2020 at a rate of \$16.50 per hour.

AUTHORIZATION TO PAY BILLS:

On **MOTION** by Supervisor Farnholz and seconded by Councilman Barbeau and passed unanimously the following bills were presented for payment:

Abstract # 19	2019/2020	Voucher #
General Fund A, B, SL & Cap Proj H:	\$6,245/21	326~342
Highway Fund DA & DB:	\$1,769.78	143~148
Water Fund HG:	\$1,000.50	12

With no further business to come before the Board, on **MOTION** by Councilman Armitage and seconded by Councilman Barbeau and passed unanimously to adjourn at 10:32 PM.

Respectfully Submitted, Patricia A. Canfield Town Clerk

