A regular meeting of the Ontario Town Board was called to order by Supervisor John Smith at 7:00 p.m. in the Ontario Town Hall. Present were Supervisor Smith, Council members: Jason Ruffell, Frank Robusto, Joseph Catalano, Richard Leszyk, Business Manager Paul Liess, Library Director Sandra Hylen, Attorney Richard Williams and Town Clerk Debra DeMinck.

11 residents and visitors were present at portions of the meeting

Judge Sucher led the Pledge of Allegiance.

**Revisions to the Agenda** - A motion was made by Mr. Robusto, seconded by Mr. Ruffell, to approve the agenda as presented. 5 Ayes 0 Nays MOTION CARRIED

A resident addressed Board members on looking at how to reduce the speed limit on Ontario Center Road, north of Brick Church Road.

**Correspondence** – None

**New Business** – The Town Clerk presented the 2018 Tentative Budget to all five (5) Board members.

A motion was made by Mr. Smith, seconded by Mr. Ruffell, to adopt the following resolution:

**Health Insurance Coverage for the Town Justice**

**Position to Begin January 1, 2018**

WHEREAS, the current Policy of the Town of Ontario, as set forth in section 809 of the “Employee Handbook for the Town of Ontario” specifically provides that only full-time employees and certain, specified elected officials, not including Town Justices, are to receive Health Insurance as a benefit of their employment; and

WHEREAS, notwithstanding the above Policy provisions, on March 13, 2000, the Town Board adopted a Resolution “to exempt the current Town Justices (2) from the Town Policy 809 Premium Payment and allow them to continue health insurance coverage at no cost to them while in their current position”; and

WHEREAS, the Town Board has determined that it is not appropriate to continue to “exempt” any Town Justice from the aforesaid Policy regarding Health Insurance and that it is fiscally prudent and appropriate to have such Policy apply to all Town Justice positions in the same manner and equal to all other part-time Town employees:

NOW, THEREFORE, IT IS

RESOLVED, that, effective as of the commencement of the Town Justice position that has a term from January, 2018 through December 2021, Health Insurance coverage for such position shall not be provided to such Town Justice and the provisions to section 809, as aforesaid, shall fully apply to such Town Justice position; and it is

FURTHER RESOLVED, that to the extent, if any, that the foregoing results in a differential in “salary”, as referred to in section 27(1) of New York State Law, between the “salary” of the Town Justice position that has a term from January, 2016 through December, 2019 and the Town Justice position that has a term from January, 2018 through December, 2021, such differential is hereby approve by this board. 5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Ruffell, seconded by Mr. Robusto, to adopt the following resolution:

**THE DEDICATION OF A PARCEL OF LAND FOR HIGHWAY PURPOSES**

**OF THE LAKEFRONT ESTATES SUBDIVISION – PHASE VI**
WHEREAS, Nicholas D’Angelo by “Offer of Dedication of Land for Public Highway Purposes”, dated September 7, 2017, has offered to dedicate certain lands in the Town of Ontario, Wayne County, New York consisting of a road to be known as “Lake Mist Trail”, as shown on a map entitled “Road Dedication, Lakefront Estates, Phase VI”, prepared by O’Neill-Rodak, Land Surveying Associates, P.C., dated July 28, 2017, and such Offer having been presented to the Town Board of the Town of Ontario, and it appearing therefrom to the satisfaction of the Town Board that the lands so offered for dedication have been and are properly surveyed and mapped and should be accepted as Lands of said Town, and that all claims for damage have been properly released;

NOW, on Motion duly made and seconded, it was

RESOLVED, that the Town Board of the Town of Ontario does hereby consent that the aforesaid land, located in the Town of Ontario, Wayne County, New York, and as more particularly described as set forth on “Schedule A” hereof, be accepted in dedication for highway purposes; and be it further

RESOLVED, that the Town Board does hereby consent to the issuance of an Order to Lay Out by the Highway Superintendent of the Town of Ontario for the road to be created by such Dedication; and be it

RESOLVED, that any taxes that are currently due or will become due on said parcel of land, as a result of the assessment roll in effect at the time of this acceptance, shall be the responsibility of the grantor dedicating the parcel of land to the Town. 5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Robusto, seconded by Mr. Leszyk, to adopt the following resolution:

THE DEDICATION OF A PARCEL OF LAND FOR PUBLIC ACCESS PURPOSES OF THE LAKEFRONT ESTATES SUBDIVISION – PHASE VI

WHEREAS, Nicholas D’Angelo, by “Offer to Dedicate Land”, dated September 7, 2017, has offered to dedicate certain lands in the Town of Ontario, Wayne County, New York consisting of approximately .521 acres of land to be used for Public Access Purposes, as is depicted on a map prepared by O’Neill-Rodak Land Surveying Associates, P.C., dated August 23, 2017 and bearing Project No. 2002-0280, noted on such map as “Parcel to be Conveyed to the Town of Ontario as a Zoning Incentive”; and such offer has been presented to the Town Board of the Town of Ontario, and it appearing therefrom to the satisfaction of the Town Board that the lands so offered for dedication have been and are properly surveyed and mapped and should be accepted as Lands of said Town, and that all claims for damage have been properly released;

NOW, on Motion duly made and seconded, it was

RESOLVED, that the Town Board of the Town of Ontario does hereby consent that the aforesaid land, located in the Town of Ontario, Wayne County, New York, and as more particularly described as set forth on “Schedule A” hereof, be accepted in dedication for public purposes; and be it further

RESOLVED, that any taxes that are currently due or will become due on said parcel of land, as a result of the assessment roll in effect at the time of this acceptance, shall be the responsibility of the grantor dedicating the parcel of land to the Town. 5 Ayes 0 Nays RESOLUTION ADOPTED

Board reports – Mr. Ruffell announced the BID (Business Improvement District) will hold a Main Street Wine Walk on Friday, October 6th from 6 p.m. to 8 p.m. Information is on the Town’s web site.
Mr. Robusto stated he attended the Ontario Chamber dinner last week and he also attended the dedication of the Solar Array last week.
Mr. Leszyk gave an update on the Planning board and the Zoning Board of Appeals. All the boards are busy.
Approval of Claims – A motion was made by Mr. Leszyk, seconded by Mr. Ruffell, to approve the abstract of claims for September 25, 2017 including vouchers #2215 through #2380 (2255-2258 used by the Business Office) with a grand total of $124,255.70 and to authorize the Supervisor to issue payments for same. 5 Ayes 0 Nays MOTION CARRIED

Executive Session – A motion was made by Mr. Smith, seconded by Mr. Ruffell, to move into an executive session at 7:35 p.m. on a collective bargaining matter. 5 Ayes 0 Nays MOTION CARRIED

Reconvene – 7:45 p.m.

A motion was made by Mr. Ruffell, seconded by Mr. Leszyk, to authorize the Supervisor to sign the civil service Memorandum of Agreement between CSEA, Local 1000, AFSCME, AFL-CIO, Town of Ontario Water Utilities Unit #9111-02 and the Town of Ontario as presented and to coordinate with the Superintendent of Water Utilities. 5 Ayes 0 Nays MOTION CARRIED

Executive Session – A motion was made by Mr. Smith, seconded by Mr. Ruffell, to move into an executive session at 7:51 p.m. for pending litigation. 5 ayes 0 Nays MOTION CARRIED

Reconvene – 8:24 p.m.

Adjourn – A motion was made by Mr. Smith, seconded by Mr. Ruffell, to adjourn at 8:25 p.m. 5 Ayes 0 Nays MOTION CARRIED

Respectfully submitted,

Debra DeMinck
Ontario Town Clerk

The above minutes will become official upon approval of the town board.