

**SEPTEMBER 17, 2008  
REGULAR TOWN BOARD MEETING**

**Town Hall**

**7:00 P.M.**

Dan Underhill, Deputy Supervisor led the pledge to the flag.

**Roll Call**

**Present:** Supervisor Post  
Deputy Supervisor Underhill  
Councilman Lang  
Councilwoman Michalak  
Councilman Gerace

**Others**

**Present:** Town Clerk Morasco  
Highway Superintendent Cook  
Building Inspector Worthington  
Roger Muehlig, Daily News Reporter

The Supervisor called the meeting to order at 7:09 P.M.

**August 20, 2008 Regular Town Board Meeting:** Motion Councilman Lang, second Deputy Supervisor Underhill to approve the minutes as written.

**MOTION CARRIED by unanimous vote (5-0)**

**SPEAKER:**

**Alexander Marchioli**, Town resident who filed a petition on August 20, 2008 regarding the unsafe conditions at the intersection of Clinton Street Road and Terry Hills Drive, thanked the Town Board for taking immediate action.

**RESOLUTION NO. 152:**

Councilman Lang offered the following:

**STREETLIGHT-INTERSECTION OF  
CLINTON STREET ROAD AND TERRY HILLS DRIVE**

**RESOLVED**, National Grid is hereby authorized and directed to do the following work in the Town of Batavia, CSS Reference No. 1373663105:

Install: One –150 watt high pressure sodium lamp and luminaire on existing Pole #5003 at the intersection of Terry Hills Drive and Clinton Street Road.

Estimated Annual Cost: \$159.00 includes energy.

**Second by:** Deputy Supervisor Underhill

**Ayes:** Lang, Underhill, Michalak, Gerace, Post

**APPROVED by unanimous vote (5-0)**

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**RESOLUTION NO. 153:**

Deputy Supervisor Underhill offered the following:

**ENGINEERING DEPARTMENT-HIRE TEMPORARY EMPLOYEE**

**WHEREAS**, the Town Engineer has requested the hiring of Joseph Neth, Wilkinson Road, Batavia, as a temporary employee (as an Intern/Co-op position), to assist in the Engineering Department (request attached).

**NOW, THEREFORE, BE IT**

**RESOLVED**, the Batavia Town Board hereby authorizes the hiring of Joseph Neth, to assist in the Engineering Department at an hourly rate of ten dollars (\$10.00) per hour, not to exceed 40 hours per week for 13 weeks at a maximum cost of \$5,200.00, appropriated from budget line item A1440.102.

**Second by:** Councilman Gerace

**Ayes:** Underhill, Gerace, Lang, Michalak, Post

**APPROVED by unanimous vote (5-0)**

**RESOLUTION NO. 154:**

Supervisor Post offered the following:

**PROFESSIONAL SERVICES AGREEMENT FOR  
MUNICIPAL AGRICULTURE AND FARMLAND PROTECTION PLAN  
BETWEEN THE TOWN OF BATAVIA AND STUART I. BROWN ASSOCIATES**

**WHEREAS**, the Town of Batavia has received a grant award in the amount of \$25,000 from the New York State Department of Agriculture and Farmland Protection for a Municipal Agricultural & Farmland Protection Plan (“Plan”); and

**WHEREAS**, the Farmland Protection Steering committee had posted a Request for Proposal for assistance with the Plan; and

**WHEREAS**, the Farmland Protection Steering committee has received one proposal (attached) and has thoroughly reviewed the proposal and makes recommendation to the Town Board for award of the project to Stuart I. Brown Associates, Inc. contingent upon a signed grant contract with the NYS Department of Agriculture; and

**NOW, THEREFORE, BE IT RESOLVED**, the Batavia Town Board authorizes the Supervisor to retain Stuart I. Brown Associates, Inc. for the preparation of the Municipal Agricultural & Farmland Protection Plan for the amount of Twenty-five thousand dollars (\$25,000.00) and to execute an agreement between the Town of Batavia and Stuart I. Brown Associates, Inc. contingent upon receipt a signed grant contract with the NYS department of Agriculture.

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**Second by:** Councilman Lang  
**Ayes:** Post, Lang, Underhill, Michalak, Gerace  
**APPROVED by unanimous vote (5-0)**

**RESOLUTION NO. 155:**

Councilwoman Michalak offered the following:

**RESOLUTION TO APPROVE A WATER CUSTOMER AGREEMENT**  
**WITH KENT R. EWELL**

**WHEREAS**, the Town of Stafford has received a request from one of its residents, namely, Kent R. Ewell, residing at 8215 Batavia-Stafford Townline Road, and

**WHEREAS**, the Town of Stafford desires to provide water service to this residence, however, Stafford does not currently have a water district servicing his property location, and

**WHEREAS**, the Town of Stafford has requested that the Town of Batavia provide water service to this resident upon the same terms and conditions of other residents of the Town of Batavia, pursuant to an out of district Agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Board of the Town of Batavia, New York, that the Supervisor is hereby authorized and directed on behalf of the Town of Batavia to execute a proposed Water Customer Agreement, by and between the Town of Batavia, Kent R. Ewell, residing at 8215 Batavia-Stafford Townline Road, in the Town of Stafford, and the Town of Stafford, New York, and

**BE IT FURTHER RESOLVED** that the sale of water to this out of district customer in the Town of Stafford will not at this time reduce the supply of the Town of Batavia water so as to render the same insufficient to service all water districts within the Town of Batavia for the residents located therein, and

**BE IT FURTHER RESOLVED** that upon completion of the execution of the Water Customer Agreement, employees of the Town are hereby authorized and directed to take all steps necessary to provide water service to Kent R. Ewell and invoice him for the required charges set forth therein.

Dated: September 17, 2008

**Second by:** Deputy Supervisor Underhill  
**Ayes:** Michalak, Underhill, Gerace, Lang, Post  
**APPROVED by unanimous vote (5-0)**

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**WATER CUSTOMER AGREEMENT**

**THIS AGREEMENT**, made this \_\_\_\_\_ day of \_\_\_\_\_, 2008, by and between the **TOWN OF BATAVIA, NEW YORK**, a municipal corporation having its office and principal place of business at 3833 West Main Street Road in the Town of Batavia, County of Genesee and State of New York, (hereinafter referred to as “Batavia”), and **KENT R. EWELL**, owner of property at 8215 Batavia-Stafford Townline Road in the Town of Stafford, County of Genesee and State of New York, (hereinafter referred to as “Customer”), and the **TOWN OF STAFFORD**, a municipal corporation having its office and principal place of business at 8903 Route 237 in the Town of Stafford, County of Genesee and State of New York, (hereinafter referred to as “Stafford”).

**WITNESSETH:**

**WHEREAS**, Batavia is the owner of the Consolidated Water District in the Town of Batavia, New York, which Water District provides water service to residents in a portion of the Town of Batavia; and

**WHEREAS**, the Customer owns 8215 Batavia-Stafford Townline Road in the Town of Stafford, New York, which parcel of property is in close proximity to the Town’s Consolidated Water District facilities; and

**WHEREAS**, the Customer has requested permission to become a customer of and to purchase water from Batavia; and

**WHEREAS**, the Customer resides in the Town of Stafford, and Stafford intends to provide permission for the Town of Batavia to service the Customer as set forth herein; and

**WHEREAS**, the Town of Batavia has, by a Resolution, dated September 17, 2008, determined that the sale of water to the Customer will not at this time reduce the supply of its water so as to render the same insufficient to service all water districts within the Town of Batavia or their inhabitants;

**NOW, THEREFORE**, in consideration of the mutual covenants and agreements herein contained, the parties, pursuant to Section 198 (3)(b) of the New York State Town Law, covenant and agree as follows:

1. Customer shall, at his own expense, extend water from a new curb box to his residence at 8215 Batavia-Stafford Townline Road, Stafford, New York. Batavia shall install a water meter and pit at a location to be selected by Batavia, and the Customer shall pay for the installation cost, as per paragraph 2(B) below. Customer shall maintain all lines so placed from said curb box to his residence, as well as all internal plumbing.

2. Customer shall make the following payments to Batavia when billed:

A. An annual debt service payment, if any is due, to be paid in January of each year based upon the same formula used for customers within the Consolidated Water District. If service to

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Customer begins during a calendar year after January 1<sup>st</sup>, then within 10 days of service, payment will be made on a pro rata basis from the date of service to the end of this year.

B. Such charges as apply as set forth on the Town of Batavia "Water and Sewer Fee Schedule, June 2007", a copy of which is annexed hereto and made a part hereof as **EXHIBIT A**; as well as any future charges that may apply pursuant to this fee schedule, or any amendments thereof.

C. User charges based on water consumption as billed by the Town of Batavia.

D. Legal expenses incurred by Batavia in connection with the negotiation, preparation and execution of this Agreement not in excess of Three Hundred Dollars (\$300.00).

E. The sum of Five Hundred Dollars (\$500.00) to be deposited in an account to be used to pay any delinquent water charges that may arise in the future. The right to deduct delinquent charges from this sum of money is in addition to the Town of Batavia's right to terminate service.

3. Customer further covenants and agrees as follows:

A. To use said water only for residential purposes for the residence located at 8215 Batavia-Stafford Townline Road, Stafford, New York.

B. Not to permit any tap-in to any of the water lines installed by him for the benefit of any person, firm or corporation.

C. To abide by and obey all presently existing and future enacted rules, regulations and ordinances of the Town of Batavia pertaining to the use of and payment for water sold to residents of the Town of Batavia water districts as if said Customer was a resident of the Consolidated Water District.

D. To become a part of any water district or extension which geographically encompasses his property, and shall affirmatively sign any petition that seeks to establish such water district; as well as refraining from any acts in opposition to such a water district, such as voting against the same in any referendum.

E. Not to assign this Agreement without the prior written consent of the Towns of Batavia and Stafford.

4. This Agreement shall automatically terminate upon the happening of any of the following events:

A. The formation of a water district or extension geographically encompassing the property at 8215 Batavia-Stafford Townline Road, Stafford, New York, owned by the Customer.

B. A determination by the Town of Batavia, in its sole judgment, that the sale of water hereunder will reduce the supply of water to a level insufficient to meet the needs of any water district within the Town of Batavia or the inhabitants thereof.

C. A determination by appropriate State, County or Local officials that the supplying of water pursuant to this Agreement either alone or in conjunction with the supplying of water to others inside or outside of the territorial limits of the Town of Batavia or of any of its districts or extensions constitutes a community water supply system.

D. A determination by appropriate State, County or Local officials that the sampling and/or monitoring by the Town of Batavia of water supplied by this Agreement must be increased or altered from the procedures presently being following by the Town in sampling and/or monitoring.

E. Any breach of this Agreement by Customer.

F. The County of Genesee, from whom the Town of Batavia purchases its water, objecting to this Agreement.

5. The Town of Stafford does hereby approve the terms and conditions as set forth in this Agreement, and allows and authorizes the Town of Batavia to provide the water service as set forth

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herein to the Customer, who is located within the boundaries of the Town of Stafford.

6. This Agreement is subject to Stafford obtaining approval from the Monroe County Water Authority for the implementation of this Agreement.

**IN WITNESS WHEREOF**, the parties have executed this Agreement the day and year first written above.

TOWN OF BATAVIA, NEW YORK

By: \_\_\_\_\_  
Gregory H. Post, Supervisor

TOWN OF STAFFORD, NEW YORK

By: \_\_\_\_\_  
Robert S. Clement, Supervisor

\_\_\_\_\_  
Kent R. Ewell, Customer

**RESOLUTION NO. 156:**

Councilman Gerace offered the following:

**RESOLUTION TO AUTHORIZE**

**JOINT RECREATION/ATHLETIC FIELDS NEEDS ASSESSMENT WITH  
THE BATAVIA CITY SCHOOL DISTRICT AND THE CITY OF BATAVIA**

**WHEREAS**, the Batavia City School District has proposed to the Town and City of Batavia to complete a joint Needs Assessment in relation to Recreation/Athletic Fields (proposal attached); and

**WHEREAS**, the Needs Assessment would provide the basis for the School District, City and Town to apply for grant funding under the Local Government Efficiency Program or other funding programs; and

**WHEREAS**, the School District received a proposal from Stuart I. Brown Associates to complete a Needs Assessment at a cost of eleven thousand dollars (\$11,000.00) (proposal attached); and

**WHEREAS**, the School District is proposing the three entities jointly fund the assessment.

**NOW, THEREFORE, BE IT RESOLVED**, the Batavia Town Board hereby authorizes its participation in the joint Needs Assessment; and be it

**FURTHER RESOLVED** that the Town Board of the Town of Batavia, New York, authorizes the expenditure of \$2,750.00 to the Batavia City School District for the Town's share to complete the

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Needs Assessment; and be it

**FURTHER RESOLVED** the source of funding will be from contingency line item A1990.400.

**Second by:** Deputy Supervisor Underhill  
**Ayes:** Gerace, Underhill, Michalak, Lang, Post  
**APPROVED by unanimous vote (5-0)**

**RESOLUTION NO. 157:**

Councilman Lang offered the following:

**AMENDING 2008 BUDGETARY LINE ITEMS**  
**LGRMIF GRANT AWARD**

**WHEREAS**, the Town of Batavia received notification on August 21, 2008 from the State Education Department that the Town has been awarded the Local Government Records Management Improvement Fund (LGRMIF) Grant in the amount of twenty-five thousand, five hundred, sixty-nine dollars (\$25,569.00) for microfilming of building permit files (letter attached); and

**WHEREAS**, on September 15, 2008 a notification was received from the State Education Department amending the grant award by six percent to address the significant budget deficit in New York State (letter attached); and

**WHEREAS**, the amended grant amount is twenty-four thousand, thirty-four dollars (\$24,034.00); and

**WHEREAS**, line items need to be amended to account for these fund.

**NOW, THEREFORE, BE IT**

**RESOLVED**, the Batavia Town Board hereby amends the following line items:

A3060 Revenues	\$9,122.00
A1410.101 Clerk Part-time-Records Management	\$4,080.00
A1410.401 Contractual-Records Management	\$4,730.00
A9030.800 Social Security	\$ 312.00

and be it further

**RESOLVED**, the remaining amount of \$14,912.00 will be incorporated into the 2009 Budget.

**Second by:** Councilman Gerace  
**Ayes:** Lang, Gerace, Underhill, Michalak, Post  
**APPROVED by unanimous vote (5-0)**

**RESOLUTION NO. 158:**

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Deputy Supervisor Underhill offered the following:

**RESOLUTION TO ESTABLISH POSITION  
PART-TIME CLERK-LGRMIF GRANT AWARD**

**WHEREAS**, the Town of Batavia received a Local Government Records Management Improvement Fund (LGRMIF) Grant; and

**WHEREAS**, a part-time clerk's position needs to be created for support staff to complete the LGRMIF grant project.

**NOW, THEREFORE, BE IT**

**RESOLVED**, the Batavia Town Board hereby establishes the position of part-time clerk.

**Second by:** Councilman Lang

**Ayes:** Underhill, Lang, Michalak, Gerace, Post

**APPROVED** by unanimous vote (5-0)

**RESOLUTION NO. 159:**

Supervisor Post offered the following:

**RESOLUTION TO RETAIN  
PART-TIME TEMPORARY INDEXING CLERK-LGRMIF GRANT**

**WHEREAS**, the Town of Batavia received a Local Government Records Management Improvement Fund (LGRMIF) Grant; and

**WHEREAS**, the Town Clerk wishes to retain Mary Cordes as the temporary Indexing Clerk to complete the LGRMIF grant project.

**NOW, THEREFORE, BE IT**

**RESOLVED**, the Batavia Town Board hereby retains Mary Cordes as the temporary Indexing Clerk at a salary of \$12.00 per hour, not to exceed 20 hours per week, appropriated from line item A1410.401.

**Second by:** Councilman Gerace

**Ayes:** Post, Gerace, Lang, Underhill, Michalak

**APPROVED** by unanimous vote (5-0)

**RESOLUTION NO. 160:**

Councilwoman Michalak offered the following:

**RESOLUTION REGARDING  
COLLECTIVE BARGAINING AGREEMENT**

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**WITH TEAMSTERS LOCAL 264**

**WHEREAS**, the Town of Batavia was party to a collective bargaining agreement (“CBA”) with Teamsters Local 264 (“Union”) that expired on December 31, 2004, which was extended by mutual agreement through December 31, 2005, and thereafter continued to date under Section 201-a(1)(e) of the Taylor Law; and

**WHEREAS**, the Town has been actively engaged in negotiations with Local 264; and

**WHEREAS**, the Town’s negotiating representatives and the Union’s negotiating representatives have reached a tentative agreement on the terms of a new collective bargaining agreement effective through and including December 31, 2010, subject to the approval of the Town Board

**WHEREAS**, the Town Board has determined that the new collective bargaining agreement will be in the best interest of the Town of Batavia;

**NOW THEREFORE, BE IT HEREBY RESOLVED**, the Town Supervisor shall be and hereby is authorized to execute on behalf of the Town a new collective bargaining agreement with the Union, effective through and including December 31, 2010, incorporating the terms of the prior collective bargaining agreement as modified by the annexed tentative agreements between the Town’s negotiating team and the Union’s negotiating team.

**Second by:** Councilman Lang

**Ayes:** Michalak, Lang, Underhill, Gerace, Post

**APPROVED by unanimous vote (5-0)**

The Supervisor thanked the Town Board for coming up with an agreement to satisfy all. It allows employees to move forward. Councilman Gerace expressed that he supports the highway issues but it was a dollars and cents issue.

**RESOLUTION NO. 161:**

Councilman Gerace offered the following:

**RESOLUTION REGARDING  
MEMORANDUM OF AGREEMENT  
WITH TEAMSTERS LOCAL 264**

**WHEREAS** the Town Board of the Town of Batavia (“Town”) has authorized the Town Supervisor to execute a collective bargaining agreement (“CBA”) between the Town and Teamsters Local 264 (“Union”) covering employees in the Town’s highway department through December 31, 2010; and

**WHEREAS**, through collective negotiations the Town and the Union have agreed to change health insurance plans from the Teamsters “Supreme” plan to the Teamsters “Select” Plan at a

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significant cost savings to the Town; and

**WHEREAS** such new CBA provides for the application of a portion of the cost savings realized by the Town to a program as set forth in the annexed Memorandum of Agreement to offset some of the increased deductible and co-pay costs that employees will incur;

**NOW THEREFORE, BE IT HEREBY RESOLVED**, the Town Board hereby authorizes the Town Supervisor to execute the annexed Memorandum of Agreement with the Union establishing a program to offset certain increased deductible and co-pay costs that employees will incur under the new CBA, subject to the Union's execution of the CBA and the approval of the Town's labor counsel.

**Second by:** Deputy Supervisor Underhill  
**Ayes:** Gerace, Underhill, Michalak, Lang, Post  
**APPROVED by unanimous vote (5-0)**

**RESOLUTION NO. 162:**

Councilman Lang offered the following:

**AUTHORIZING BUDGET TRANSFERS FOR 2008**

**RESOLVED**, the Batavia Town Board hereby authorizes the following Budget Transfers:

**General Fund:**

<u>From</u>	<u>Amount</u>	<u>To</u>
A1010.404 Town Board: Contractual TownBoard:Contractual/Underhill	\$ 5.80	A1010.402
A1110.403 Justices Contractual - DA	\$ 535.00	A1420.405 Attorney: Contractual- DA
A1420.400 Attorney: Contractual- Town Ads	\$ 72.09	A1420.402 Attorney: Contractual- Legal
A1355.100 Assessor: Personal Services	\$5,600.00	A1355.103 Assessor: PT Assistant
A8020.200 Planning Board: Equipment	\$ 5.55	A8020.400 Planning: Contractual- Supplies
A9089.802 Staff Development	\$ 625.00	A8020.406 Planning Board: Training
A9055.800 Employee Disability Ins.	\$ 81.08	A9050.800 Unemployment Ins.
A1220.101 Supervisor: Bookkeeper	\$2,500.00	A1220.400 Supervisor: contractual
A1990.400 Contingency	\$4,613.48	A8020.404 Planning Board/Codification

**Highway**

DA 9089.801 Employee: Eye exam & lens	\$ 851.52	DA9030.800: Employee: Social Security
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**Second by:** Councilman Gerace  
**Ayes:** Lang, Gerace, Underhill, Michalak, Post  
**APPROVED by unanimous vote (5-0)**

**Abstract No. 9-2008:** Motion Deputy Supervisor Underhill, second Councilman Lang to authorize the Supervisor to pay the following vouchers:

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General	\$ 90,585.28
Highway	49,668.17
Sewer No. 1	691.05
Sewer No. 2	1,049.25
Water	18,650.34
Ellicott Water	160.00
Putnam/Shepard Water	1,118.00
Pearl Water	393.76
Wilkinson Water	692.24
Saile Drive Sewer	39,197.97
Rose Water	3,344.20
Alexander/Pike Water	<u>7,246.20</u>
<b>TOTAL</b>	<b>\$212,796.46</b>

Check numbers 12980 thru 13051, ACH \$290.00

**MOTION CARRIED by unanimous vote (5-0)**

**DEPARTMENT REPORTS:**

**Highway Superintendent** reported on the following:

**Maintenance** –Doing shoulder work and cleaning up from the storm

**OSHA**-Completed the OSHA classes.

**East Pembroke Post Office**- They will be taking care of the drainage issue in front of the East Pembroke Post Office.

**Water/Wastewater**-The Supervisor reported on the following:

**Leak Detection**- The water department completed the leak detection testing. Repaired five or six hydrants, efforts are continuing and they are starting to test large and small meters.

**Sanitary Sewer**- Need to address and come up with some mechanism to move ahead on the east end of the Town sanitary sewer project.

Will be meeting on water/sewer budget issues over the next couple of weeks.

**Meter Readings**- The Water Department will begin reading meters October 1.

**Water Districts**- Received approval from the NYS Comptrollers Office for the establishment of the Alexander/Pike Roads Water District and the Rose Road Water District.

**Water Applications/Testing**- The Water/Wastewater department is processing the application for water service at the Spectra Group site.

The COR Development site has all been tested.

**Building Inspector** reported that he has issued three certificates of occupancies (Bed, Bath & Beyond, Michaels and Petco) for the Batavia Towne Center on Veterans Memorial Drive.

**Supervisor's Report:**

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**Status Report** on expenditures and revenues is available for the Board's review. The investment sheets will be entered into the minute book. The monies are invested in CD's and are paying a rate of 2.32%.

**GAM-** The next GAM meeting is tomorrow evening at the Bethany Community Center.

**Task Force on Small Business in NYS-** A Task Force on Small Business in NYS has been formed by Assembly Leader James Tedisco to support and improve our small business community. There will be a forum on Thursday September 25 from 10:00 am – 12:00 p.m. at the Village Albion to share concerns and priorities. The discussion is focusing on government policies that impede small business development and proposals that would remove those roadblocks.

**Budget Work Session-** There will be budget work sessions starting at 7:00 P.M. on September 24, 25 (tentatively), and October 2. On Wednesday, October 1 at 7:00 P.M. there will be a Special Town Board meeting to present the tentative budget.

**SPORTS COMPLEX SUPPORT-** Motion Councilman Gerace, second Councilwoman Michalak authorizing the Supervisor to send a letter of support to Theodore P. Hawley for GeneseeExcel Sports Park, an indoor fields complex he is proposing to build in the Town.

**Ayes:** Gerace, Michalak, Lang, Underhill Post

**MOTION CARRIED by unanimous vote (5-0)**

**COMPUTER PURCHASE-** Motion Deputy Supervisor Underhill, second Councilman Lang authorizing the Supervisor to purchase a computer and related software at a cost not to exceed \$1,000.00.

**Ayes:** Underhill, Lang, Michalak, Gerace, Post

**MOTION CARRIED by unanimous vote (5-0)**

**NYS ASSESSORS CONFERENCE-** Motion Deputy Supervisor Underhill, second Councilman Lang authorizing Michael Cleveland to attend the NYS Assessors Conference September 21 through September 24, 2008.

**Ayes:** Underhill, Lang, Michalak, Gerace, Post

**MOTION CARRIED by unanimous vote (5-0)**

**Communications:**

**The Town Clerk reported on the following:**

**August Town Clerk monthly report collected** a total of \$16,561.85 remitted \$11,976.17 to the Supervisor for the Local Share.

**GC ARC-Employer Appreciation Breakfast** is Wednesday, October 1 at Terry Hills from 9 a.m. to 11 a.m., if any Town Board member would like to attend, let me know by September 25.

**Kiwanis Park Donation-** Sharon Bentley donated \$25.00 for the use of Kiwanis Park and I sent a thank you letter to her on behalf of the Town.

**National Fuel-** Received a letter from National Fuel and they would like the Town to coordinate with them on planned projects for the upcoming year for pipeline replacement and such. A copy was distributed via email to the Town Board and department heads.

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**Dog Census**- Betsy Torrey will not be unable to do the dog census until the Spring of 2009.

**COMMITTEE REPORTS:**

**Fire-** Deputy Supervisor Underhill reported that they are working on the language for the Town of Batavia Fire Department Contract.

**OLD BUSINESS:**

**ADJOURNMENT:**

Motion Councilman Lang, second Deputy Supervisor Underhill to adjourn the Regular Town Board Meeting at 7:42 P.M.

**MOTION CARRIED by unanimous vote (5-0)**

Respectfully submitted,

Teressa M. Morasco  
Town Clerk