

**OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING**

Town Hall

7:00 P.M.

Janell Wood, Town Resident/Byron-Bergen High School Student led the pledge to the flag.

Roll Call

Present: Supervisor Post
Deputy Supervisor Underhill
Councilwoman Michalak
Councilman Gerace

Others

Present: Town Clerk Morasco
Highway Superintendent Cook
Building Inspector Worthington

The Supervisor called the meeting to order at 7:00 P.M.

MINUTES:

September 19, 2007 Public Hearing-Local Law #3 of 2007 –“A Local Law Amending the Procedures and Regulations for Fill Permits within the Town of Batavia”: Motion Councilman Gerace, second Councilwoman Michalak to approve the minutes as written.

MOTION CARRIED by unanimous vote (4-0)

September 19, 2007 Public Hearing-Local Law #4 of 2007 –“A Local Law Amending the Code of the Town of Batavia Pertaining to the Zoning Ordinance”: Motion Deputy Supervisor Underhill, second Councilman Gerace to approve the minutes as written.

MOTION CARRIED by unanimous vote (4-0)

September 19, 2007 Regular Town Board Meeting: Motion Deputy Supervisor Underhill, second Councilwoman Michalak to approve the minutes as written.

MOTION CARRIED by unanimous vote (4-0)

RESOLUTION NO. 162:

Deputy Supervisor Underhill offered the following:

**CALLING FOR PUBLIC HEARING
ON THE 2008 TOWN BUDGET**

WHEREAS, the Town Board of the Town of Batavia is in the process of finalizing the preparation of the Preliminary 2008 Town Budget;

WHEREAS, said 2008 Preliminary Town Budget will be filed with the Town Clerk no later than October 26, 2007;

RESOLVED, the Batavia Town Board hereby authorizes and orders that a Public Hearing on the Preliminary Town Budget for 2008 be conducted at the Batavia Town Hall, 3833 West Main Street Road, Batavia, New York, beginning at 6:45 P.M. on Wednesday, November 7, 2007, at which time and

**OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING**

place all interested persons will be heard; and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to publish such public notice of the subject Public Hearing as required by law.

Second by: Councilman Gerace
APPROVED by unanimous vote (4-0)

**NOTICE OF PUBLIC HEARING
ON THE 2008 TOWN BUDGET**

PUBLIC NOTICE IS HEREBY GIVEN that the Preliminary Budget of the Town of Batavia for fiscal year 2008 has been completed and filed in the Office of the Town Clerk of the Town of Batavia, where it is available for public inspection during regular business hours.

Notice is also given that the Town Board of the Town of Batavia will hold a Public Hearing on the Preliminary Budget at the Batavia Town Hall, 3833 West Main Street Road, Batavia, New York beginning at 6:45 P.M. on Wednesday, November 7, 2007 at which time and place any person will be heard in favor of or in opposition to any item or items contained therein.

Public Official Salaries are as follows:

Supervisor:	\$25,000.00
Deputy Supervisor:	\$12,500.00
Councilmen (3):	\$ 6,823.00
Town Clerk/Tax Collector:	\$41,651.00
Highway Superintendent:	\$58,861.00
Town Justices (2):	\$20,706.00

The foregoing by order of the Batavia Town Board.

Dated: October 17, 2007

Teresa M. Morasco
Batavia Town Clerk

RESOLUTION NO. 163:

Supervisor Post offered the following:

**CALLING A PUBLIC HEARING
SEWER RENTS – MAY 2008 TO FEBRUARY 2009**

WHEREAS, pursuant to General Municipal Law Section 452 as amended, impositions of sewer rents in Sewer Districts No. 1 and No. 2 in the Town of Batavia are subject to approval by the Batavia Town Board,

WHEREAS, these sewer rents are imposed to pay for the cost of wastewater treatment and operation and maintenance of the sewer lines,

WHEREAS, the proposed sewer rents for May 2008 to February 2009 are Sewer District No. 1 -

**OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING**

\$5.03/1,000 gallons, Sewer District No. 2 - \$5.03/1,000 gallons;

WHEREAS, a public hearing is required before the new sewer rents are imposed;

RESOLVED, the Batavia Town Board hereby authorizes and orders that a Public Hearing on the Proposed Sewer Rents-May 2008 to February 2009 be conducted at the Batavia Town Hall, 3833 West Main Street Road, Batavia, New York, beginning at 6:50 P.M. on Wednesday, November 7, 2007, at which time and place all interested persons will be heard; and be it further

RESOLVED, that the Town Clerk is hereby directed to have published at least once in the Daily News at least five (5) days before the date scheduled for the public hearing, the public hearing notice which is attached hereto.

Second by: Councilwoman Michalak

APPROVED by unanimous vote (4-0)

**NOTICE OF PUBLIC HEARING
SEWER RENTS – MAY 2008 – FEBRUARY 2009**

PUBLIC NOTICE IS HEREBY GIVEN that a public hearing will be held November 7, 2007 at the Batavia Town Hall, 3833 West Main Street Road, Batavia, New York, at 6:55 P.M. for the purpose of imposing Sewer Rents. The proposed sewer rents for May 2008 to February 2009 are, Sewer District No. 1 at \$5.03/1,000 gallons and Sewer District No. 2 at \$5.03/1,000 gallons.

The foregoing by order of the Batavia Town Board.

Dated: October 17, 2007

Teresa M. Morasco
Batavia Town Clerk

RESOLUTION NO. 164:

Councilwoman Michalak offered the following:

**LEVYING UNPAID WATER AND SEWER
CHARGES AGAINST 2008 TAX WARRANT**

WHEREAS, the Deputy Town Clerk has prepared a list of all property owners who owe the Town for water and/or sewer rents as of October 17, 2007; and

WHEREAS, Section 229-15 (c) of Town Law stipulated that such amounts owing shall be levied against the property to which the service is rendered.

NOW, THEREFORE, BE IT RESOLVED, that the attached list in the amount of \$30,492.72 or as may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2008 tax warrant.

**OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING**

Second by: Councilman Gerace
APPROVED by unanimous vote (4-0)

RESOLUTION NO. 165:

Councilman Gerace offered the following:

**PROPOSAL OF SERVICES AGREEMENT –
BETWEEN THE TOWN OF BATAVIA AND STUART I. BROWN ASSOCIATES
TRAFFIC STUDY GRANT APPLICATION**

WHEREAS, the Town wishes to retain Stuart I. Brown Associates to prepare an application requesting funding under the Unified Planning Work Program (UPWP) to conduct a comprehensive transportation study within the central corridor of Genesee County; and

WHEREAS, the study will focus on congestion management, economic development, traffic safety, pedestrian mobility and the relationship between traffic volumes and land use within the City and Town of Batavia; and

WHEREAS, the cost to prepare the application is \$1,200.00 (proposal attached).

NOW, THEREFORE, BE IT RESOLVED, the Batavia Town Board hereby authorizes the Supervisor to retain Stuart I. Brown Associates for the preparation of the aforementioned application at a cost not to exceed \$1,200.00 and to execute an agreement between the Town of Batavia and Stuart I. Brown Associates.

Second by: Councilwoman Michalak
APPROVED by unanimous vote (4-0)

RESOLUTION NO. 166:

Deputy Supervisor Underhill offered the following:

FILL PERMIT FEE AND DESIGNEE

WHEREAS, on September 19, 2007 the Batavia Town Board adopted Local Law #3 of 2007 to Amend the Procedures and Regulations for Fill Permits within the Town of Batavia; and

WHEREAS, the fee for the Fill Permit Application and the Designee needs to be established.

**NOW, THEREFORE, BE IT
RESOLVED**, the Batavia Town Board hereby establishes a fee of \$50.00 to apply for a Fill Permit; and be it

FURTHER RESOLVED, that the Town Board hereby designates the Town Engineer to act on and approve/disapprove all Fill Permit Applications; and be it

OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING

FURTHER RESOLVED, any approved Fill Permit may be renewed up to two additional one-year periods at no charge.

Second by: Councilman Gerace

APPROVED by unanimous vote (4-0)

RESOLUTION NO. 167:

Supervisor Post offered the following:

**ORDER FOR PUBLIC HEARING ON ESTABLISHMENT OF
EXTENSION NO. 1 TO THE PUTNAM AND SHEPARD ROADS
WATER DISTRICT FOR A PORTION OF THE TOWN OF BATAVIA**

WHEREAS, the Town Board of the Town of Batavia, New York, has duly adopted a resolution directing the Supervisor of the Town of Batavia to file a map, plan and report for providing the facilities, improvements or services in a portion of the Town of Batavia, where a water district is proposed to be established; and said map, plan and report has been filed in the office of the Town Clerk of the Town of Batavia on October 11, 2007, and

WHEREAS, a "Petition to Request Water District" was filed in the Batavia Town Clerk's Office on October 16, 2007, signed by the required number of property owners within the proposed district, namely, pursuant to the latest completed assessment roll of the Town of Batavia, the owners of taxable real property located in the proposed Extension No. 1 to the Putnam and Shepard Roads Water District (also referred to herein as "Water District") owning in the aggregate at least one-half of the assessed valuation of all of the taxable real property of the proposed Water District; and also constituting the signatures of resident owners who own taxable real property aggregating at least one-half of the assessed valuation of all of the taxable real property of the proposed Water District owned by residents, and

WHEREAS, the boundaries of the proposed water district are as follows:

See **EXHIBIT A** attached hereto.

WHEREAS, the improvements proposed consists of the construction and installation of eight inch water main along a portion of the Batavia-Bethany Townline Road running from Francis Road to Shepard Road; together with all related right-of-way costs, site work and other ancillary work, including hydrants, valves, apparatus, and other improvements and costs incidental thereto (referred to herein as "water improvement"), and

WHEREAS, the aforesaid water improvements have already been established and approved as part of the Putnam and Shepard Roads Water District, and thereby, no additional funding or debt service will be required, and

WHEREAS, the property owners within the proposed Water District will be required to pay the

OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING

proportionate share of the debt service previously established in the Putnam and Shepard Roads Water District, along with the existing owners in the Putnam and Shepard Roads Water District, as well as property owners located within a District to be formed in the Town of Bethany along the same section of the Batavia-Bethany Townline Road, and

WHEREAS, the debt for the Putnam and Shepard Roads Water District is \$373,000.00 to be paid over a 38 year term at 4.25% interest, thereby creating an annual debt service of \$19,950.00, and assuming this annual debt is shared by 59 units in the three Water Districts, the annual cost of debt service will be \$343.00 per typical property user in the proposed district, which is a single family home, and

WHEREAS, a typical household uses 63,000 gallons of water per year and the estimated cost of the water to be purchased by the water district's users is a total of \$4.11 per 1,000 gallons used, thereby the average household can expect to additionally pay approximately \$259.00 per year for water purchase above and beyond the debt service, and

WHEREAS, based upon the foregoing estimates, the total annual cost of the typical property in the proposed district will be \$602.00 per year, and

WHEREAS, payment of the debt service will be made by levy and collection of special assessments from the several lots and parcels of lands within the water district, which the Town Board shall determine and specify to be specially benefited thereby, so much upon and from each as such shall be in just proportion of the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds, as the same shall become due and payable, and

WHEREAS, each property will also have to pay for service from their home to the road right-of-way, incurring an estimated one time cost of approximately \$125.00 for a meter, plus approximately \$8.00-\$12.00 per linear feet of pipe, plus potential well abandonment or separation charges, as well as any internal plumbing charges, and

WHEREAS, the map, plan and report describing such improvements is on file in the office of the Town Clerk of the Town of Batavia and available for public inspection, and it is

ORDERED, that the Town Board of the Town of Batavia, New York, shall meet at the Town Hall, located at 3833 West Main Street Road, Batavia, New York on the 7th day of November, 2007, at 6:55 p.m. for the purpose of conducting a public hearing on the proposal to establish said water district with the improvements specified herein, at which time and place all persons interested in the subject thereof may be heard concerning the same, and it is further

ORDERED, that the Town Clerk of the Town of Batavia is hereby authorized and directed to publish a copy of this Order in The Daily News, to post a copy of the same on the signboard of the Town of Batavia, and to mail a copy to all owners of property located within the proposed water district, in the time and manner required by law.

OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING

Second by: Deputy Supervisor Underhill
APPROVED by unanimous vote (4-0)

PUBLIC NOTICE

**THE FOLLOWING ORDER WAS DULY ENACTED ON OCTOBER 17, 2007,
AND ORDERED PUBLISHED BY THE TOWN BOARD OF
THE TOWN OF BATAVIA**

s/ Teresa M. Morasco
TERESSA M. MORASCO, Town Clerk

**ORDER FOR PUBLIC HEARING ON ESTABLISHMENT OF
EXTENSION NO. 1 TO THE PUTNAM AND SHEPARD ROADS
WATER DISTRICT FOR A PORTION OF THE TOWN OF BATAVIA**

WHEREAS, the Town Board of the Town of Batavia, New York, has duly adopted a resolution directing the Supervisor of the Town of Batavia to file a map, plan and report for providing the facilities, improvements or services in a portion of the Town of Batavia, where a water district is proposed to be established; and said map, plan and report has been filed in the office of the Town Clerk of the Town of Batavia on October 11, 2007, and

WHEREAS, a "Petition to Request Water District" was filed in the Batavia Town Clerk's Office on October 16, 2007, signed by the required number of property owners within the proposed district, namely, pursuant to the latest completed assessment roll of the Town of Batavia, the owners of taxable real property located in the proposed Extension No. 1 to the Putnam and Shepard Roads Water District (also referred to herein as "Water District") owning in the aggregate at least one-half of the assessed valuation of all of the taxable real property of the proposed Water District; and also constituting the signatures of resident owners who own taxable real property aggregating at least one-half of the assessed valuation of all of the taxable real property of the proposed Water District owned by residents, and

WHEREAS, the boundaries of the proposed water district are as follows:
See **EXHIBIT A** attached hereto.

WHEREAS, the improvements proposed consists of the construction and installation of eight inch water main along a portion of the Batavia-Bethany Townline Road running from Francis Road to Shepard Road; together with all related right-of-way costs, site work and other ancillary work, including hydrants, valves, apparatus, and other improvements and costs incidental thereto (referred to herein as "water improvement"), and

WHEREAS, the aforesaid water improvements have already been established and approved as part of the Putnam and Shepard Roads Water District, and thereby, no additional funding or debt service

OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING

will be required, and

WHEREAS, the property owners within the proposed Water District will be required to pay the proportionate share of the debt service previously established in the Putnam and Shepard Roads Water District, along with the existing owners in the Putnam and Shepard Roads Water District, as well as property owners located within a District to be formed in the Town of Bethany along the same section of the Batavia-Bethany Townline Road, and

WHEREAS, the debt for the Putnam and Shepard Roads Water District is \$373,000.00 to be paid over a 38 year term at 4.25% interest, thereby creating an annual debt service of \$19,950.00, and assuming this annual debt is shared by 59 units in the three Water Districts, the annual cost of debt service will be \$343.00 per typical property user in the proposed district, which is a single family home, and

WHEREAS, a typical household uses 63,000 gallons of water per year and the estimated cost of the water to be purchased by the water district's users is a total of \$4.11 per 1,000 gallons used, thereby the average household can expect to additionally pay approximately \$259.00 per year for water purchase above and beyond the debt service, and

WHEREAS, based upon the foregoing estimates, the total annual cost of the typical property in the proposed district will be \$602.00 per year, and

WHEREAS, payment of the debt service will be made by levy and collection of special assessments from the several lots and parcels of lands within the water district, which the Town Board shall determine and specify to be specially benefited thereby, so much upon and from each as such shall be in just proportion of the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds, as the same shall become due and payable, and

WHEREAS, each property will also have to pay for service from their home to the road right-of-way, incurring an estimated one time cost of approximately \$125.00 for a meter, plus approximately \$8.00-\$12.00 per linear feet of pipe, plus potential well abandonment or separation charges, as well as any internal plumbing charges, and

WHEREAS, the map, plan and report describing such improvements is on file in the office of the Town Clerk of the Town of Batavia and available for public inspection, and it is

ORDERED, that the Town Board of the Town of Batavia, New York, shall meet at the Town Hall, located at 3833 West Main Street Road, Batavia, New York on the 7th day of November, 2007, at 6:55 p.m. for the purpose of conducting a public hearing on the proposal to establish said water district with the improvements specified herein, at which time and place all persons interested in the subject thereof may be heard concerning the same, and it is further

ORDERED, that the Town Clerk of the Town of Batavia is hereby authorized and directed to publish a copy of this Order in **The Daily News**, to post a copy of the same on the signboard of the

OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING

Town of Batavia, and to mail a copy to all owners of property located within the proposed water district, in the time and manner required by law.

DATED: October 17, 2007

EXHIBIT A

TOWN OF BATAVIA

EXTENSION NO. 1 TO THE SHEPARD/PUTNAM WATER DISTRICT

All that tract or parcel of land situate in the Town of Batavia, County of Genesee, State of New York, being described as follows:

Beginning at the intersection of the centerlines of Batavia-Bethany Townline Road (66 feet wide right-of-way) and Frances Road (49.5 feet wide right-of-way); thence,

1. Northerly, along the centerline of Frances Road, a distance of 520 feet, more or less, to a point, said line being along the existing Shepard/Putnam Water District; thence,
2. Easterly, along the southerly line of the aforementioned existing water district, a distance of 302 feet, more or less, to an angle point, said line being a northerly property line of tax account number 20-2-35.1; thence,
3. Northerly, along the aforementioned existing water district, a distance of 106 feet, more or less, to a point on the northerly property line of tax account number 20-2-35.1; thence,
4. Southeasterly, along the aforementioned existing water district, a distance of 882 feet, more or less, to the northeasterly corner of tax account number 20-2-34, said line being the northerly property lines of tax account numbers 20-2-35.1 20-2-35.2, and 20-2-34; thence,
5. Southerly, along the aforementioned existing water district, a distance of 31 feet, more or less, to the northwesterly property corner of tax account number 20-2-33, said line being the easterly property line of tax account number 20-2-34; thence,
6. Easterly, along the aforementioned existing water district, a distance of 175 feet, more or less, to the northeasterly property corner of tax account number 20-2-33, said line being the northerly property line of tax account number 20-2-33; thence,
7. Northerly, along the aforementioned existing water district, a distance of 59 feet, more or less, to the northwesterly property corner of tax account number 20-2-32, said line being the westerly line of tax account number 20-2-32; thence,
8. Easterly, along the aforementioned existing water district, a distance of 998 feet, more or less, to the northeasterly property corner of tax account number 20-2-31, said line being the northerly property lines of tax account numbers 20-2-32 and 20-2-31; thence,

OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING

9. Southerly, along the aforementioned existing water district, a distance of 414 feet, more or less, to a point on the centerline of Batavia-Bethany Townline Road , said line being the easterly property line of tax account number 20-2-31; thence,
10. Westerly, along the Batavia and Bethany town lines and the centerline of Batavia-Bethany Townline Road, a distance of 2,221 feet, more or less, to the point of beginning.

All as shown on a map prepared by Clark Patterson Associates, "Extension No. 1 to the Shepard/Putnam Water District – Proposed Water District Map", Drawing Number S-01, dated September 25, 2007.

Extension No. 1 to the Shepard/Putnam Water District, as described above contains approximately 24.0 acres of land.

SUSPEND THE RULES-Motion Councilman Gerace, second Councilwoman Michalak to suspend the rules to introduce additional resolutions.

MOTION CARRIED by unanimous vote (4-0)

RESOLUTION NO. 168:

Councilwoman Michalak offered the following:

**RESOLUTION TO FILE AN APPLICATION FOR FUNDS FROM
THE NYS DEPARTMENT OF AGRICULTURE & MARKETS and COMMITMENT TO
PROVIDE LOCAL MATCH**

RESOLVED, that Gregory Post, as Supervisor of the Town of Batavia, is hereby authorized and directed to file an application for funds from the New York State Department of Agriculture and Markets for State Assistance Payments for the preparation of a Municipal Agricultural and Farmland Protection Plan.

The Supervisor is authorized to act on behalf of the Town on all matters related to the Municipal Agricultural and Farmland Protection Plan financial assistance and, upon approval of this request, to enter into and execute a project agreement with the State for such financial assistance; and be it

FURTHER RESOLVED, that the Town of Batavia will provide a total of \$1,700 in cash toward the local share of the project costs.

Second by: Councilman Gerace

APPROVED by unanimous vote (4-0)

RESOLUTION NO. 169:

Councilman Gerace offered the following:

PROPOSAL OF SERVICES AGREEMENT –

OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING

BETWEEN THE TOWN OF BATAVIA AND STUART I. BROWN ASSOCIATES
AGRICULTURE AND FARMLAND PROTECTION PLAN

WHEREAS, the Town wishes to retain Stuart I. Brown Associates to prepare an application requesting funding from the New York State Department of Agriculture and Markets to prepare an Agriculture and Farmland Protection Plan; and

WHEREAS, the Plan will address issues and concerns identified in the recently completed Comprehensive Plan and will identify and evaluate various alternatives to preserve agriculture and farming activities in the Town; and

WHEREAS, the cost to prepare the application is \$1,500.00 (proposal attached).

NOW, THEREFORE, BE IT RESOLVED, the Batavia Town Board hereby authorizes the Supervisor to retain Stuart I. Brown Associates for the preparation of the application to New York State Agriculture and Markets at a cost not to exceed one thousand, five hundred dollars (\$1,500.00) and to execute an agreement between the Town of Batavia and Stuart I. Brown Associates.

Second by: Councilwoman Michalak

APPROVED by unanimous vote (4-0)

Abstract No. 10-2007: Motion Councilman Gerace, second Councilwoman Michalak to authorize the Supervisor to pay the following vouchers:

General	\$ 56,772.97
Highway	8,099.66
Sewer No. 1	1,026.72
Sewer No. 2	1,168.15
Water	3,580.62
Wilkinson Water	950.00
Putnam/Shepard Water	957.92
Ellicott/Townline Water	5,534.41
Lovers Lane Water	500.00
Saile Sewer	414,825.66
Batavia Fire District	<u>36,784.75</u>
TOTAL	\$530,200.86

Check numbers 11787 thru 11866

MOTION CARRIED by unanimous vote (4-0)

DEPARTMENT REPORTS:

Highway Superintendent reported on the following:

Maintenance-His department is out cleaning culverts. Going good.

Landfill- He will be attending a meeting on Wednesday, October 24 regarding the Landfill.

OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING

Kiwanis Park- His department will be closing Kiwanis Park for the season.

Cornell- He will be participating in a Panel Discussion with Cornell on Local Road Programs on Tuesday, October 30.

Water/Wastewater: The Supervisor reported for the Water/Wastewater Department on the following:

Water Projects- The "Notice to Proceed" was signed for the Ellicott/Townline, Putnam/Shepard, Wilkinson and Pearl Street Roads Water District's and will be starting in the near future.

Saile Drive Sewer Main has been completed and Milton Cat has connected.

Sewer District 1 working on the bearing failure and cleaning lift stations.

Building Inspector reported on the following:

Building/Code Software- He is getting quotes for Building/Code software to purchase.

Certificate of Occupancy- Wal Mart and Milton Cat are near completion for their Certificate of Occupancy.

Projects – The construction has started for the Target Store, Upstate Toyota will be starting their project, and Lowe's is right behind them.

Supervisor's Report:

Status Report on expenditures and revenues is available for the Board's review. The investment sheets will be entered into the minute book. The General and Reserve Funds are invested in CD's and are paying a rate of 5.90%. Also, the BAN funds for Saile Sewer District and the Water Districts are invested in CD's paying between 4.65% and 4.90%.

Special Meeting- There will be a Special Meeting Wednesday, November 7, 2007 immediately following the scheduled Public Hearings.

GAM- The next GAM meeting will be in Byron October 18 at 7:00 P.M. at the Byron Town Hall.

IT SERVICES-Motion Councilman Gerace, second Councilwoman Michalak authorizing Rockhopper Technologies, Todd Travaglini, of Livonia, New York to provide Information and Technology Support to the Town of Batavia, contingent upon providing a certificate of insurance, naming the Town of Batavia as additional insured.

MOTION CARRIED by unanimous vote (4-0)

COMPREHENSIVE MASTER PLAN WORK SESSIONS-TRAINING- Motion Councilman Gerace, second Councilwoman Michalak, the Batavia Town Board hereby recognizes that Kathy Jasinski, Paul McCullough, Paul Marchese, Gordon Offhaus, Gary Diegelman and Michael Pullinzi have filled their training requirements for the year 2007 by participating in the Town of Batavia Comprehensive Master Plan Update Work Sessions.

MOTION CARRIED by unanimous vote (4-0)

PRESERVE TOWN MINUTES RECORD BOOKS- Motion Councilman Gerace, second Deputy Supervisor Underhill authorizing Brown's River to preserve the 1864 to 1910 Minute Record Books at a

**OCTOBER 17, 2007
REGULAR TOWN BOARD MEETING**

cost not to exceed \$1,900.00.

MOTION CARRIED by unanimous vote (4-0)

VACTION TIME EXTENSION- Motion Deputy Supervisor, second Councilman Gerace authorizing Dawn Sisson an extension to December 31, 2007 to use her earned vacation time (58.5 hours).

MOTION CARRIED by unanimous vote (4-0)

COMMUNICATIONS:

The Town Clerk reported on the following:

September Town Clerk monthly report – collected a total \$15,962.01, remitted \$10,406.07 to the Supervisor for the Local Share.

Veterans Memorial Drive (VMD) Speed Reduction- Received authorization from the NYSDOT for the Speed Reduction on VMD. The new speed limit signs have been installed and the NYSDOT has been notified of the action taken.

ARC Employer Appreciation Breakfast- Attended the ARC Employers Appreciation Breakfast on Oct 3 and accepted the Certificate of Appreciation for the Town.

GRANDMA'S LUV'N CARE- Received a letter of thanks and appreciation from Grandma's Luv n Care for addressing the installation of the streetlight on Clinton. Enclosed with the letter, the children who attend Grandma's Luv'n Care, sent illustrations of appreciation that they made.

COMMITTEE REPORTS:

Parks & Recreation- Councilman Gerace reported he is calling a meeting for Tuesday, October 30, 2007 at 7:00 P.M. at the Batavia Town Hall.

Cable Franchise- Councilwoman Michalak reported she is still trying to set-up a meeting with Time Warner.

Fire- Deputy Supervisor Underhill reported he will be meeting with the Town of Batavia Fire Department to discuss their budget.

ADJOURNMENT:

Motion Deputy Supervisor Underhill, second Councilman Gerace to adjourn the Regular Town Board Meeting at 7:37 P.M.

MOTION CARRIED by unanimous vote (4-0)

Respectfully submitted,

Teresa M. Morasco
Town Clerk