

**REGULAR MEETING**  
**May 10 2023**  
**TOWN OF PAVILION**  
**7:00 P.M.**

The Town Board of the Town of Pavilion held the Regular Board meeting on May 10, 2023 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, Patti Yott, Jesse & Jolene Coots, Todd Hackett & George Jinks.

Following pledge to the Flag, Supervisor LaPoint opened the meeting at 7:04PM

Report –Highway-James Cleveland

- \*There will be an increase CHIPS payment for 2023.
  - \*The Henry Wright Memorial Park sign has been installed.
  - \*Auction International has taken pictures of the surplus equipment.
  - \*Parking lots at the town building and up town are in need of repair, will patch town building parking lot this year will do up town parking lot next year.
  - \*Excavator bucket- George & Swede want \$900.00/mo. for rental or town can buy for \$3000.00
  - \*Looking for a solution for the sewer stake outs locations.
  - \*Quotes for new pick-up
- |       |             |
|-------|-------------|
| Ford  | \$62,872.00 |
| Dodge | \$61,269.00 |
| Chevy | \$66,446.00 |

Highway-John Rudgers-no report

Sewer- Donald Oberlin-no report

Code Enforcement-James Thater-no report

Water -Dean Davis-no report-no report

Councilperson Oberlin offered a motion, seconded by Councilperson Davis

**RESOLUTION # 52 of 2023: Town of Pavilion**  
**Resolution of Support & Authorization for the Town of Pavilion**  
**2023 Northern Border Regional Commission**  
**Catalyst Program**

**WHEREAS**, Town of Pavilion, Genesee County, supports the submission of a 2023 Catalyst Program grant on behalf of the Town for Water District No. 7; and

**WHEREAS**, the Northern Border Regional Commission (NBRC) provides a competitive reimbursement grant program to assist with the construction of this infrastructure project; and

**NOW THEREFORE BE IT RESOLVED**, the Town Board, on behalf of the Town, identifies Robert LaPoint, Town Supervisor as the Authorized Official for the project, is empowered to act on behalf of the Town of Pavilion as the Authorized Official to execute the NBRC Catalyst application and upon award of funding, execute all NBRC documents that bind the Town relative to and as required for this application and award; and

**BE IT FURTHER RESOLVED**, the Town Board does hereby authorize and obligates local matching funds of the minimum 20% of the total grant funding awarded in the form of in-kind services or cash contribution; and

**BE IT FURTHER RESOLVED**, that the Town of Pavilion, recognizes and fully supports the submission of the 2023 NBRC Catalyst Program application for the Water District No. 7 project.

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

Supervisor LaPoint offered a motion, seconded by Councilperson Davis

**RESOLUTION # 53 of 2023: Surplus Equipment**

RESOLVED: Declare the following as surplus equipment to be sold on Auctions International.

- \*1996 John Deere 855 4WD Tractor
- \*Drill press
- \*Giant Grip 300 AMP Reactance Control
- \*Automotive tools & surplus stock
- \*(4) Gould surplus water pumps
- \*(14) 4' T5 lighting fixtures
- \*3' 4 tooth digging buckets
- \*Steel stairway and landing
- \*(8) Wheel spacer bands

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 Oberlin

**RESOLUTION # 54 of 2023: Purchase of Pick-up Truck**

RESOLVED: Approve the purchase of 2023 Dodge Pick-up truck in the amount of \$61,269.00

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 Oberlin

**RESOLUTION # 55 of 2023: Hurricane IT Contract**

RESOLVED: Approve quote for Hurricane to take over website for \$3150.00/yr. plus \$25.00/mo.

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

Supervisor LaPoint offered a motion, seconded by Councilperson Thater

**RESOLUTION # 56 of 2023: Zoning Law Public Hearing**

RESOLVED: Schedule Public Hearing for Zoning Law June 14, 2023 @ 7:00PM.

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 offered a motion, seconded by Councilperson Davis

**RESOLUTION # 57 of 2023: Authorizing Supervisor to Complete SEQR for Zoning Law Update and Declare Town Board as Lead Agency**

Whereas, The Town Board of the Town of Pavilion intends to update the Town Zoning Law and SEQR must be completed prior to County Planning Review,

Now Therefore Be It Resolved, the Town Board authorizes Supervisor LaPoint to complete the Part One EAF with a Negative Declaration and Declares the Town Board as Lead Agency for the update.

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 Oberlin to approve the April 12, 2023 regular board 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 Thater offered a motion, seconded by Councilperson Davis to authorize the clerk to draw a warrant on the supervisor to pay bills. General \$43,945.64, T&A \$28,650.22, Sewer; \$12,792.00, Highway; \$11,138.38, Capital; \$26,615.63, Water District #7; \$490.00; Water District; \$0

TOTAL \$123,631.87

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 offered a motion, seconded by Councilperson Davis to Approve April 2023 operating statement, bank reconciliation & clerk report.

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

At 8:28PM Supervisor LaPoint offered a motion, seconded by Councilperson Davis to move into Executive Session purpose to Update on Litigation.

At 8:56PM Supervisor LaPoint offered a motion, seconded by Councilperson Davis to return to regular meeting.

Councilperson Thater made a motion at 8:56PM to adjourn meeting seconded by Councilperson Oberlin Voting all ayes.

Respectfully submitted,

Lucinda Starr