

TOWN OF RIDGEWAY
TOWN BOARD MEETING
AUGUST 15, 2016 – 7:05 P.M.

The regular board meeting was called to order by Supervisor Napoli at 7:05 P.M. at the Ridgeway Town Hall, Medina, NY.

Those Officers Present:	Brian Napoli	Supervisor
	Jeffrey Toussaint	Councilman-Absent Exc.
	Mary Woodruff	Councilwoman
	David Stalker	Councilman
	Sarah Fisher	Councilwoman

Others:	Mark Goheen	Highway Superintendent
	Katherine Bogan	Attorney
	Patricia Laszewski	Assessor
	Daniel Wolfe	Code Enf. Officer
	Barbara J. Klatt	Town Clerk
	Karen Kaiser	Deputy Town Clerk

PLEDGE OF ALLEGIANCE

RESOLUTION NO. 99 – 08/15/16

RESOLUTION TO ACCEPT AGENDA
WITH ADDITIONS

New Business: Water District No. 13 Budget Modification - Resolution to authorize an increase of \$6,225 in the budget for Net Interest expenses, from \$3,900 to \$10,125 and the corresponding reduction to the Contingency.

Offered by Councilwoman Woodruff, who moved its adoption.
Seconded by Councilwoman Stalker.

Resolved to accept agenda dated August 15, 2016.

Adopted: 4 ayes 0 nays

RESOLUTION NO. 100 – 08/15/16

RESOLUTION TO APPROVE MINUTES
OF JULY 18, 2016 PUBLIC HEARING
AND TOWN BOARD MEETING

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

Resolved to approve minutes of July 18, 2016 Public Hearing and Town Board meeting as presented.

Adopted: 4 ayes 0 nays

COMMUNICATIONS:

- A. Dutchess County has asked that the Town of Ridgeway adopt a resolution of Support for Special Needs. This will be added to the agenda next month.
- B. S & P rating for the Town of Ridgeway is an A- (stable).

DATE OF NEXT MEETINGS:

Workshop – Tuesday, September 13, 2016 @ 7:00 PM
Public Hearing – Monday, September 19, 2016 @ 7:00 PM
Town Board Meeting – Monday, September 19, 2016 – following Public Hearing

OLD BUSINESS:

Highway Superintendent, Mark Goheen, stated that Water District No.13 is 75% complete. Boring under the creek may be completed today. A meeting is being set up with the Mr. & Mrs. Misiti concerning boring on their property.

NEW BUSINESS:

The start of the Town’s budget cycle for 2017 begins in September. The tax cap of 0.68 could even go lower.

RESOLUTION NO. 101 – 08/15/16

RESOLUTION TO SET PUBLIC
HEARING FOR ZONING CHANGE
ON FRUIT AVENUE AND AUTHORIZE
TO PUBLISH

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

Resolved to set public hearing for zoning change of three parcels on Fruit Avenue from agricultural residential to general business and authorize Town Attorney to publish. The parcels include #57.-1-77(Lot 1), #57.-1-70.22(Lot 2) and #57.-1-78(Lot 3).

Adopted: 4 ayes 0 nays

RESOLUTION NO. 102 – 08/15/16

RESOLUTION TO ADOPT ADA
COMPLIANCE STATEMENT AND
COMPLAINT FORM FOR
CDBG (SIERRA BIOLOGICAL)

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

WHEREAS, the Town of Ridgeway has received funding under the Community Development Block Grant (CDBG) Act and is required to take affirmative steps to ensure that the CDBG programs, services and activities are accessible to, and usable by, individuals with disabilities.

BE IT RESOLVED, that the Town of Ridgeway hereby adopts the attached policy statement regarding compliance with Title II of the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973; and

BE IT RESOLVED, that the Town of Ridgeway hereby adopts the complaint procedures described in the policy statement to address complaints of discrimination with regard to the ADA and/or Section 504 of the Rehabilitation Act of 1973; and

BE IT FURTHER RESOLVED, that the Town of Ridgeway Clerk is hereby directed to post the policy statement in the Town of Ridgeway Office and publish a notice regarding the availability of the policy statement and complaint form.

Adopted: 4 ayes 0 nays

RESOLUTION NO. 103 – 08/15/16

RESOLUTION TO AUTHORIZE
SUPERVISOR TO SIGN PAY ESTIMATE
#1 TO SERGI CONSTRUCTION FOR
WD#13 IN THE AMOUNT OF
\$168,705.56

RESOLUTION NO. 104 – 08/15/16

RESOLUTION TO APPOINT SECOND
DEPUTY, NANCY TRAXLER, AS SUB-
REGISTRAR

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

Resolved to appoint second deputy to the Town Clerk, Nancy Traxler, as sub-registrar.

Adopted: 4 ayes 0 nays

RESOLUTION NO. 105 – 08/15/16

RESOLUTION DATED AUGUST 15,
2016, OF THE TOWN BOARD OF THE
TOWN OF RIDGEWAY, ORLEANS
COUNTY, NEW YORK (THE “TOWN”)
ADOPTING SEC-DRIVEN CONTINUING
DISCLOSURE COMPLIANCE
PROCEDURES

WHEREAS, Securities Exchange Commission (“SEC”) Rule 15c2-12 (the
“Rule”) generally prohibits underwriters from purchasing or selling municipal securities
Unless the issuer of such securities has entered into a continuing disclosure obligation;
and

WHEREAS, the Town is an occasional issuer of municipal securities and thus has
entered into continuing disclosure obligations (or will do so) from time to time; and

WHEREAS, Hodgson Russ LLP, as bond counsel to the Town, has prepared and
has recommended that the Town adopt certain SEC-driven continuing disclosure
compliance procedures; and

WHEREAS, the Town Board deems it to be in the best interest of the Town to
adopt formal written procedures to help ensure continuing disclosure compliance, and to
designate an official responsible for ensuring that such procedures are followed;

NOT THEREFORE, BE IT RESOLVED, that the Town hereby adopts the
continuing disclosure compliance procedures that are attached hereto as “Schedule A”
and resolves to be governed thereby; and be it further

RESOLVED, that such Schedule A will be placed in its entirety in the official
records, files and minutes of the Town and adhered to going forward; and be it further

RESOLVED, that this resolution shall take effect immediately upon its adoption.

The question of the adoption of the foregoing resolution was duly put to a vote,
which resulted as follows:

Adopted: 4 ayes 0 nays 1 absent

The resolution was thereupon declared duly adopted.



ENGINEERS JOINT CONTRACT DOCUMENTS COMMITTEE

Contractor's Application for Payment No. 1

Application Period: July 26, 2016 to August 5, 2016	Application Date: 8/8/2016
To: Town of Ridgeway (Owner): 410 West Avenue Medina, NY 14103	Via (Engineer): Charfield Engineers, P.C. 2800 Dewey Avenue Rochester, NY 14616
Project: Town of Ridgeway Water District No. 13	Contractor's Project No.: 09-932
Owner's Contract No.:	Engineer's Project No.:


Application For Payment Change Order Summary

Approved Change Orders	Additions	Deductions
Number		
TOTALS	\$0.00	\$0.00
NET CHANGE BY CHANGE ORDERS	\$0.00	\$0.00

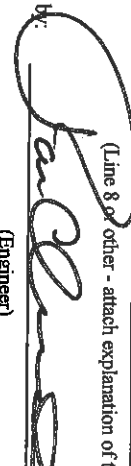
- ORIGINAL CONTRACT PRICE..... \$ 644,092.00
- Net change by Change Orders..... \$ -
- Current Contract Price (Line 1 ± 2)..... \$ 644,092.00
- TOTAL COMPLETED AND STORED TO DATE
(Column F on Progress Estimate)..... \$ 177,584.80
- RETAINAGE:
 - a. 5% X \$ 177,584.80 Work Completed..... \$ 8,879.24
 - b. 5% X \$ - Stored Material..... \$ -
 - c. Total Retainage (Line 5a + Line 5b)..... \$ 8,879.24
- AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)..... \$ 168,705.56
- LESS PREVIOUS PAYMENTS (Line 6 from prior Application)..... \$ 0.00
- AMOUNT DUE THIS APPLICATION..... \$ 168,705.56
- BALANCE TO FINISH, PLUS RETAINAGE
(Column G on Progress Estimate + Line 5 above)..... \$ 475,386.44


Contractor's Certification


The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By:  Date: 8/18/16

Payment of: \$ 168,705.56
(Line 8 or other - attach explanation of the other amount)

is recommended by:  (Engineer) 8/11/16
(Date)

is approved by:  (Owner) 8/18/16
(Date)

Approved by:  (Date) 8/18/16

Contract for Construction
Town of Ridgeway
Water District No. 13
Water Main Installation

Contractor:
Sergi Construction, Inc.
775 Jewett Holmwood Road
East Aurora, NY 14052

Owner:
Town of Ridgeway
410 West Avenue
Medina, NY 14103

Pay Application No. 1
Period of Application
July 26, 2016 to August 5, 2016

Base Bid

Item #	Description	Qty	Unit	Unit Price	Amount	This Period		Total To Date		
						Quantity	Amount	Quantity	% Payable	Amount
2229	Rock Removal	100	CY	\$45.00	\$4,500.00	0	\$0.00	0	0%	\$0.00
2230	Select Fill	100	CY	\$14.50	\$1,450.00	0	\$0.00	0	0%	\$0.00
02444A	8" DR-11 HDPE (200 psi) Directional Bore of Creek Crossing along Bates Road (STA. B114+29 to B115+25)	1	LS	\$17,500.00	\$17,500.00	0	\$0.00	0	0%	\$0.00
02444B	8" DR-11 HDPE (200 psi) Directional Bore of Creek Crossing along Bates Road (STA. B137+00 to B141+76)	0	LS	\$35,700.00	\$0.00	0	\$0.00	0	0%	\$0.00
02444C	8" DR-11 HDPE (200 psi) Directional Bore of Creek Crossing along East Scott Road (STA. E67+43 to E72+36)	1	LS	\$36,975.00	\$36,975.00	0	\$0.00	0	0%	\$0.00
02444D	Additional cost to complete Item No. 02444A in Rock	1	LS	\$1.00	\$1.00	0	\$0.00	0	0%	\$0.00
02444E	Additional cost to complete Item No. 02444B in Rock	0	LS	\$60,000.00	\$0.00	0	\$0.00	0	0%	\$0.00
02444F	Additional cost to complete Item No. 02444C in Rock	1	LS	\$60,000.00	\$60,000.00	0	\$0.00	0	0%	\$0.00
02611A	8" DR-18 PVC Water Main	16,300	LF	\$22.40	\$365,120.00	7,350	\$164,640.00	7,350	75%	\$123,480.00
02611B	Pipe Bedding	16,300	LF	\$0.01	\$163.00	0	\$0.00	0	0%	\$0.00
02631A	1" Comp. Stop, Tap and Saddle	35	EA	\$148.00	\$5,180.00	0	\$0.00	0	0%	\$0.00
02631B	2" Comp. Stop, Tap and Saddle	1	EA	\$300.00	\$300.00	0	\$0.00	0	0%	\$0.00
02633A	1" Curb Stop & Buffalo Box	35	EA	\$175.00	\$6,125.00	0	\$0.00	0	0%	\$0.00
02633B	2" Curb Stop & Buffalo Box	1	EA	\$355.00	\$355.00	0	\$0.00	0	0%	\$0.00
02635A	1" Long Side PE SDR-9 (200 psi) Water Service	1,050	LF	\$10.00	\$10,500.00	0	\$0.00	0	0%	\$0.00
02635B	2" Long Side PE SDR-9 (200 psi) Water Service	150	LF	\$16.00	\$2,400.00	0	\$0.00	0	0%	\$0.00
02635C	1" Short Side PE SDR-9 (200 psi) Water Service	50	LF	\$5.00	\$250.00	0	\$0.00	0	0%	\$0.00
02645A	Hydrant Assembly	30	EA	\$3,250.00	\$97,500.00	14	\$45,500.00	14	95%	\$43,225.00
02645B	Hydrant Tee, Valve & Plug	1	EA	\$890.00	\$890.00	0	\$0.00	0	0%	\$0.00
02645C	6" Hydrant Extension	1	EA	\$1.00	\$1.00	0	\$0.00	0	0%	\$0.00
02645D	12" Hydrant Extension	1	EA	\$1.00	\$1.00	0	\$0.00	0	0%	\$0.00
02645E	18" Hydrant Extension	1	EA	\$1.00	\$1.00	0	\$0.00	0	0%	\$0.00
02650A	Direct Water Main Connection	2	EA	\$1,000.00	\$2,000.00	0	\$0.00	0	0%	\$0.00
2654	Permanent Sample Station	1	EA	\$1,075.00	\$1,075.00	1	\$1,000.00	1	100%	\$1,000.00
20656	Test Assembly	3	EA	\$800.00	\$2,400.00	0	\$0.00	0	0%	\$0.00
2660	8" Gate Valve & Box	16	EA	\$1,055.00	\$16,880.00	8	\$8,440.00	8	95%	\$8,018.00
02720A	12" SICPP Storm Sewer	100	LF	\$10.00	\$1,000.00	0	\$0.00	0	0%	\$0.00
02720B	Metal End Section	10	EA	\$150.00	\$1,500.00	0	\$0.00	0	0%	\$0.00
02920A	Asphalt Road Restoration	250	LF	\$16.50	\$4,125.00	100	\$1,650.00	100	50%	\$825.00
02920B	Asphalt Driveways Restoration	100	LF	\$18.00	\$1,800.00	0	\$0.00	0	0%	\$0.00
02920C	Crushed Stone Driveway Restoration	800	LF	\$4.00	\$3,200.00	288	\$1,152.00	288	90%	\$1,036.80
02920D	Concrete Driveway Restoration	60	SF	\$15.00	\$900.00	0	\$0.00	0	0%	\$0.00
Total Contract Amount (Base Bid) =					\$644,092.00	Total Work Completed to date (Base Bid) =		\$177,584.80		

Change Orders
 C.O. #1
 C.O. #2
 C.O. #3
 Total C.O.'s

Less Previous Estimates
 Est. # 1
 Est. # 2
 Est. # 3
 Est. # 4
 Est. # 5
 Total

Original Contract =
Change Orders =
Revised Contract =

Total Work Completed to date =
Original Contract =
Change Orders =
Revised Contract =

Total Materials Stored on Site =
Sub-Total To Date =
Less Retainage Amount (3%) =
Sub Total =
Less Previous Estimates =

Total Amount Due This Estimate =
Balance to Finish plus Retainage =

Total Work Completed to date =
Original Contract =
Change Orders =
Revised Contract =

Total Materials Stored on Site =
Sub-Total To Date =
Less Retainage Amount (3%) =
Sub Total =
Less Previous Estimates =

Total Amount Due This Estimate =
Balance to Finish plus Retainage =

Total Work Completed to date =
Original Contract =
Change Orders =
Revised Contract =

RESOLUTION NO. 106 – 08/15/16

RESOLUTION, DATED AUGUST 15,
2016, OF THE TOWN BOARD OF THE
TOWN OF RIDGEWAY, ORLEANS
COUNTY, NEW YORK (THE "TOWN")
ADOPTING POST-ISSUANCE TAX
COMPLIANCE PROCEDURES

WHEREAS, the Internal Revenue Service has issued regulations requiring issuers of tax-exempt obligations to certify on various forms that they actively monitor compliance with federal tax rules following the issuance of such obligations; and

WHEREAS, the Town is an occasional issuer of tax-exempt obligations and thus is subject to the aforementioned compliance requirements which are critical for the preservation of the preferential tax status of those obligations; and

WHEREAS, it is therefore in the best interest of the Town to adopt formal written procedures to ensure such compliance and to designate an official responsible for ensuring that such procedures are followed; and

WHEREAS, the Town previously adopted interim post-issuance tax compliance procedures (the "Original Procedures"); and

WHEREAS, it was intended that the Original Procedures would be periodically updated and supplemented; and

WHEREAS, Hodgson Russ LLP, as bond counsel to the Town, has prepared and has recommended that the Town adopt updated and more comprehensive post-issuance tax compliance procedures;

NOW THEREFORE, BE IT RESOLVED, that the Town hereby adopts the updated and more comprehensive post-issuance tax compliance procedures that are attached hereto as "Schedule A" and resolves to be governed thereby; and be it further

RESOLVED, that such Schedule A will be placed in its entirety in the official records, files and minutes of the Town and adhered to going forward; and be it further

RESOLVED, that this resolution shall take effect immediately upon its adoption.

The question of the adoption of the foregoing resolution was duly put to a vote, which resulted as follows:

Adopted: 4 ayes 0 nays 1 absent

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 107 – 08/15/16

RESOLUTION TO AUTHORIZE
INCREASE TO WD#13 BUDGET FOR
INTEREST EXPENSES AND THE
CORRESPONDING REDUCTION TO
THE CONTINGENCY

Whereas, the Town of Ridgeway developed the budget for the Water District No. 13 project based on estimates for the costs for the net interest expenses, and

Whereas, the actual costs for the interest expenses will be more than the budgeted amount.

Be it resolved that the Town Board hereby authorizes an increase of \$6,225 in the budget for Net Interest expenses, from 3,900 to \$10,125 and the corresponding reduction to the Contingency.

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

Adopted: 4 ayes 0 nays

OTHER BUSINESS:

FIRE COMPANY REPORT: JUNE & JULY

DEPARTMENT REPORT:

Town Clerk explained to the board the need for appointing second deputy, Nancy Traxler, as a sub-registrar. The purpose is so she can accept new birth and death certificates and sign as such, should the Town Clerk and Deputy Clerk be absent.

Also, hunters need to read the hunting and fishing guides on rules and regulations set up by the DEC, since changes have been made or visit the nysdec.com website for up to date changes.

Assessor, Trisha Laszewski, informed the board that no test results have come back on the civil service test her clerk took. Trisha also indicated that she is working an extra day in the Town of Yates getting things organized.

Code Enforcement Officer, Dan Wolfe told the board that the summer has been busy with building permits and inspections.

Highway Superintendent, Mark Goheen, stated he received a notice from the DEC concerning compliance issue and he is working to finish a monthly report and file it to close inspection.

Road work has come to a halt due to depleted funds. Worked on Knowlesville sewer at a cost of \$2500 to solve sewer problem.

Highway work crew has been helping with chip seal in the Town of Yates and has been busy mowing and working on burials in Bates Road cemetery.

Town Attorney, Kathy Bogan, stated that she has received the file from Code Enforcement pertaining to the Zoning changes requested. She will get the public hearing notice published in order to hold the hearing next month before the board meeting.

COUNCILMAN REPORT:

Councilwoman, Sarah Fisher, thanked Assessor, Trisha Laszewski, for providing labels of residents' addresses for a fund drive for the Ridgeway Vol. Fire Co. Also, sworn in to the Ridgeway Vol. Fire Co. were 3 new volunteers; 2 males, 1 female.

Councilwoman, Mary Woodruff, informed the board that on August 22, 2016 at 4:00PM she will be attending a meeting at the Village Office, Park Avenue, Medina, NY to talk with board members from Town of Shelby, Village of Medina and the Town of Ridgeway concerning the Youth Program. Program coordinator, Kayla Evans, has done a great job!!

RESIDENT CONCERNS:

Town of Ridgeway resident, Patrick Suozzi, voiced to the board and to the Highway Superintendent that the Beals Road bridge approach is in desperate need of repair. He stated that one approach was previously repaired by Town of Ridgeway Highway Dept. and can't understand why the other side wasn't. He remarked that either shut down the bridge for the safety of the people or repair the other approach to the bridge.

Highway Superintendent, Mark Goheen, told Mr. Suozzi that it is not the responsibility Of the Town to repair the approach. It is the State of New York's responsibility. Town Attorney Bogan suggest Mr. Suozzi write a letter to Supervisor Napoli about his concerns.

Supervisor Napoli will write to the State of New York asking that the Beals' Road bridge approach be repaired for the safety of the people.

RESOLUTION NO. 108 – 08/15/16

RESOLUTION TO PAY BILLS

Offered by Councilman Stalker, who moved its adoption.

Seconded by Councilwoman Fisher.

Resolved to pay bills as presented:

PREPAID ABSTRACT: \$ 10260.80

ABSTRACT: \$319868.62

TOTAL ABSTRACT: \$330129.42

Adopted: 4 ayes

0 nays

ADJOURNMENT

As there was no further business to discuss at this time, the meeting was adjourned by Councilman Stalker at 7:35 P.M. and seconded by Councilwoman Woodruff.

Town of Ridgeway,

Barbara J. Klatt

Barbara J. Klatt

Town Clerk