

**YEAR END MEETING  
TOWN OF PAVILION  
December 29 2021  
6:30 P.M.**

The Town Board of the Town of Pavilion held the Year End Board meeting on December 29, 2021 at the Town Hall, One Woodrow Drive, Pavilion, New York 14525 at 6:30 pm

Present were:

Supervisor Robert LaPoint  
Councilperson John Rudgers  
Councilperson Donald Oberlin  
Councilperson James Thater            Absent  
Councilperson Mark Heineman        Absent

Others: Cindy Starr, James Cleveland, Dean Davis, & George Jinks

Following pledge to the Flag at 6:34 PM Supervisor LaPoint opened the Year End Meeting

Report –Highway-James Cleveland

\*Pick up truck was sold on Auction International for \$27,900.00

\*Thank you to the Town Board for the wonderful working relationship with the Highway Department.

Town Board would like to thank the Highway Department for the great job the are doing.

Highway-John Rudgers-no report

Sewer- Donald Oberlin-no report

Code Enforcement-James Thater-no report

Water – Mark Heineman-Robert LaPoint-no report

Councilperson Oberlin offered a motion, seconded by Councilperson Rudgers

**RESOLUTION 115-2021: Assessment Agreement with Town of Batavia**

**RESOLVED:** The Town Board authorizes the Town Supervisor to enter into a contract with the Town of Batavia to provide assessment services to the Town of Pavilion for the sum to be paid by the Town of Pavilion in the amount of \$18,180.00 to the Town of Batavia

FURTHER RESOLVED, the Pavilion Town Board hereby authorizes the Supervisor to execute the aforementioned agreement.

Approved by vote (3-0). Voting was as follows:

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Donald Oberlin	Aye
Councilperson Mark Heineman	Absent
Councilperson James Thater	Absent

Councilperson Rudgers offered a motion, seconded by Councilperson Oberlin

**RESOLUTION 116-2021: Renewal of Sewer Agreement**

**RESOLVED:** Renew agreement with the Camden Group for operating, maintenance and testing for the sewer plant.

Approved by vote (3-0). Voting was as follows:

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Donald Oberlin	Aye
Councilperson Mark Heineman	Absent
Councilperson James Thater	Absent

Councilperson Oberlin offered a motion, seconded by Councilperson Rudgers

**RESOLUTION 117-2021: Municipal Solution Agreement.**

RESOLVED: Accept Municipal Solution Agreement for water tank project serial bond.

Approved by vote (3-0). Voting was as follows:

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Donald Oberlin	Aye
Councilperson Mark Heineman	Absent
Councilperson James Thater	Absent

Supervisor LaPoint offered a motion, seconded by Councilperson Rudgers

**RESOLUTION 118-2021: Robert Zickl Town Prosecutor Proposal.**

RESOLVED: Accept the proposal from Robert Zickl for Town Prosecutor at \$400.00 per month.

Approved by vote (3-0). Voting was as follows:

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Donald Oberlin	Aye
Councilperson Mark Heineman	Absent
Councilperson James Thater	Absent

Supervisor LaPoint offered a motion, seconded by Councilperson Rudgers

**RESOLUTION 119-2021: Cassella Dumpster Agreement**

RESOLVED: Accept the 5% dumpster cost increase from Cassella for 2022.

Approved by vote (3-0). Voting was as follows:

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Donald Oberlin	Aye
Councilperson Mark Heineman	Absent
Councilperson James Thater	Absent

Councilperson Oberlin offered a motion, seconded by Councilperson Rudgers

**RESOLUTION 119-2021: Budget Transfers.**

RESOLVED: GENERAL FUND

Appropriate an additional \$11,272 to A8020.4 Planning Contr.

Appropriate an additional \$14,530 to A9040.8 Workers Comp.

Appropriate an additional \$5,273 to A8350.4 Water Supply Contractual

Appropriate an additional \$2,028 to A9010.8 State Retirement

Transfer \$6000 from A1990.4 Contingency to A1110.1a Court Clerk

Transfer \$389 from A1990.4 Contingency to A1110.1 Court Pers.

Transfer \$2839 from A1990.4 Contingency to A1110.4 Court Contr.

Transfer \$10 from A1990.4 Contingency to A1220.4 Supervisor Contr.

Transfer \$2500 from A1990.4 Contingency to A1320.4 Auditor

Transfer \$5500 from A1990.4 Contingency to A1620.4 Building Contr.

Transfer \$1550 from A9030.8 Social Security to A1620 Building Contr.

Transfer \$1973 from A3310.4 Traffic Control to A1910.4 Unallocated Insurance

Transfer \$1424 from A8340.4 Water Transmission to A5010.4 Street Admin Contr.

Appropriate \$2295 To A5132.4 Garage Contr.

Appropriate \$3078 To A5182.4 Street Lights  
Transfer \$91 from A3310.4 Traffic Control to A7550.4 Celebrations

HIGHWAY DEPARTMENT

Transfer \$18,264 from DA904.8 to DA5130.2  
Transfer \$22,000 from DA5142.4 to DA5130.2  
Transfer \$9,975 from DA5142.1 to DA5130.2  
Transfer \$920 from DA9060.8 to DA5148.4  
Transfer \$777 from DA9060.8 to DA9010

WATER DISTRICT 1

Appropriate \$6156 to SW1440.4

WATER DISTRICT 7

Transfer \$9,784 from General Fund to Water District 7 for Map Plan Report costs  
Appropriate \$20,784 for SW78310.4 Admin Costs in Water District 7

SEWER

Appropriate \$32,869 to SS8130.

Approved by vote (3-0). Voting was as follows:

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Donald Oberlin	Aye
Councilperson Mark Heineman	Absent
Councilperson James Thater	Absent

Councilperson Rudgers offered a motion, seconded by Councilperson Oberlin

**RESOLUTION 120-2021: Cemetery Payments.**

RESOLVED: Increase the Cemetery annual payment to the amount that was paid in 2020.

Approved by vote (3-0). Voting was as follows:

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Aye
Councilperson Donald Oberlin	Aye
Councilperson Mark Heineman	Absent
Councilperson James Thater	Absent

Statement from Supervisor LaPoint:

I would like the meeting minutes to show that Councilman Heineman has not attended a meeting or been in communication since March 2021. It is my opinion that this refusal of participation is a disrespect to the people of Pavilion and that any elected official who cannot or

will not participate in their duties should resign their office out of respect to the people they represent.

Rob LaPoint

Councilperson Oberlin offered a motion, seconded by Councilperson Rudgers to authorize the clerk to draw a warrant on the supervisor to pay bills. General \$11,601.83; T&A \$16,838.90; Sewer \$6642.59; Highway \$10,269.04;.

TOTAL \$ 45,352.36

Councilperson Oberlin made a motion at 7:18 PM to adjourn meeting seconded by Councilperson Rudgers. Voting all ayes.

Respectfully submitted,

Lucinda Starr  
Pavilion Town Clerk