TOWN OF RIDGEWAY TOWN BOARD MEETING MONDAY, MARCH 21, 2016 -7:/0 P.M.

The regular board meeting was called to order by Supervisor Napoli at 7:10 P.M. at the Town Hall, Medina, NY.

Those Officers Present:

Brian Napoli

Supervisor

Jeffrey Toussaint

Councilman -Absent Exc.

David Stalker

Councilman \

Mary Woodruff

Councilwoman-Absent Exc.

Sarah Fisher

Councilwoman

Others:

Lynne Johnson

O.C. Legislator

Mark Goheen Daniel Wolfe Hwy Superintendent Code Enf.Officer

Katherine Bogan Patricia Laszewski Barbara J. Klatt

Attorney Assessor Town Clerk

Bradley McPherson

Justin Morgan

Corey J.
Matt Doherty
Stella Russo
Mallory D.

PLEDGE OF ALLEGIANCE

RESOLUTION NO. 44 – 3/21/16

RESOLUTION TO ACCEPT AGENDA

Offered by Councilman Stalker, who moved its adoption. Seconded by Councilwoman Fisher.

Resolved to accept agenda as presented.

Adopted:

3 ayes

0 nays

RESOLUTION NO. 45 – 3/21/16

RESOLUTION TO APPROVE MINUTES OF FEBRUARY 16, 2016 TOWN BOARD

MEETING

Offered by Councilwoman Fisher, who moved its adoption. Seconded by Councilman Stalker.

Resolved to approve minutes of February 16, 2016 Town Board Meeting.

Adopted:

3 ayes

0 nays

COMMUNICATIONS:

- A. LaBella Associates has sent notification of Budget modification for WD#13
- B. Notification of 2016 Summer work program with County.
- C. Town of Shelby shared services: Leak detection system available.

DATE OF NEXT MEETINGS

Work Session - Tuesday, April 12, 2016 @ 7:00 PM - Ridgeway Town Hall

Regular Town Board Meeting -Monday, April 18, 2016 @ 7:00 PM - Ridgeway Town Hall

OLD BUSINESS

A. Bidding for WD#13 to be published in The Batavia News per engineer.

TOWN OF RIDGEWAY RIDGEWAY, NEW YORK TOWN OF RIDGEWAY WATER DISTRICT NO. 13

ADVERTISEMENT FOR BIDS

Sealed Bids for the construction of the **Town of Ridgeway Water District** No. 13 will be received, by the **Town of Ridgeway**, at the office of the **Ridgeway Town Hall, 410 West Avenue, Medina, NY 14103** until 12:00 p.m. local time on **April 14, 2016**, at which time the Bids received will be **publicly** and read. The **Project consists of Water District No. 13**.

Bids will be received for a single prime Contract. Bids shall be on a lump sum and unit price basis, with additive alternate bid items as indicated in the Bid Form.

The Contract Documents may be viewed and ordered through the Avaion Planroom website at: www.avaionroch-planroom.com/ in the "Public Jobs" section. If you do not have internet access or have questions on ordering from the site, please contact Avaion Document Services at (585) 242-9999. Drawings can be picked up at any of Avaion Document Services' locations.

- 1. A deposit of \$75.00 will be required for each set. Cash deposits will not be accepted. If bid documents are to be shipped, then Bidder must furnish Avalon with the Bidder's active UPS or Federal Express account number or pay Avalon for all shipping and handling costs. Also required is Federal L.D. Number or Social Security Number at time of purchase. All deposit checks are to be made payable to the Town of Ridgeway. A refund will be made by Town of Ridgeway in the amount of \$75.00 to Bidder(s) or \$37.50 to Non-Bidders, for the return of all the sets in good condition within (30) days of the bid date.
- For a non-refundable fee of Ten Dollars (\$10), interested firms may request and receive an Electric Download of the bidding and contract documents.
- For a non-refundable fee of Ten Dollars (\$10), interested firms may request and receive a CD with electronic copies of the bidding and contract documents.

A pre-bid conference will be held at 12:00 p.m. local time on April 7, 2016 at the Town of Ridgeway, 410 West Avenue, Medina, NY 14103. Attendance at the pre-bid conference is highly encouraged but is not mandatory.

Bid security shall be furnished in accordance with the Instructions to Bidders.

Upon acceptance of the bid, if the successful bidder fails to enter into a contract pursuant to the requirements of said agency, then the sum deposited as aforesaid shall be forfeited to the Owner as liquidated damages, or the payment of the bond enforced for the benefit of the Owner.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO.S 11,246 AND 11,375 WHICH PROHIBIT DISCRIMINATION IN EMPLOYMENT REGARDING RACE, CREED, COLOR, SEX, OR NATIONAL ORIGIN.

The successful bidder must be an equal opportunity employer, must meet all appropriate State and Federal standards, and comply with all relevant governmental regulations.

No bidder may withdraw their bid for a period of sixty (60) days after the date set forth for the opening thereof and may not withdraw it at any time prior to the opening of bids, except in accordance with the "Instruction To Bidders" Document C-200.

The successful bidder must furnish 100% Performance Bond and 100% Payment Bond, and shall comply with the requirements of Chapter 617 of the Laws of New York State for 1974 as specified under Item 50.01 of the Standard General Conditions. The Owner is exempt under Section 1116 of the Tax Law, and, therefore, no sales tax shall be included in the bid.

NEW BUSINESS

RESOLUTION NO. 46 - 3/21/16

RESOLUTION TO ADOPT LOCAL LAW#1 OF 2016 TO OVERRIDE THE TAX LEVY LIMIT FOR 2017 ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C

Offered by Councilwoman Fisher, who moved its adoption. Seconded by Councilman Stalker.

Resolved to adopt Local Law #1 of 2016 to override the tax levy limit for 2017 established in general municipal law 3-C.

Adopted:

3 ayes

0 nays

Local Law #1 of 2016 entitled: Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-C.

Section 1. Legislative Intent

It is the intent of fuls local law to override the limit on the amount of real property taxes that may be levied by the Town of Ridgeway pursuant to General Municipal Law §3-c, and to allow the Town of Ridgeway to adopt a budget for the fiscal year 2017 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c, and to allow the Town of Ridgeway to adopt a budget for the fiscal year 2017 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

Authority

The Town Board of the Town of Ridgeway, County of Orleans, is hereby authorized to adopt a budget for the fiscal year 2017 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law, §3-c.

Section 4. Severability

Section 2.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in it separation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

Dated: February 25, 2016

Town Board
Town of Ridgeway

RESOLUTION TO APPROVE BUDGET MODIFICATION FOR WD#13

Offered by Councilman Stalker, who moved its adoption. Seconded by Councilwoman Fisher.

Whereas, the Town of Ridgeway developed the budget for the Water District No. 13 project based on estimates for the costs for easements (Land, ROW) and miscellaneous administrative expenses, and

Whereas, the actual costs for these items are more than the budgeted amount.

Be it resolved that the Town Board hereby authorizes the following increases in the budgets for these items:

 Item
 Current Budget
 Increase
 Revised Budget

 Land, ROW
 \$ 500.00
 \$2000.00
 \$2500.00

 Miscellaneous
 \$1000.00
 \$ 500.00
 \$1500.00

Be it further resolved that the Contingency be reduced by \$2500.00.

Adopted:

3 ayes

0 nays

Councilman Stalker Councilwoman Fisher Supervisor Napoli

RESOLUTION NO. 48 - 3/21/16

RESOLUTION TO APPROVE SERVICE CONTRACT WITH MUINICIPAL SOLUTIONS AND AUTHORIZE SUPERVISOR TO SIGN

Offered by Councilman Stalker, who moved its adoption. Seconded by Councilwoman Fisher.

Resolved to approve service contract with Municipal Solutions and authorize Supervisor to sign.

Adopted:

3 ayes

0 nays

March 1, 2016

This contract shall be effective for the period of the refunding transaction. Upon acceptance of this proposal, please execute both copies and return one to our Canandaigua office located at 2528 State Route 21, Canandaigua, New York 14424 at your earliest convenience. The terms set forth above are subject to change if we do not receive a signed contract within 45 days.

We look forward to our working with the Town on this refunding transaction.

Jeffrey R. Smith, President

Certified Independent Professional Municipal Advisor

JRS/slw

Town of Ridgeway, New York Contract Dated March 1, 2016 Refunding Serial Bonds

Accepted by:

Signature:

Ha sole

RESOLUTION TO ACCEPT ANNUAL SERVICE CONTRACT BY TURNBULL HEATING AND AIR AND AUTHORIZE SUPERVISOR TO SIGN

Offered by Councilwoman Fisher, who moved its adoption. Seconded by Councilman Stalker.

Resolved to accept annual service contract by Turnbull Heating and Air in the amount of \$555.00 and authorize Supervisor to sign.

Ad	opted	

3 ayes

0 nays

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RESOLUTION NO. 50 – 3/21/16

RESOLUTION TO ACCEPT RIGHT-OF-WAY CERTIFICATE FOR WD#13 AND AUTHORIZE SUPERVISOR TO SIGN

Offered by Councilman Stalker, who moved its adoption. Seconded by Councilwoman Fisher.

Resolved to accept Right-Of-Way certificate for WD#13 and authorize Supervisor to sign.

Adopted:

3 ayes

0 nays

Form RD 442-21 (Rev. 12-95)

UNITED STATES DEPARTMENT OF AGRICULTURE RURAL DEVELOPMENT

PORM APPROVED

OMB NO. 0575-0015

RIGHT- OF - WAY CERTIFICATE

will in no substantial way or manner endanger the value or the operation of the facilities.

Brian Napoli The understance. hereby certifies except as noted in item 4 below

- That the undersigned has acquired and presently holds continuous and adequate rights-of-way on private lands needed for the
 construction, operation, and maintenance of the facilities to be installed, repaired, or enlarged with the proceeds of a loss made or
 insured by, and/or a grant from, United States Department of Agriculture and such ornissions, defects; or restrictions as may exist
- That the undersigned has acquired the necessary permits, franchises, and authorizations or other instruments by whatsoever name designated, from public utilities and public hodies, commissions, or agencies authorizing the construction, operation, and maintenance of the facilities upon, along or across streets, roads, highways, and public utilities.
- 3. That the attached "Right-of-way Map" shows the location and description of all land and rights-of-way acquired by right of use or adverse possession and by legal conveyances such as right-of-way or easement deeds, permits, or other instruments,
- 4. Exceptions:

WITNESS WHEREOF	, applicant hereunto affixes its name and or	reporate scal this	1512	day of
March	, 2016		7.	1
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5	8 0	By Bria	ur P. No	zpoli
Attest: Barbara	Klatt Town of	Title Supervis	ior	- 23
(Secreta	Town clerk, Town of	:		767

(Affix Cornerate Seal Here

RD 442-21 (Rev. 12-95)

RESOLUTION TO AUTHORIZE HIGHWAY SUPERINTENDENT TO PURCHASE NEW TRUCK

Offered by Councilwoman Fisher, who moved its adoption. Seconded by Councilman Stalker.

Resolved to authorize Highway Superintendent to purchase new truck not to exceed \$224,501.13.

Adopted:

3 ayes

0 nays

Beam Mack Sales Service, Inc. 6260 E Molloy Rd. E Syracuse, NY 13057 ONONDAGA COUNTY HEAVY TRUCK CLASS 8 STATEWIDE CONTRACT # 7823

CUSTOMER: Town of Ridgeway, NY

CHASSIS QUOT: D: New 2017 GU713 w/ Allison Transmission

CHASSIS BASE PRICE CHASSIS OPTIONS

TOTAL

MACK GRANITE GI 13 2017 model year DISCOUNT FROM L! T 48.00% CHASSIS PRICE less 48% DISCOUNT OPTIONS LIST PRICE FROM MACK TRAC OPTIONS DISCOUNT FROM LIST PRICE 38,75% OPTION PRICE LESS 38.75%

<u>\$96.843.36</u> \$104,913.64 \$13,822,90 \$21,849.10

CHASSIS PRICE WITH CONTRACT OPTIONS AND DISCOUNT = Stainless Steel Oil Pan
TOTAL WITH NON CONTRACT OPTIONS =

TOTAL PRICE FOR CHASSIS WITH ALL OPTIONS DELIVERED

CONTRACT DISCOUNT 30%

TOTAL PRICE FOR BODY & Plow equipment:

\$126,762.74 \$128,762.74 \$136,862,74

TOTAL PRICE FOR COMPLETE TRUCK:

\$224,501.13

Thank you for this opportunity Jake VanBuren m Mack Sales and Service Inc.

RESOLUTION TO RENEW JUNKYARD LICENSES

Offered by Councilman Stalker, who moved its adoption. Seconded by Councilwoman Fisher.

Resolved to renew junkyard licenses per recommendation of Code Enforcement Officer, Daniel Wolfe, for Ridgeway Salvage, Dunn Auto Parts and Cherry Auto Wrecking.

Adopted:

3 aves

0 nays

OTHER BUSINESS:

A. FIRE COMPANY REPORT - No report

B. DEPARTMENT AND COUNTY LEGISLATOR REPORT

Water Superintendent, Mark Goheen, stated that his crew has been busy on road work and ditching.

Attorney, Katherine Bogan, has been in contact with Cindy Craig, a representative of the NYS Cemetery Association, concerning Bates Road Cemetery. All essential paperwork, including a deed, will need to be turned over to the Town. Also, a resolution of any takeover by the Town will need to be made by the Town Board.

Code Enforcement Officer, Dan Wolfe, gave his report of junkyard activities.

C. COUNCILMAN REPORT

Councilwoman Fisher and Councilman Stalker were happy to hear that Water Dist. #13 is going out to bid.

Legislator Johnson indicated that even though we pass a Local Law every year to override the tax levy limit; we have never exceeded the 2%.

D. BOARD REPORTS: PLANNING, ZONING - on website www.townridgeway.org

RESIDENT CONCERNS - None

RESOLUTION NO. 53 – 3/21/16

RESOLUTION TO PAY BILLS

Offered by Councilman Stalker, who moved its adoption. Seconded by Councilwoman Fisher.

Resolved to pay bills as presented:

PREPAID ABSTRACT

\$__

ABSTRACT

\$ 178615.52

TOTAL ABSTRACT

\$ 178615.52

Adopted:

3 ayes

0 nays

Motion made by Councilman Stalker to open an executive session at 7:30 P.M. Seconded by Councilwoman Fisher.

Motion made by Councilwoman Fisher to close executive session at 8:15 P.M. and resume regular Town Board meeting Seconded by Councilman Stalker.

ADJOURNMENT

As there was no further business to discuss, a motion was made to adjourn the meeting at 8:16 P.M.by Councilwoman Fisher and seconded by Councilman Stalker.

Town of Ridgeway,

Barbara J. Klatt Town Clerk

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