

REGULAR MEETING
May 11, 2022
TOWN OF PAVILION
7:00 P.M.

The Town Board of the Town of Pavilion held the Regular Board meeting on May 11, 2022 at the Town Hall, One Woodrow Drive, Pavilion, New York 14525 at 7:00 pm Present were:

Supervisor Robert LaPoint
Councilperson John Rudgers Absent
Councilperson Donald Oberlin
Councilperson James Thater
Councilperson Dean Davis

Others: Cindy Starr, James Cleveland, Todd Hackett, Jesse Coots, Justin Savidge, Mark Jagodzinski, George Jinks, Erica Welch & Amy Gaston Iresabal

Following pledge to the Flag, Supervisor LaPoint opened the meeting at 7:02 PM

Report –Highway-James Cleveland
*Paving Linwood Rd.
*Working on ditching and driveways.
*Declare Gradall & 3pt Chipper as surplus equipment.
*Flags & Banners will go up next week.

Highway-John Rudgers-no report

Sewer- Donald Oberlin-
*Received a 2nd grant for sewer project.

Code Enforcement-James Thater
*Public Hearing on May 25, 2022 for solar project.
*Working on new Town violations.

Water -Dean Davis
*Still working with MRB Engineering on Water District #7.

Councilperson Davis offered a motion, seconded by Councilperson Thater

Resolution No. 43, 2022: Declare Surplus Equipment

RESOLVED: Declare the Gradall and 3pt Chippers as surplus equipment and to sold on Auction International.

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

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Absent
Councilperson Donald Oberlin	Aye
Councilperson James Thater	Aye
Councilperson Dean Davis	Aye

Councilperson Oberlin offered a motion, seconded by Councilperson Davis

Resolution No. 44, 2022: Town Court Clerk Position

RESOLVED: Approval of Adele Feeley for Town Court Clerk Position.

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

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Absent
Councilperson Donald Oberlin	Aye
Councilperson James Thater	Aye
Councilperson Dean Davis	Aye

Supervisor LaPoint offered a motion, seconded by Councilperson Davis

Resolution No. 45, 2022: Budget Transfer

RESOLVED: Transfer \$1062.81 from A1990.4 Contingency to A1910.4 Unallocated Insurance.

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

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Absent
Councilperson Donald Oberlin	Aye
Councilperson James Thater	Aye
Councilperson Dean Davis	Aye

Supervisor LaPoint offered a motion, seconded by Councilperson Davis

Resolution No. 46, 2022: Transfer ownership of the Water Tank to Monroe County Water Authority.

RESOLVED: **WHEREAS**, Monroe County Water Authority (the “Water Authority”) operates and maintains the York Road tank, located at 7502 York Road and having Tax Account Number 17-1-39 (the ”Tank”); and

WHEREAS, the Tank has been constructed to Water Authority standards; and

WHEREAS, the Town of Pavilion has paid all debts associated with the construction of the Tank and obtained all of the project’s lien releases; and

WHEREAS, in Amendment No. 1 to the November 4, 2019 Water District Main Extension Agreement between the Town of Pavilion’s Consolidated Water District and the Water Authority, the Water Authority pledged \$1,100,000 to fund the construction of the Tank; and

WHEREAS, in accordance with the Lease Agreement under Articles 2.2 “Legal title to such Improvements installed by the Authority at its own cost and expense or as agent for the County of Genesee (the County) will be and remain in the Authority or the County, as appropriate.”; and

WHEREAS, upon receipt of payment ownership of the Tank, it's supporting structure, and foundation will be transferred from the Town of Pavilion’s Consolidated Water District to the Water Authority.

NOW, THEREFORE, let it be

RESOLVED, that the Town Board of the Town of Pavilion, New York, on behalf of the Town of Pavilion’s Consolidated Water District, hereby approves the transfer of ownership of the Tank to the Water Authority in exchange for payment of pledged funds, \$1,100,000.

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

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Absent
Councilperson Donald Oberlin	Aye
Councilperson James Thater	Aye
Councilperson Dean Davis	Aye

Library is having a Spring Festival on Saturday, May 21, 2022.

Councilperson Thater offered a motion, seconded by Councilperson Oberlin to approve the April

13, 2022 regular meeting minutes.

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

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Absent
Councilperson Donald Oberlin	Aye
Councilperson James Thater	Aye
Councilperson Dean Davis	Aye

Councilperson Davis offered a motion, seconded by Councilperson Thater to authorize the clerk to draw a warrant on the supervisor to pay bills. General \$41,926.01; T&A \$27,075.78; Sewer; \$8,348.37; Highway; \$8,618.66, Water District #7; \$0; Capital Project; \$11,401.20; TOTAL \$97,370.02.

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

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Absent
Councilperson Donald Oberlin	Aye
Councilperson James Thater	Aye
Councilperson Dean Davis	Aye

Councilperson Davis offered a motion, seconded by Councilperson Thater to Approve April. 2022 clerk report, operating statement & bank statements.

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

Supervisor Robert LaPoint	Aye
Councilperson John Rudgers	Absent
Councilperson Donald Oberlin	Aye
Councilperson James Thater	Aye
Councilperson Dean Davis	Aye

Councilperson Thater made a motion at 7:30PM to adjourn meeting seconded by Supervisor LaPoint. Voting all ayes.

Respectfully submitted,

Lucinda Starr

Pavilion Town Clerk