

TOWN OF RIDGEWAY  
TOWN BOARD MEETING  
MONDAY, JULY 21, 2014

The regular board meeting was called to order by Supervisor Napoli at 7:00 P.M. at the Town Hall, Medina, NY.

Those Officers Present:	Brian Napoli	Supervisor
	Jeffrey Toussaint	Councilman
	Paul Blajszczak	Councilman
	David Stalker	Councilman
	Mary Woodruff	Councilwoman
Others:	Mark Goheen	Hwy Superintendent
	Daniel Wolfe	Code Enf. Officer
	Katherine Bogan	Attorney
	Patricia Laszewski	Assessor(Absent Exc.)
	Barbara J. Klatt	Town Clerk
	Karen Kaiser	Deputy Town Clerk

PLEDGE OF ALLEGIANCE

RESOLUTION NO. 84 – 7/21/14

RESOLUTION TO ACCEPT AGENDA

Offered by Councilman Stalker, who moved its adoption.  
Seconded by Councilwoman Woodruff.

Resolved to accept agenda with additions to New Business: Resolution E and F.

Adopted:                      5 ayes                      0 nays

RESOLUTION NO. 85 – 7/21/14

RESOLUTION TO APPROVE MINUTES  
FROM JUNE 16, 2014 TOWN BOARD  
MEETING

Offered by Councilwoman, who moved its adoption.  
Seconded by Councilman Toussaint.

Resolved to approve minutes as presented from Town Board meeting of June 16, 2014.

Adopted:                      5 ayes                      0 nays

## COMMUNICATIONS:

- A. Received letter from NY Dept. of Public Service – gas company doing line inspections
- B. Received from County Assessor 2014 tax rates. Available on County website.
- C. Received notice of Safety Improvement Project-installed rumble strips

This Safety Improvement Project will install centerline rumble strips on 450 Miles of State highway in Genesee, Livingston, Monroe, Ontario, Orleans, Wayne, and Wyoming counties in high-speed locations. Centerline rumble strips have been shown to reduce head-on collisions on high-volume, non-divided, high-speed roads. This work will be done during 2015 and drivers should expect only minor delays due to construction on the affected roadways. The work zone will be similar to what drivers encounter when meeting a striping crew, with the exception that flaggers will be stationed with the work zone to allow an alternating single lane of traffic to pass while the work is done.

## DATE OF NEXT MEETINGS

- A. Workshop – August 12, 2014, 7:00 P.M. at Ridgeway Town Hall
- B. Town Board Mtg. – August 18, 2014, 7:00 P.M. at Ridgeway Town Hall

## OLD BUSINESS

- A. Water District #13 application to be submitted next week.

## NEW BUSINESS

RESOLUTION NO. 86 – 7/21/14

RESOLUTION TO APPROVE AND  
ACCEPT 2013 SINGLE AUDIT BY  
AMATO, FOX & COMPANY, PC

Offered by Councilman Stalker, who moved its adoption.  
Seconded by Councilman Blajszczak.

Resolved to approve and accept Town of Ridgeway 2013 single audit by Amato, Fox & Company, PC as presented.

Adopted:                                      5 ayes                                      0 nays

RESOLUTION NO. 87 – 7/21/14

RESOLUTION TO APPROVE AND  
AUTHORIZE SUPERVISOR TO SIGN  
BOND COUNSEL AGREEMENT WITH  
HODGSON RUSS FOR WD#13

Offered by Councilman Toussaint, who moved its adoption.

John A. Alessi  
Partner  
Direct Dial: 716.848.1567  
Facsimile: 716.819.4660  
jalessi@hodgsonruss.com



July 21, 2014

**Via E-mail**

Brian P. Napoli, Town Supervisor  
Town of Ridgeway  
c/o Katherine K. Bogan, Esq.  
517 Main Street  
P.O. Box 14  
Medina, New York 14103

Dear Supervisor Napoli:

Re: Town of Ridgeway, Orleans County, New York;  
Bond Counsel Services and Billing Arrangements for  
the Establishment of Water District No. 13

This letter is in accordance with USDA Rural Development Agency ("Rural Development") requirements and supplements prior legal services agreements and engagement letters for our professional services as bond counsel to the Town of Ridgeway, Orleans County, New York (the "Town") for these types of projects. This supplemental engagement letter relates to the authorization for the establishment of Water District No. 13, and the structuring and financing in connection with such establishment (collectively, the "Project").

Based on the Town's \$800,000 Project (and on the tentative plan of financing provided by Municipal Solutions that is identified below), our estimated fees will be in an aggregate amount not to exceed \$19,000. This amount is calculated with the understanding that the Town would issue two bond anticipation notes and one series of bonds through Rural Development within two years from the date of this letter. This amount also includes our fees for the substantial early work structuring and refining the Project to comply with Town law, and the establishment proceeding that was started by Board motion, but due to complications, was rescinded and initiated by the resident signature method.

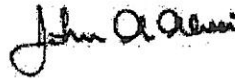
We understand that the Town is looking to finance the Project through participation in attractive financing programs offered by Rural Development. Therefore our fee estimate has been increased to reflect the additional work related to such Rural Development financing programs.

Should the above assumptions change, any extraordinary factors present themselves or a more concrete plan of financing be established, we respectfully request that an amendment to this supplemental engagement letter be approved.

We hope that the information set out above will be helpful to you. Please call us if you have any questions. If this arrangement is satisfactory to the Town, please arrange for the appropriate Town official to date and sign two copies of this agreement where indicated and return one to me by fax or e-mail. Please retain an original for the Town's records.


We appreciate the opportunity to act as bond counsel to the Town in furtherance of this Rural Development Project for the benefit of Town residents.

Very truly yours,



John A. Alessi

ACCEPTED AND AGREED ON THIS 21<sup>ST</sup> DAY OF JULY, 2014  
TOWN OF RIDGEWAY, ORLEANS COUNTY, NEW YORK

By: 

Name & Title: Brian P. Napoli, Town Supervisor

JAA/cws

cc: Barbara Klatt, Town Clerk (barbk410@aol.com)  
Katherine K. Bogan, Esq. (Munchiebubba@aol.com)

Seconded by Councilwoman Woodruff.

Resolved to approve and authorize Supervisor to sign Bond Counsel Agreement with Hodgson Russ for Water District 13.

Adopted: 5 ayes 0 nays

RESOLUTION NO. 88 – 7/21/14

RESOLUTION TO APPROVE  
PRELIMINARY BUDGET (FORM E)  
FOR WATER DIST. #13 AND  
AUTHORIZE SUPERVISOR TO SIGN

Offered by Councilman Toussaint, who moved its adoption.  
Seconded by Councilwoman Woodruff.

Resolved to approve Preliminary Budget (Form E) for WD#13 and authorize Supervisor to sign.

FORM E

RURAL DEVELOPMENT (RD) PROJECT BUDGET/COST CERTIFICATION

Project Name:	Town of Ridgeway Water District No. 13	Date:	07/21/14	Report No.:	
				Actual:	
				Estimate:	
				Revised	
				Preliminary	

Funding Source(s)	Amount	Other Funding Source(s)	Amount
RD Loan	\$500,000.00	Other Source:	
RD Loan	\$410,000.00	Other Source:	
RD Grant			
RD Grant			
SUB TOTAL:	\$910,000.00	SUBTOTAL:	\$0.00
		TOTAL:	\$910,000.00

ITEM	APPROVED BUDGET	MODIFIED BUDGET	PREVIOUS EXPENDITURES	EXPENDITURES THIS PERIOD	EXPENDITURES TO DATE	BALANCE REMAINING
<b>A. ADMINISTRATIVE</b>						
1. Legal	\$9,297.00					
2. Bonding	\$19,000.00					
3. Not Interest	\$3,500.00					
4. Travel Coordination	\$9,000.00					
5. Project Management	\$13,000.00					
6. Land & Rights of Way	\$500.00					
7. SIGGRAPH A Conference	\$3,400.00					
8. Miscellaneous	\$1,000.00					
9. Archaeological Survey	\$7,886.45					
Total A. Administrative	\$66,083.45	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>B. TECHNICAL SVCS.</b>						
1. Engineering	\$3,561.50					
a. Study and Report Phase	\$16,418.50					
b. Preliminary Design Phase	\$19,454.58					
c. Final Design Phase	\$2,108.00					
d. Bidding and Negotiation Phase	\$9,771.50					
e. Construction Phase	\$268.00					
f. Post Construction Phase	\$27,430.00					
g. Additional Services	\$3,310.50					
Total B. Technical Svcs.	\$72,142.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>C. CONSTRUCTION</b>						
1. Construction Contracts	\$259,840.00					
a. Contract 1						
b. Contract 2						
c. Contract 3						
d. Contract 4						
e. Contract 5						
2. Direct Expenditures						
a.						
b.						
c.						
Total C. Construction	\$259,840.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>D. CONTINGENCY</b>						
1. Contingency	\$11,144.00					
Total D. Contingency	\$11,144.00					\$0.00
<b>TOTAL PROJECT COST</b>	<b>\$910,000.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

I certify to the best of my knowledge and belief that the billed costs or disbursements are in accordance with the terms of the project and that the reimbursement represents the Federal share due, which has not been previously requested and that an inspection has been performed and all work is in accordance with the terms of the award.

*Deane T. Smith* 7/22/14  
Applicant Yes

Engineer/Architect

Reviewed By  
(revised 12/1/2008)

Date Reviewed

Prepared by

*Kathleen Pearson*

Adopted: 5 ayes 0 nays

RESOLUTION NO. 89 – 7/21/14

RESOLUTION TO APPROVE  
PURCHASE OF DIAMOND 90" 3PT  
REAR CENTER FLAIL MOWER AT  
COST OF \$9,322.92

Offered by Councilman Blajszczak who moved its adoption.  
Seconded by Councilman Stalker.

Resolved to approve purchase of diamond 90" 3pt rear center flail mower, by Highway  
Dept., at a cost of \$9,322.92.



Quote Summary				
<b>Prepared For:</b> Town Of Ridgeway Highway Supt 410 West Ave Medina, NY 14103 Business: 716-798-0730		<b>Prepared By:</b> Bill Tooley Lakeland Equipment Corp. 3237 Union Street North Chili, NY 14514 Phone: 585-594-3700 billtooley@lakelandequipment.com		
		<b>Quote Id:</b> 8863224 <b>Created On:</b> 15 June 2014 <b>Last Modified On:</b> 15 June 2014 <b>Expiration Date:</b> 15 July 2014		
Equipment Summary	Suggested List	Selling Price	Qty	Extended
DIAMOND DRF090-CE	\$ 12,119.00	\$ 9,322.92 X	1 =	\$ 9,322.92
<b>Equipment Total</b>				<b>\$ 9,322.92</b>
<b>Quote Summary</b>				
Equipment Total				\$ 9,322.92
SubTotal				\$ 9,322.92
Total				\$ 9,322.92
Down Payment				(0.00)
Rental Applied				(0.00)
<b>Balance Due</b>				<b>\$ 9,322.92</b>

July 10, 2014

Town of Ridgeway Highway Supt.  
410 West Ave  
Medina, NY 14103  
76-798-0730

Following: please find a proposal for a new 90" 3pt Rear Center Flail Mower

**PROPOSAL**

DRF090-CE 90" 3pt Rear Center Flail Mower

Price: \$11,057

Freight

Price: \$892.00

**TOTAL**

Price: \$11,949

Diamond Mowers is committed to providing unparalleled service to you. In a continued effort to serve you better, we are pleased to offer the following:

**30-Day Satisfaction Guarantee** – Use our mower for up to 30 days and if you are not 100% satisfied, you can return it for a full refund (less freight), no questions asked.

**72-Hour Parts Shipping Guarantee** – We guarantee that your Genuine Diamond Parts orders will ship within 72 hours or we will give you the parts - and the shipping - for free.

Please contact me directly with any questions at 724-650-7434. Thank you for the confidence you have placed in Diamond Mowers.

Don Cottage  
Regional Sales Manager

Adopted: 5 ayes

0 nays

RESOLUTION NO. 90 – 7/21/14

RESOLUTION TO APPROVE REPORT  
AND ACCEPT RECOMMENDATION OF  
CODE ENFORCEMENT OFFICER, DAN  
WOLFE

Offered by Councilman Stalker, who moved its adoption.  
Seconded by Councilwoman Woodruff.

Resolved to approve report submitted to the board by Code Enforcement Officer, Dan  
Wolfe, and accept his recommendation to demolish structure on 3652 Knowlesville Rd.

Adopted: 5 ayes

0 nays

RESOLUTION NO. 91 – 7/21/14

RESOLUTION TO APPROVE AND  
AUTHORIZE SUPERVISOR TO SIGN  
PROPOSALS FOR SERVICE BY  
STUART BROWN ASSOC. FOR WD#13  
(RURAL DEV.) ENVIRONMENTAL  
REVIEWS AND COORDINATION OF  
ARCHAEOLOGICAL INVESTIGATION

Offered by Councilman Toussaint, who moved its adoption.  
Seconded by Councilman Blajszczak.

Resolved to approve and authorize Supervisor to sign proposals for service for WD#13  
by Stuart I. Brown Associates Inc.

Planning & Management  
Grant Consultants  
Economic Development  
Environmental Review

**Stuart I. Brown**  
Associates, Inc.  
A LaBella Company

300 State Street, Suite 201, Rochester, NY 14614

Phone 585.223.3430  
Fax 585.454.3086  
www.labellapc.com

February 12, 2014

Brian Napoli, Supervisor  
Town of Ridgeway  
410 West Avenue  
Medina, NY 14103

RE: Proposal for Services – Town of Ridgeway Water District No. 13  
Rural Development - Coordination of Archaeological Investigation

Dear Supervisor Napoli:

We are seeking Town approval to continue with the USDA Rural Development (RD) application process for the Town of Ridgeway Water District No. 13 project. As you know, the State Historic Preservation Office (SHPO) required an archaeological investigation for this project. We undertook the work to solicit requests for proposals and to coordinate and interface with the archaeologist to keep the project moving forward although the work was beyond the scope of the environmental services agreement between the Town of and our firm. We are requesting the Town Board's consideration for approving a fee of \$1,000 for this additional work we performed which included the following tasks:

- Coordination with the Project Engineer regarding watermain alignment or plans
- Preparation of request for proposal and distribution to archaeological firms
- Coordination with archaeological firms with regard to the watermain alignment/plans, the need for geo-morphological work, landowner permissions and information (if needed), etc.
- Review of proposals and recommendation to Town Board
- Scheduling of necessary tasks and coordination between engineer, municipality and archaeological firm
- Oversight of report preparation, submission to SHPO and archaeological firm schedule
- Consultation with SHPO regarding determination, as needed

Payment of the aforementioned fees would be due and payable within 30 days following the submission of the archaeologist report to SHPO.

If this proposal is acceptable, please have it authorized by the Town Board. Following authorization, please sign both copies of this proposal, return one to us for our records and retain a copy for the Town's records. If you have questions or would like to discuss details associated with this engagement, please call me at your earliest convenience. We look forward to continuing to assist the Town in meeting its public water supply needs.

Sincerely,

Accepted by the Town of Ridgeway

William Reemtsen  
Grants Consultant

By: Brian Napoli  
Date: 7/22/14

c: Barbara Klatt, Town Clerk

Adopted:

5 ayes

0 nays

Planning & Management  
Grant Consultants  
Economic Development  
Environmental Review

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300 State Street, Suite 201, Rochester, NY 14614

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February 14, 2012

Brian Napoli, Supervisor  
Town of Ridgeway  
410 West Avenue  
Medina, NY 14103

RE: Proposal for Services  
Rural Development - Environmental Reviews  
Water Districts No. 12 and 13

Dear Supervisor Napoli and Town Board Members:

As a follow up to our discussions I am submitting this letter form of proposal/agreement to prepare the required SEQR/NEPA investigations for submission to Rural Development for water system extension projects designated as Water Districts No. 12 and 13.

Our current fee to prepare and file the required SEQR/NEPA investigations, is \$6,000. Pursuant to the cost details set forth in my email of December 13, 2011 including the economies for undertaking individual projects concurrently and credits for previous authorizations for these projects, we are prepared to complete this work for a total fee of \$4,800. This fee would be equally divided between the two water districts (\$2,400 each).

I look forward to assisting the Town on these projects. If this proposal is acceptable to the Town, please sign the acceptance below and return a copy to me for our files. Please feel free to call if you have questions or need additional information.

Sincerely,

Stuart I. Brown

Stuart I. Brown  
Grants Consultant

Accepted by the Town of Ridgeway

By: Brian Napoli  
Date: 7/22/14

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Relationships. Resources. Results.

OTHER BUSINESS

A.FIRE COMPANY REPORT



*Ridgeway Volunteer Fire Company, Inc.*

11392 Ridge Road

PO Box 816

Medina, NY 14103-0816

E-mail: [ridgewayfiredept@rochester.rr.com](mailto:ridgewayfiredept@rochester.rr.com)

Web Site: [ridgewayfire.org](http://ridgewayfire.org)

Station #1 (585) 798-2076

Fax # (585) 798-5350

Monthly Alarm Report

June 2014

Structure Fires 0

Vehicle Fires 0

Grass Fires 0

M.V.A. 3

E.M.S. 16

Haz. Conditions 7

Automatic Alarms 2

Mutual Aid 1

Total Alarms 28

Training Hours 40

Other Hours 40



## B. DEPARTMENT AND COUNTY LEGISLATOR REPORT

Attorney, Kathy Bogan, has asked Chatfield Eng. to prepare easements for WD#12 & 13 so they can be mailed out for signatures.

Attorney Bogan also indicated that much of the highway scrap money will help pay for the new mower.

Highway Superintendent, Mark Goheen, stated that he will be submitting checks and vouchers for road work done by the Town of Ridgeway Highway(South Culvert Rd.) before being reimbursed CHIPS funding.

Price of parts purchased in combination with water meters have risen. A price adjustment for meters is being considered.

Code Enforcement Officer, Dan Wolfe, submitted a recommendation to the board that pertains to a structure on 3652 Knowlesville Rd.

**Town of Ridgeway**  
Code Enforcement Office  
410 West Avenue Medina, NY 14103  
585-798-0735

**Law No. 2, 1981 Investigation and Report**  
**3652 Knowlesville Road Tax Map 70.2-3-35**  
**Owner- James Groves, no current address**

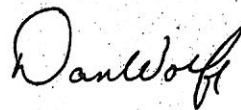
To whom it may concern,

I have inspected 3652 Knowlesville Road, it is my opinion that the structure presents a danger to the health, safety, morals and general welfare of the public and is unfit for human occupancy. The structure is open due to a fire making it a place of rodent infestation. The partial basement is full of water, the power is turned off, there is no apparent source of heat, the structure has water damage with mold throughout the interior.

Taxes are two years in arrears, continued nonpayment will result in tax foreclosure in 2014

It is my recommendation that the structure be demolished.

Dan Wolfe



Code Enforcement Officer  
Town of Ridgeway

Town Clerk spoke about updated DEC software and license sales.

## C. COUNCILMAN REPORT

Councilman Blajszczak stated that it is nice to see some new buildings/construction taking place.

Councilman Toussaint spoke about the joint summer recreation program(youth) with the first session almost over. He said that the inclusion of Lyndonville youth is going well.

Councilwoman Woodruff stated that she observed the park program for youth and that everything looks under control. Councilwoman Woodruff also thanked 2<sup>nd</sup> Deputy Hannah Hill, 1<sup>st</sup> Deputy Karen Kaiser and Town Clerk, Barb Klatt for continuing to make our [www.townridgeway.org](http://www.townridgeway.org) current and very user friendly.

#### D. BOARD REPORTS: PLANNING, ZONING

RESOLUTION NO. 92 – 7/21/14

RESOLUTION TO PAY BILLS

Offered by Councilman Blajszczak, who moved its adoption.  
Seconded by Councilman Toussaint.

Resolved to pay bills as presented:

PREPAID ABSTRACT	\$ 12747.00
ABSTRACT	\$ 168594.76
TOTAL ABSTRACT	\$ 181341.76

Adopted:	5 ayes	0 nays
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#### RESIDENTS CONCERNS:

Discussion concerning upcoming meeting with the Village of Medina about agenda, Town Board attendance, shared services, etc. Views were shared by members of the Ridgeway Town Board, attending residents and newspaper reporters.

#### ADJOURNMENT

As there was no further business to discuss, a motion was made to adjourn the meeting at 8: 00 P.M.by Councilwoman Woodruff and seconded by Councilman Stalker.

Town of Ridgeway,

Barbara J. Klatt  
Town Clerk