



9097 Daylight Drive - West Bloomfield, NY 14585

# MINUTES

## Town of West Bloomfield – Board Meeting

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March 8, 2023 | 7:00pm

*Present – Supervisor Todd Campbell, Council-members- Bill Travis, Kevin Carey, Scott Harman. Also Present – Town Clerk Brenda Giglia, Highway Superintendent Jeff Ball, Mike Borgeest. Councilmember: Bob DeSanctis, Absent.*

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### **Supervisor Todd Campbell called the Town Board meeting to order at 7:03pm**

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**Public Hearing Local Law #1-2023** opened at 7:00pm by Supervisor Todd Campbell. He asked three times if there were any questions or input. Hearing none, the public hearing was closed at 7:02 pm.

**Resolution # 29 - Public Hearing - Tax Cap Law:**

LOCAL LAW #1-2023 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED AT GENERAL MUNICIPAL LAW SECTION 3-C FOR THE FISCAL YEAR 2023

Override tax cap as set forth in General Municipal Law 3-c

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF WEST BLOOMFIELD, COUNTY OF ONTARIO AS FOLLOWS  
Legislative Intent

The State Constitution, Article XVI, Section 1, reserves all taxing power to the State and therefore local governments possess only that taxing power which has been expressly delegated to them by the State Legislature (Opns St Comp, 1990 No. 90-39; Opns St Comp, 1981, No. 81-331; Opns St Comp, 1973, No. 72-1085, unreported; 23 Opns St Comp, 1967, p 788).

The Town Board of the Town of West Bloomfield, County of Ontario, has reviewed the financial needs and obligations of the Town. Due to contract obligations, limited revenue from non-real property tax sources, the rising cost of commodities and health care, compliance with unfunded mandates, reductions in the state and federal revenue sharing programs coupled with the limitations on raising revenue set forth in General Municipal Law, Section 3-c, the Town Board of the Town of West Bloomfield, County of Ontario, hereby determines that it is necessary to override the tax cap for the fiscal year 2023.

**Authority**

General Municipal Law, Section 3-c (5) authorizes the Town Board to adopt a local law overriding the tax cap by the adoption of a local law approved by a vote of sixty percent of the Town Board.

**Tax Cap Override**

The Town Board of the Town of West Bloomfield, County of Ontario, hereby overrides the tax cap as required by General Municipal Law, Section 3-c as for the town fiscal year 2023.

**Severability**

If any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this Local Law or

in its application to the person, individual, firm, or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Effective Date: This Local Law shall take effect immediately upon filing with the Secretary of State.

Councilman Travis made the resolution to approve Local Law 1-2033 seconded by Councilman Harman.

Adopted: Ayes – Campbell, Carey, Travis, Harman, - Nays, None

Resolves that Local Law 1-2023 is approved.

### **Resolution # 30 - Minutes**

Supervisor Campbell asked for a resolution to approve the February 8, 2023, Town Board Meeting Minutes.

Councilman Harman made the resolution to approve minutes seconded by Councilman Carey.

Adopted: Ayes – Campbell, Carey, Travis, Harman, - Nays, None

Resolves that the February 8, 2023, minutes are accepted/approved as presented.

### **Privilege of the Floor**

No Response / Input

### **Resolution #31 - Supervisor Report**

The Supervisor's Report dated March 7, 2023, was distributed, and discussed. Supervisor Campbell asked for a resolution to approve the submitted Supervisor report. Councilman Harman made the resolution to approve the Supervisor's report, seconded by Councilman Travis.

Adopted: Ayes – Campbell, Carey, Harman, Travis. Nays – None

Resolves that the Supervisor's report dated March 7, 2023, is accepted as presented.

### **Resolution #32 – Justice Records– Audit 2022**

Supervisor Campbell asked for a resolution to acknowledge that Court Records and Dockets for the year 2022 were provided to the Town Board for review and auditing, and that the required examination/audit was conducted. Councilman Travis made the resolution to approve, seconded by Councilman Harman.

Adopted: Ayes – Campbell, Carey, Travis, Harman - Nays – None

Resolves that the Justice Audit for 2022 was completed.

### **Resolution #33 – Justice Report**

Supervisor Campbell asked for a resolution to approve the February 2023 Justice report. Councilman Travis made the resolution to approve, seconded by Councilman Harman.

Adopted: Ayes – Campbell, Carey, Travis, Harman - Nays – None

Resolves that the February 2023 Justice report is accepted as presented.

### **Resolution # 34 Vouchers – Payment of Bills**

Supervisor Campbell asked for a resolution to approve the payment of bills on Abstract 3 for 2023 for General and Highway.

Councilman Harman made the resolution to approve the bills/vouchers as presented, seconded by Councilman Carey.

Adopted: Ayes – Campbell, Travis, Harman, Carey - Nays, None

Resolves that the payment of bills on Abstract 3 for 2023 are approved.

### **Resolution #35 – Highway Report**

Highway Superintendent Ball submitted the Highway report dated March 8, 2023.

Supervisor Campbell asked for a resolution to approve the Highway Report.

Councilman Carey made the resolution to approve the March 8, 2023, Highway report, seconded by Councilman Harman.

Adopted: Ayes – Campbell, Carey, Travis, Harman, Nays – None

Resolves that the Highway report is accepted as presented.

### **Resolution #36 – Highway Purchase Siding for Highway Addition**

Highway Superintendent Ball submitted a request for authorization for \$2500.00 for the purchase of siding for the Highway garage addition. Councilman Harman made the resolution to approve the Purchase Agreement, seconded by Councilman Carey.

Adopted: Ayes – Campbell, Carey, Travis, Harman, Nays – None

Resolves that \$2500.00 is approved for the purchase as presented.

Highway Superintendent Ball also discussed repairs in general, he is going to submit proposals:

- for snow fence storage and/or replacement
- price new lawn mowing equipment and trailer.
- furnace repair & maintenance agreements
- pest control

Salt Barn options were discussed, early stages of evaluation of location are in progress, as well as review of a potential grant.

**Resolution #37 Highway Deputy – Budget Line/Pay**

The \$5000.00 Deputy Superintendent A5010.11 pay will be paid quarterly. Councilman Harman made the resolution to approve the quarterly pay cycle, seconded by Councilman Carey.

Adopted: Ayes – Campbell, Carey, Travis, Harman, Nays – None

Resolves that the Highway Deputy A5010.11 pay quarterly.

**Resolution #38 Code Enforcement –**

Supervisor Campbell provided an update on the replacement, he advised he continues to be in discussions with the Town of Richmond regarding the possible shared service opportunity. In the interim, James Kier from Ontario County is the acting Code Enforcement Officer for the Town of West Bloomfield.

Councilman Harman made the resolution for approval of James Kier as the acting Code Enforcement Officer, seconded by Councilman Carey.

Adopted: Ayes – Campbell, Carey, Travis, Harman, Nays – None

Resolves that James Kier from Ontario County is the acting Code Enforcement Officer for the Town of West Bloomfield.

**BAR Member –** Wayne Parrish may decide not to request reappointment to the BAR. General discussion on potential candidates. A question was raised about current members of other Town Boards being able to be on the BAR. Supervisor Campbell to look into the legality.

**Bookkeeper –** the current bookkeeper asked Supervisor Campbell to advise the Board that he feels he is falling behind in his pay scale. Board discussed current pay and duties.

**Boughton Park –** there was a meeting held on March 8, 2023, regarding the Dams. DEC will be reclassing the dams to high hazard class 3.

**Emergency Plan –** Board discussed the current Emergency Plan dated 2012, and the process moving forward for identifying the needed resources and stakeholders for updating the plan.

**Resolution #39 - Close Meeting**

At 8:06 pm, Councilman Travis made the resolution to close the meeting, seconded by Councilman Carey.

Adopted: Ayes – Campbell, Carey, Travis, Harman, - Nays, None

Resolves that the meeting is closed.

Respectfully Submitted,  
Brenda Giglia – Town Clerk