

REGULAR MEETING
April 14, 2021
TOWN OF PAVILION
7:00 P.M.

The Town Board of the Town of Pavilion held the Regular Board meeting on April 14, 2021 at the Town Hall, One Woodrow Drive, Pavilion, New York 14525 at 7:00 pm Present were:

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

Others: Cindy Starr, James Cleveland & George Jinks

Following pledge to the Flag, Supervisor LaPoint opened the meeting at 7:00 PM

Report –Highway-James Cleveland
*Working on cleaning ditches
*Road work will start soon

Highway-John Rudgers-no report

Sewer- Donald Oberlin
*Working on prevention maintenance on lift pump stations.

Code Enforcement-James Thater
*Trash issue on corner of Transit Rd and E. Bethany Rd.
*Jesse Coats filed plan for camp ground on Perry Rd.
*Debra Free has resigned from Planning Board.

Water – Mark Heineman-Robert LaPoint
*Steel has been delivered for water tower
*Lines are in working on pressure
*Water District 7 will need to have well tested.

Supervisor LaPoint offered a motion, seconded by Councilperson Thater

Resolution No. 40, 2021: Declare surplus logs

RESOLVED: Declare logs as surplus to be sold. Closed bids will be accepted until May 3, 2021 at 1:00 P.M. and Town will accept the highest bid.

Approved by vote (4-0). Voting was as follows:

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

Councilperson Oberlin offered a motion, seconded by Councilperson Rudgers

Resolution No. 41, 2021: Retirement for Highway Superintendent

RESOLVED: Approve standard 8 hr work day retirement for Highway Superintendent James Cleveland with term to expire 12-31-2023.

Approved by vote (4-0). Voting was as follows:

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

Councilperson Rudgers offered a motion, seconded by Councilperson Thater

Resolution No. 42, 2021: Waste Disposal Steering Committee

RESOLVED: Appoint the following for waste disposal steering committee Terry Muehlig, Jill Gould, Doug Cerefin, Ron Zarbo, Mary Eisenhard, Don Oberlin, Robert LaPoint & James Cleveland.

Approved by vote (4-0). Voting was as follows:

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

Councilperson Thater offered a motion, seconded by Councilperson Oberlin

Resolution No. 43, 2021: Planning Board Appointment

RESOLVED: Appoint Patrick Boyd to Planning Board with term to expire 12-31-2024

Approved by vote (4-0). Voting was as follows:

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

Supervisor LaPoint offered a motion, seconded by Councilperson Rudgers

Resolution No. 44, 2021: Water District 7 Well Testing.

RESOLVED: Accept proposal for professional services for well sampling from MRB Group in the amount of \$3,200.00.

Approved by vote (4-0). Voting was as follows:

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

Councilperson Oberlin offered a motion, seconded by Councilperson Thater

Resolution No. 43, 2021: Firewall Upgrades

RESOLVED: Accept proposal from Geneseo Computers Inc. for Firewall appliance & Advanced Network Protection for 36 months in the amount of \$708.00.

Approved by vote (4-0). Voting was as follows:

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

Councilperson Rudgers offered a motion, seconded by Councilperson Oberlin

Resolution No. 44, 2021: Water District No.7 SEQR Resolution Designating Lead Agency.

WHEREAS, the Town of Pavilion Town Board (hereinafter referred to as “Town Board”) on February 10, 2021 declared its intent to be designated the Lead Agency for the Town of Pavilion Water District No.7 project under the provisions of the State Environmental Quality Review (SEQR) Regulation; and

WHEREAS, the Town Board has provided written notices to this effect to the involved and interested agencies; and

WHEREAS, the Town Board has not received any written objections from the involved agencies to the Board’s being designated as the lead agency under the SEQR Regulations; and

WHEREAS, the Town Board has previously determined that it is the most appropriate agency to insure the coordination of this Action and for making the determination of significance thereon under the SEQR Regulations.

NOW, THEREFORE BE IT RESOLVED that the Town Board does hereby designate itself as the lead agency for the Action identified above herein;

Approved by vote (4-0). Voting was as follows:

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

Councilperson Rudgers offered a motion, seconded by Councilperson Oberlin

Resolution No. 45, 2021: Water District No.7 SEQR Resolution Determination of Environmental Significance.

WHEREAS, the Town of Pavilion Town Board (hereinafter referred to as “Town Board”) has determined the above referenced Action to be a Type 1 Action pursuant to Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, the Town Board has reviewed and accepted the completed Full Environmental Assessment Form Parts 1,2 and 3 including the support information on the Action prepared by the MRB Group (hereinafter referred to as (“Town Engineer”)); and

WHEREAS, the Town Board has completed the coordinated review and public comment period provided for under the SEQR Regulations; and

WHEREAS, the Town Board has designated itself as lead agency under the SEQR Regulations for making the determination of significance upon said action on a separate resolution at the April 14, 2021 meeting; and

WHEREAS, the Town Board has given consideration to the criteria for determining significance as set forth in Section 617.7© (1) of the SEQR Regulations and the information contained in Full Environmental Assessment Form Pars 1,2 and 3

NOW THEREFORE BE IT RESOLVED, that said Action WILL NOT result in any significant adverse environmental impacts based on the review of the Full Environmental Assessment Form; and

BE IT FINALLY RESOLVED that the Town Board does hereby make a Determination of Non-Significance on said Action, and the Town Supervisor is hereby directed to sign the Full Environmental Assessment Form (EAF) Part 3, the Negative Declaration, as evidence of the Town Board determination of environmental non-significance

Approved by vote (4-0). Voting was as follows:

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

Councilperson Oberlin offered a motion, seconded by Councilperson Rudgers to approve the March 10, 2021 regular meeting minutes as submitted.

Approved by unanimous vote (4-0). Voting was as follows:

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

Councilperson Rudgers offered a motion, seconded by Councilperson Thater to authorize the clerk to draw a warrant on the supervisor to pay bills. General \$64,531.96; T&A \$40,764.26; Sewer;\$7,452.67 Highway; \$17689.44, Water; \$2665.08, Captial \$251,185.09.

TOTAL \$384,288.50

Approved by unanimous vote (4-0). Voting was as follows:

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

Councilperson Rudgers offered a motion, seconded by Councilperson Thater to approve

March 2021 operating statement, monthly bank reconciliation & clerk report.

Approved by unanimous vote (4-0). Voting was as follows:

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

Councilperson Oberlin made a motion at 8:07 PM to adjourn meeting seconded by Supervisor LaPoint Voting all ayes.

Respectfully submitted,

Lucinda Starr
Pavilion Town Clerk