

TOWN OF RIDGEWAY
TOWN BOARD MEETING
TUESDAY, JANUARY 19, 2016 -7:00 P.M.

The regular board meeting was called to order by Supervisor Napoli at 7:00 P.M. at the Town Hall, Medina, NY.

Those Officers Present:	Brian Napoli	Supervisor
	Jeffrey Toussaint	Councilman
	David Stalker	Councilman
	Mary Woodruff	Councilwoman
	Sarah Fisher	Councilwoman
Others:	Mark Goheen	Hwy Superintendent
	Daniel Wolfe	Code Enf. Officer
	Katherine Bogan	Attorney
	Patricia Laszewski	Assessor
	Barbara J. Klatt	Town Clerk
	Karen Kaiser	Deputy
	Tim Elliott	
John A. Gebera		
Zach McAdoo		

PLEDGE OF ALLEGIANCE

RESOLUTION NO. 20 – 1/19/16

RESOLUTION TO ACCEPT AGENDA

Offered by Councilman Stalker, who moved its adoption.
Seconded by Councilman Toussaint.

Resolved to accept agenda as presented.

Adopted: 5 ayes 0 nays

RESOLUTION NO. 21 – 1/19/16

**RESOLUTION TO APPROVE MINUTES
OF DECEMBER 30, 2015 END OF YEAR
BOARD MEETING AND JANUARY 4,
2016 ORGANIZATIONAL MEETING**

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

Resolved to approve minutes of December 30, 2015 End of Year Meeting and January 4, 2016 Organizational Meeting.

Adopted: 5 ayes 0 nays

COMMUNICATIONS:

A. Received Certificate of Substantial Completion for WD#12 below:



CERTIFICATE OF SUBSTANTIAL COMPLETION

Owner: Town of Ridgeway
Contractor: Highlander Construction, Inc.
Engineer: Chatfield Engineers, P.C.
Project: Town of Ridgeway Water District No. 12
Owner's Contract No.:
Contractor's Project No.:
Engineer's Project No.: 09-931
Contract Name: Water Main Installation

This [preliminary] [final] Certificate of Substantial Completion applies to:

- All Work
The following specified portions of the Work: Angling Road, Postle Road, and Bates Road between Sta. B07+50 and Sta. B54+50

November 5, 2015
Date of Substantial Completion

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor, and Engineer, and found to be substantially complete. The Date of Substantial Completion of the Work or portion thereof designated above is hereby established, subject to the provisions of the Contract pertaining to Substantial Completion.

A punch list of items to be completed or corrected is attached to this Certificate. This list may not be all-inclusive, and the failure to include any items on such list does not alter the responsibility of the Contractor to complete all Work in accordance with the Contract.

The responsibilities between Owner and Contractor for security, operation, safety, maintenance, heat, utilities, insurance, and warranties upon Owner's use or occupancy of the Work shall be as provided in the Contract, except as amended as follows: [Note: Amendments of contractual responsibilities recorded in this Certificate should be the product of mutual agreement of Owner and Contractor; see Paragraph 15.03.D of the General Conditions.]

Amendments to Owner's responsibilities:
[X] None
[] As follows

Amendments to Contractor's responsibilities:
[X] None
[] As follows

The following documents are attached to and made a part of this Certificate: None

This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents, nor is it a release of Contractor's obligation to complete the Work in accordance with the Contract.

EXECUTED BY ENGINEER: RECEIVED: RECEIVED:
By: [Signature] By: [Signature] By: [Signature]
(Authorized signature) Owner (Authorized Signature) Contractor (Authorized Signature)
Title: [Signature] Title: SUPERVISOR Title: President
Date: 11/5/15 Date: 11/25/15 Date: 11/19/15

- B. Public Notice: DEC application for Brownfield cleanup, Bernz-O-Matic
- C. The Fire Company Installation Banquet will be held on January 30, 2016.
- D. Received annual report from Catherine Cooper, Ridgeway Historian below:

**Town of Ridgeway Historian
Annual Report**

Prepared review of events and developments in the Town of Ridgeway for 2014

Attended Government Appointed Historians Conference in April

Responded to 32 inquiries

Active Medina Historical Society Board Member – attended Board Meetings, worked on displays, acquisitions, reorganization of material.

Selected World War 1 material to loan to The Cobblestone Museum for display

Involved in preparing material to place on loan at the YMCA

Assisted researchers, located photographs

Participated in Wine About Winter and Ale in Autumn at the Museum

Planned, publicized and hosted Historical Society Programs:

Annual Show and Tell

Clash of Cultures : a History of the KKK in Genesee County

The Story of a Civil War Gun

Secrets of the Niagara Escarpment

Patriot Trip 2014

Display and Mourning in Victorian Times

A History of the Sour Springs Road

A History of the Charles Howard Santa Claus School

Continued reorganization of Town of Ridgeway materials from previous Historians.

Respectfully submitted,

Catherine Cooper

ccooper27@rochester.rr.com

- E. Received notice of Public Hearing from Town of Somerset on proposed wind energy regulations.

DATE OF NEXT MEETINGS

Work Session – Tuesday, February 9, 2016 @ 7:00 PM–Ridgeway Town Hall

Public Hearing – Tuesday, February 16, 2016 @ 7:00 PM – Ridgeway Town Hall

Regular Town Board Meeting –Tuesday, February 16, 2016 after Public Hearing @ Ridgeway Town Hall

OLD BUSINESS

- A. WD#12 progress meeting was held on Tuesday, Jan. 19, 2016 at Ridgeway Town Hall. The project is 91% complete. Next step is to pressurize, chlorinate and test water before residents can use it.

NEW BUSINESS

RESOLUTION NO. 22 – 1/19/16

RESOLUTION TO SET PUBLIC HEARING FOR 2% TAX CAP OVERRIDE LAW FOR 2017

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

Resolved to set public hearing for 2% Tax Cap Override Law for 2017 to be held on Tuesday, February 16, 2016 at 7:00 PM at Town of Ridgeway Town Hall. Attorney for the Town, Kathy Bogan, will publish.

Adopted: 5 ayes 0 nays

RESOLUTION NO. 23 – 1/19/16

RESOLUTION TO APPROVE BLANKET BOND IN LIEU OF AN OFFICIAL UNDERTAKING FOR TOWN OF RIDGEWAY JUSTICE

Offered by Councilman Stalker, who moved its adoption.
Seconded by Councilman Toussaint.

Resolved to approve blanket bond in lieu of an official undertaking for Town of Ridgeway Justice.

Adopted: 5 ayes 0 nays

RESOLUTION NO. 24 – 1/19/16

RESOLUTION TO ACCEPT APPRAISAL FOR MISITI PROPERTY

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

Resolved to accept appraisal of Misiti property located on Porter Road, Medina, NY. which would involve construction of WD#13.

Adopted: 5 ayes 0 nays



Contractor's Application for Payment No. 4

To (Owner): Town of Ridgeway 410 West Avenue Medina, NY 14103	Application Period: November 30, 2015 to January 8, 2016	Application Date: 1/28/2016
Project: Town of Ridgeway Water District No. 12	From (Contractor): Highlander Construction, Inc. 5774 Keeler Road Memphis, NY 13112	Via (Engineer): Chamfield Engineers, P.C. 2800 Dewey Avenue Rochester, NY 14616
Owner's Contract No.:	Contractor's Project No.:	Engineer's Project No.: 09-931

**Application For Payment
Change Order Summary**

Approved Change Orders Number	Address	Deductions
1	\$133,930.00	
2	\$5,339.16	
TOTALS	\$161,269.16	\$0.00
NET CHANGE BY CHANGE ORDERS	\$161,269.16	

1. ORIGINAL CONTRACT PRICE \$ 587,384.30

2. Net change by Change Orders \$ 161,269.16

3. Current Contract Price (Line 1 + 2) \$ 748,653.36

4. TOTAL COMPLETED AND STORED TO DATE (Column B on Progress Estimate) \$ 587,389.01

5. RETAINAGE

a. 5% X \$87,359.91 Work Completed \$ 33,939.96

b. 5% X \$ Retained Material \$

c. Total Retainage (Line 5a + Line 5b) \$ 33,939.96

6. AMOUNT AVAILABLE TO DATE (Line 4 - Line 5c) \$ 614,713.40


7. LESS PREVIOUS PAYMENTS (Line 6 from prior Applications) \$ 533,454.28

8. AMOUNT DUE THIS APPLICATION \$ 81,259.12


9. BALANCE TO FINISH, PLUS RETAINAGE (Column C on Progress Estimate + Line 5 above) \$ 183,734.45

Contractor's Certification


The undersigned Contractor certifies that to the best of his knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied in account to discharge Contractor's legitimate obligations thereunder 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 due 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.

Contractor's Signature:  Date: 1/19/16

Payment of: \$ 94,457.32 (Line 8 or other - attach explanation of the other amount)

Is recommended by:  Date: 1/28/2016 (Engineer)

Payment of: \$ 94,457.32 (Line 8 or other - attach explanation of the other amount)

Is approved by:  Date: 1/19/16 (Owner)

Approved by: _____ Funding Agency (if applicable) _____ Date: _____

RESOLUTION NO. 26 – 1/19/16

RESOLUTION TO TRANSFER FUNDS
FROM 2015 BUDGET FROM DA5130.210
TO DA911 HIGHWAY EQUIPMENT
RESERVE AND TRANSFER FUNDS
FROM A1990.400 TO A911 TOWN HALL
RESERVE

Offered by Councilman Stalker, who moved its adoption.
Seconded by Councilman Toussaint.

Resolved to transfer funds from 2015 budget from DA5130.210 (\$50,000) Machinery Equipment Reserve to DA911 Highway Equipment Reserve. Transfer (\$9983.00) from A1990.400 Contingency Account to A911 Town Hall Reserve.

Adopted: 5 ayes 0 nays

OTHER BUSINESS

FIRE COMPANY REPORT – Not received for last month.

Supervisor Napoli explained that he and Councilwoman Sarah Fisher attended the Ridgeway Vol. Fire Co. election of officers' meeting on January 13, 2016. He reported that all but one person elected to the board were women. Congratulations to all.

DEPARTMENT AND COUNTY LEGISLATOR REPORT

Town Clerk's Office has been busy collecting 2016 Town/County taxes.

Water Superintendent, Mark Goheen, reported his crew is busy plowing/salting roads.

He also discussed the completion of WD#12 and the job progress meeting held with Chatfield Eng. and Highlander Construction, Inc.

Assessor, Trisha Laszewski, explained that she was in full swing with being the assessor for Town of Ridgeway, Town of Shelby and Town of Yates after doing filing and sorting for each Town. She also spoke about the rebate checks that residents will be receiving from the state.

Code Enforcement Officer, Dan Wolfe stated that he issued 66 building permits in 2015 and 28 remain open. One special use permit is for a kennel. Dan will be attending training in Buffalo next week Monday, Tuesday and Wednesday.

COUNCILMAN REPORT

Councilwoman Woodruff commented on what a great job Assessor Trisha Laszewski is doing to make residents of the Town of Ridgeway, Shelby and Yates feel

BOARD REPORTS: PLANNING, ZONING – View on website
www.townridgeway.org

County Planning Board will meet on January 26, 2016.

RESIDENT CONCERNS – None

RESOLUTION NO. 27 – 1/19/16

RESOLUTION TO PAY BILLS

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

Resolved to pay bills as presented:

PREPAID ABSTRACT	\$	54.72
ABSTRACT	\$	119191.91
TOTAL ABSTRACT	\$	119246.63

Adopted: 5 ayes 0 nays

Motion made by Councilman Toussaint and seconded by Councilman Stalker to open an executive session concerning personnel matter at 7:25 P.M.

Motion carried: 5 ayes 0 nays

Motion made by Councilman Stalker and Seconded by Councilman Toussaint to adjourn the executive session at 8:51 P.M.

Motion carried: 5 ayes 0 nays

Resumed regular board meeting at 8:51 P.M.

ADJOURNMENT

As there was no further business to discuss, a motion was made to adjourn the meeting at 8:52 P.M. by Councilman Stalker and seconded by Councilwoman Woodruff.

Town of Ridgeway,

Barbara J. Klatt
Town Clerk