

MINUTES OF STAFFORD TOWN BOARD MEETING OF November 9, 2009

PRESENT:

R. Clement -Supervisor
D. Vicary -Councilman
R. Panek -Councilman
M. Mouery -Councilman
R. Pacer -Deputy Supervisor

OTHERS PRESENT:

Walt Kershenski - Town Clerk
Steven Boldt - Highway Superintendent
Kevin Earl - Town Attorney
Lester Mullen - CEO/ZEO
Approximately 11 members of the Community per sign in form

Supervisor Clement called the meeting to order at 7:43 p.m., followed by Pledge to the Flag.

Motion made by Councilman Panek sec. by Councilman Pacer to accept the minutes of the October 22, 2009, Special Town Board Meeting to award a contract bid for WD#7 as presented by the Town Clerk. All approved. **Motion** carried.

Motion made by Councilman Mouery sec. by Councilman Panek to accept the minutes of the October 12, 2009, regular Town Board Meeting, as presented by the Town Clerk. All approved. **Motion** carried.

Motion made by Councilman Vicary sec. by Councilman Panek to accept the financial report as submitted by the Supervisor. All approved. **Motion** carried

OLD BUSINESS:

1. 2009 FIRE CONTRACT APPROVAL:

Representatives from the Stafford Fire Dept. were in attendance and they made a request of the Town Board to pay the Fire Dept. the sum of \$75,955 for aid and fire protection as proposed in the 2010 Fire Contract with the Town.

A **Motion** was made by Councilman Pacer and seconded by Councilman Mouery to approve the following Fire Protection Contract between the Town of Stafford and the Stafford Fire Department with the contract sum of \$75,955 for aid and fire protection as stated in the 2010 Budget.

CONTRACT FOR FIRE PROTECTION

THIS AGREEMENT, entered into this 9th day of November, 2009.

BETWEEN:

TOWN OF STAFFORD

A municipal corporation existing under the laws of the State of N.Y.
8903 Morganville Road
Stafford, New York 14143,

Hereinafter referred to as “**Town**”

AND

STAFFORD FIRE DEPARTMENT, INC.

A corporation organized pursuant to the laws of the State of N.Y.
With its principal place of operation in the Town of Stafford, 6153 Main Rd,
POBox 56, Stafford, County of Genesee, New York 14143,

Hereinafter referred to as “**Fire Department**”.

WITNESSETH:

WHEREAS, the Town has established a Fire Protection District known as the “Stafford Fire Protection District”, embracing the entire territory of the Town, as duly adopted by resolution of the Town Board of the Town on the 25th day of June 1945; and

WHEREAS, the Town wishes to contract with the Fire Department for furnishing fire protection services to said Fire District for a period of time from January 1, 2010 through December 31, 2010; and

WHEREAS, a public hearing was held at the Town Hall on November ____, 2009, and such hearing having been called for the purpose of aiding in the determination of whether or not a contract should be made between the Town and Fire Department for further fire protection; and

WHEREAS, the Town Board of the Town at its monthly meeting held November 9, 2009, duly authorized this contract with the Fire Department for fire protection services for said Fire Protection District upon the terms and provisions herein set forth; and

WHEREAS, this contract has been duly authorized by the governing board of the Fire Department;

NOW, THEREFORE, the Town does engage and contract with the Fire Department to furnish fire protection to the said Fire Protection District and the Fire Department agrees to furnish such protection services as having commenced January 1, 2010 in the following manner, to wit:

1. The Fire Department agrees at all times during the period of this contract to be subject to call for attendance upon any fire occurring in the Fire Protection District, and to furnish suitable apparatus and appliances for the furnishing of fire protection in such District, and when notified by alarm or telephone or any other manner of a fire within said District the Fire Department will respond to and attend upon the fire without undue delay and to proceed diligently and in every way reasonably suggested to extinguish the fire and to save life and property in connection therewith.

2. **In consideration** for furnishing such aid and fire protection, **the Town shall pay to the Fire Department the sum of \$75,955.00 for the year 2010**, said sum to be assessed and levied upon the taxable property in said District and collected with the Town taxes, and the Town shall pay said sum over to the Fire Department on or before the 1st day of February, 2009.

3. As part of the consideration for this contract, the Fire Department agrees that liability insurance will be maintained by the Fire Department on all of its fire vehicles/trucks used for fire fighting/protection for the purposes of this agreement, and general public liability insurance will also be maintained by the Fire Department for the benefit of the Fire Department and said insurance policies shall name the Town of Stafford as one of the insured parties. Said policies shall be written with a minimum liability coverage of \$1,000,000.00.

4. Nothing contained herein shall be deemed to relieve or limit or adversely affect in any way, and the Town shall accomplish all acts to maintain and so meet, the responsibility or liability of the Town for injury sustained by any firefighter or for the death of any firefighter while engaged upon the performance of his/her duties, and otherwise, as provided by §205 of the General Municipal Law or any other statute or law of the State of New York, and members of the Fire Department while engaged in the performance of their duties, answering, attending upon or returning from any call provided for by this contract, shall have the same rights, privileges and immunities as volunteer firefighters/firemen as provided for by law. The Town shall be released from responsibility or liability for all non-firefighting activities of the Fire Department, which activities are not included within the intention of this contract.

5. This contract is written pursuant to Article 11, §184 of the Town Law.

6. This contract shall continue through December 31, 2010.

Approved on Roll Call as follows:

Supervisor Robert S. Clement	Yes
Councilwoman Michelle Macon-Mourey	Yes
Councilman Robert Pacer	Yes
Councilman Ronald T. Panek	Yes
Councilman David G. Vicary	Yes

2. 2009 BUDGET ADOPTION:

Supervisor Clement prompted the Board for any modifications for the 2010 Preliminary Budget. Upon further review of the 2010 Preliminary Budget proposal, no further changes were suggested and Supervisor Clement then proposed the following Resolution #24 -2009 for Adoption.:

State of New York County of Genesee

Town of Stafford

Date: November 9, 2009

Resolution accepting the preliminary budget for the Town of Stafford for the Fiscal year 2010.

Whereas: The Town Board of the Town of Stafford does hereby accept the preliminary budget of the Town of Stafford for the fiscal year 2010 beginning on the first day of January 2010 and that the budget so adopted be entered into the minutes of the proceedings of this Town board and

Be it Further Resolved: those copies of such budget, as adopted pursuant to section 202A, subd. 2 of Town Law are delivered to the Supervisor of this town who will then in turn deliver copies to the Legislature of this county. .

This Resolution was presented to the Stafford Town Board at the Nov. 9, 2010 regular meeting and a **Motion** was made by Councilman Pacer and seconded by Councilman Panek. The motion was passed by a vote of 4 to 1.

Roll Call vote as follows:

Councilman Vicary	<u>Yes</u>
Councilman Panek	<u>Yes</u>
Councilman Mouery	<u>No</u>
Councilman Pacer	<u>Yes</u>
Supervisor Clement	<u>Yes</u>

3. Local Law 1-2009::

- Review 20 question SEQRA document:

Town Attorney Kevin Earl briefly explained the procedure required to finalized adoption of Local Law #1-2009 to upgrade the Town of Stafford Zoning Laws. Then he reviewed and prompted the Board members for their comments and approval of the questionnaire that was part of the 'Full Environmental Assessment Form'. There was general agreement from the Town Boardmembers with the responses to all to the questions as recommended by the County Planning Board and Town Attorney.

- **Resolution 27-2009 -- Adopt Negative Declaration**

After all questions in the questionnaire had been reviewed and agreed upon, then Supervisor Clement proposed the following Resolution #27 -2009 to Adopt a negative Declaration which states that the proposed amendments will have no adverse impact on the environment in the Town of Stafford.

RESOLUTION TO ADOPT A NEGATIVE DECLARATION

WHEREAS, in accordance with the State Environmental Quality Review Act (SEQRA), the proposed Local Law #1 of 2009 to provide comprehensive changes that encompass the entire Town, including revisions to the text of the Town of Stafford Zoning Law, is a Type 1 Action; and

WHEREAS, the Stafford Town Board acting as Lead Agency has reviewed the SEQRA Full Environmental Assessment Form; and

WHEREAS, it has been determined that the proposed amendments will not have an adverse impact on the environment.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Stafford, New York hereby directs the Supervisor to prepare the Negative Declaration Notice of Determination of Non - Significance with regard to Local Law #1 of 2009, that makes revisions to the text of the Town of Stafford Zoning Law.

Dated: November 9, 2009

MOVED BY: Councilman Vicary

SECONDED BY Councilman Pacer

Approved on Roll Call as follows:

Supervisor Robert S. Clement	Yes
Councilwoman Michelle Macon-Mourey	Yes
Councilman Robert Pacer	Yes
Councilman Ronald T. Panek	Yes
Councilman David G. Vicary	Yes

• Resolution 28-2009 – Adopt LL1 of 2009:

RESOLUTION ADOPTING LOCAL LAW #1 OF 2009

WHEREAS, proposed Local Law #1 of 2009 of the Town of Stafford entitled “A Local Law to Enact Comprehensive Changes to the Zoning Law”, which proposed Local Law in its final form was presented to the Town Board at the meeting held on October 12, 2009, and a copy thereof was kept with the Town Clerk and copies were both laid upon the desks of the members of said Town Board and mailed to each member of the Town Board not in attendance at said meeting, at least ten (10) days, exclusive of Sundays, prior to its final passage; and

WHEREAS, at least ten (10) days prior to the public hearing, written notice of any proposed regulations, restrictions or boundaries of districts within the Town and amendments thereto was given by mail by the Town to each person or persons required to be notified pursuant to New York State Town Law Section 264(2); and

WHEREAS, a public hearing on the advisability of enacting said proposed Local Law was held on November 9, 2009, before this Town Board, pursuant to public notice duly published in The Daily News according to law, at which time all interested persons were heard; and

WHEREAS, all required referrals to the Genesee County Planning Board and the Stafford Town Planning Board, as well as all required publications and postings, have been properly completed; and

WHEREAS, the Town Board of the Town of Stafford, New York, is of the opinion that adoption of said proposed Local Law #1 of 2009 is in the best interests of the Town of Stafford, New York,

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Stafford, New York that said proposed Local Law #1 of 2009, be and the same hereby is adopted, and such Local Law shall be entered in the minutes of the Stafford Town Board; and

BE IT FURTHER RESOLVED, that the Town of Stafford Zoning Law is hereby amended as more fully set forth in said Local Law; and

BE IT FURTHER RESOLVED, that certified copies of said Local Law #1 of 2009 be filed with the New York State Secretary of State in accordance with Law; and

BE IT FURTHER RESOLVED, that a summary of the provisions pursuant to Local Law #1 of 2009 be published once in The Daily News and that an affidavit of publication thereof be filed with the Town Clerk; and

BE IT FURTHER RESOLVED, that this Local Law shall become effective as provided by law upon its filing in the Office of the Secretary of State.

Dated: November 9, 2009

MOVED BY: Councilman Pacer

SECONDED BY: Councilman Mouery

Approved on Roll Call as follows:

Supervisor Robert S. Clement	Yes
Councilwoman Michelle Macon-Mourey	Yes
Councilman Robert Pacer	Yes
Councilman Ronald T. Panek	Yes
Councilman David G. Vicary	Yes

NEW BUSINESS:

1. Stafford Garden Club:

- Helen Batchelor & Jean Ianni

Mrs. Helen Batchelor spoke in behalf of the Stafford Garden Club and asked the Town for permission to put up a Christmas Tree in the Gazebo in Ilette Park . Councilman Panek Volunteered to donate a tree. Councilman Panek & Councilman Pacer volunteered to help put up the tree in the Gazebo. Mrs. Batchelor also asked about funds to plant flowers around the ‘Welcome to Stafford’ signs on Rt. 5. After a brief discussion, A **Motion** was made by Councilman Pacer and seconded by Councilman Panek to reimburse the Garden Club and Joan Miller accordingly for expenses incurred purchasing plants and supplies to be used to beautify the ‘Welcome to Stafford’ signs on West and East Main Street. The Motion was passed.

2. Resolution 30-2009:

RESOLUTION NO. 30-2009 DATED: November 9, 2009

Authorization to Transfer 2009 Budget Funds

WHEREAS, the following fund transfers for the year 2009 budget are being requested by the Town of Stafford Financial Bookkeeper for Town General and Water expenditures:

From Town General Fund **\$30,000** to: Water Fund Accounts

NOW, THEREFORE,

BE IT RESOLVED, that the Stafford Town Board hereby authorizes the Town of Stafford Financial Bookkeeper to transfer the above stated funds for the year 2009 Budget Town General expenditures to the designated Water Fund accounts.

Offered by: Councilperson Pacer

Second by: Councilperson Panek

Passes by a vote of 4 yeas 0 nays and 1 abstention. .

Roll Call vote as follows:

Councilperson Vicary	<u>Yes</u>
Councilperson Mourey	<u>Abs</u>
Councilperson Panek	<u>Yes</u>
Councilperson Pacer	<u>Yes</u>
Supervisor Clement	<u>Yes</u>

3. Resolution 31-2009:

Authorization to Transfer 2009 Budget Funds

WHEREAS, the following fund transfers for the year 2009 budget are being requested by the Town of Stafford Financial Bookkeeper for Highway expenditures:

From Highway Capital Reserve Fund \$25,065.00 to: Highway General Fund Accounts

NOW, THEREFORE,

BE IT RESOLVED, that the Stafford Town Board hereby authorizes the Town of Stafford Financial Bookkeeper to transfer the above stated funds for the year 2009 Budget Highway Capital Reserve expenditures to the designated Highway General Fund accounts.

Offered by: Councilperson Pacer

Second by: Councilperson Panek

Passes by a vote of 3 yeas 0 nays and 2 Abstentions. .

Roll Call vote as follows:

Councilperson Vicary	Abs
Councilperson Mourey	Abs
Councilperson Panek	Yes
Councilperson Pacer	Yes
Supervisor Clement	Yes

4. Resolution 29-2009:

Supervisor Clement presented the following Resolution #29-2009 for consideration by the town Board regarding Issuance of Bond Anticipation Notes for Water district #7:

RESOLUTION NO. 29-2009 DATED: Nov 9, 2009

BOND ANTICIPATION NOTE RESOLUTION AUTHORIZING THE ISSUANCE OF \$368,000 BOND ANTICIPATION NOTES OF THE TOWN OF STAFFORD, IN THE COUNTY OF GENESEE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COST OF CONSTRUCTING A WATER SYSTEM IN WATER DISTRICT #7.

Dated November 9, 2009

WHEREAS, Water District #7 is a water district of the Town of Stafford in the County of Genesee (the "Town"), duly established by the Town Board of the Town (the "Town Board"), and, as such, proposes to construct, maintain and operate a water system for said District in accordance with Article 12 of the Town Law of New York, and the purpose, he reinafter described, is a special improvement authorized by said Article 12; and

WHEREAS, by resolution duly adopted by the Town Board on June 8, 2009, entitled "BOND RESOLUTION AUTHORIZING THE ISSUANCE OF \$368,000 SERIAL WATER DISTRICT #7 BONDS OF THE TOWN OF STAFFORD, IN THE COUNTY OF GENESEE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COST OF CONSTRUCTING A WATER SYSTEM IN WATER DISTRICT #7 (the "Bond Resolution"), the Town is authorized to issue its serial bonds in the aggregate principal amount of \$368,000 in order to finance certain water system improvements as described therein; and

WHEREAS, the Town Board has determined that it would be prudent to issue bond anticipation notes to finance such improvements in advance of the issuance of said serial bonds, such bond anticipation notes to be repaid with the proceeds of said serial bonds;

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Stafford, in the County of Genesee, as follows:

Section 1. The Town of Stafford, in the County of Genesee, shall issue its bond anticipation notes in the aggregate principal amount of \$368,000 (the "Bond Anticipation Notes") pursuant to the Local Finance Law of New York, in order to finance the specific purpose described in the Bond Resolution, to wit, the construction of a water system in Water District #7 of the Town. The Bond Anticipation Notes are issued in anticipation of the sale of the serial bonds authorized by the Bond Resolution, which bonds are for an assessable improvement.

Section 2. The Bond Anticipation Notes shall be redeemed from the proceeds of the sale of the serial bonds authorized by the Bond Resolution in the amount of \$368,000; provided that if such serial bonds are not sold, then the Bond Anticipation Notes shall be redeemed from any unencumbered balance in any fund which may be applied to the payment thereof, or by a budgetary appropriation.

Section 3. No bond anticipation notes have previously been issued in anticipation of the sale of such serial bonds. Therefore, the Bond Anticipation Notes are not renewal notes.

Section 4. The Bond Anticipation Notes shall mature one year after the date on which they are issued.

Section 5. Subject to the terms and contents of the Bond Resolution, this resolution and the Local Finance Law, and pursuant to the provisions of Local Finance Law §§ 50.00 and 56.00, the power to prescribe the terms, form and contents of said Bond Anticipation Notes, and the power to sell and deliver said Bond Anticipation Notes in accordance with Local Finance Law §§ 57.00 and 60.00, is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. The Town Supervisor is hereby authorized to sign any Bond Anticipation Notes issued pursuant to this resolution and the Town Clerk is hereby authorized to affix the corporate seal of said Town to any of said Bond Anticipation Notes and to attest such seal.

Section 6. It is hereby determined that the permission of the State Comptroller for the issuance of said Bond Anticipation Notes is not required, pursuant to paragraph 4 of Local Finance Law § 104.10, because the permission of the State Comptroller to the establishment of Water District #7 of the Town was granted on June 1, 2009.

Section 7. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Local Finance Law § 81.00, and such publication shall be in The Daily News, a newspaper published in the City of Batavia, New York, and having a general circulation in said Town. The validity of said Bond Anticipation Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money; or if the provisions of law which should have been complied with as of the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations were authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall take effect immediately upon its adoption.

Offered by: Councilperson Vicary

Second by: Councilperson Panek

Passed by a vote of 5 yeas and 0 nays.

Roll Call vote as follows:

Councilperson Vicary	<u>Yes</u>
Councilperson Mourey	<u>Yes</u>
Councilperson Panek	<u>Yes</u>
Councilperson Pacer	<u>Yes</u>
Supervisor Clement	<u>Yes</u>

5. GAM Meeting:

Councilman Mourey reported on the October meeting she attended.

Next meeting will be November 19, 2009. Councilperson Clement will attend. The Town of Byron will host this meeting.

8. Codification Project Status – Walt Kershenski, Town Clerk

Town Clerk Kershenski gave a status report to the Town Board regarding the Town Law Codification project. The project is ¾ % complete. A Draft Manuscript book has recently been received by the Town Clerk and the next step will be to review the editorial analysis portion of the materials. This analysis is the result of the review of the Town's existing legislation by General Code Company with suggestions and recommendations for possible changes or deletions. This review needs to be done as a group effort and not just by the Town Clerk. Councilman Panek said he would assist in the review process and that a workshop session should be setup including representatives from the Planning & Zoning Board of Review along with the Town Attorney. After the review is completed action will be taken to address the suggestions and recommendations and the results will be forwarded to General Code Company to implement the final version of the Codification Manual. Then our Town Laws & Policies will be completely up to date in one central location which will be easily accessible by not only Town officials, but also the general public. Then the next phase will be to implement it as part of our WEB site for easy online access.

9. Highway Dept. Status Report – Steven Boldt, Highway Superintendent.

Superintendent Boldt had nothing new to report at this time.

10. Emery Park Expansion Status – David Vicary, Councilman

Councilman Vicary gave a brief status report of the proposed expansion project for Emery Park. He stated that a meeting was recently held with himself, Superintendent Boldt, CEO Mullen, and Town of Batavia Engineer Steve Mountain to draw up a preliminary blueprint of the proposed site. Then a Master plan will need to be developed. It was suggested that the Fire Department be included in this project and that possibly a walkway across their property would be needed for access to the Stafford Country Club to take advantage of their facilities such as the swimming pool etc..

After further discussion amongst the Board Members, a **Motion** was then made by Councilman Panek and seconded by Councilman Vicary to appropriate funds not to exceed \$2500 for development of a Comprehensive Plan including a new facilities building at Emery Park for future improvements and expansion
Passes by a vote of 4 yeas 0 nays and 1 Abstentions. .

Roll Call vote as follows:

Councilperson Vicary	Yes
Councilperson Mourey	Yes
Councilperson Panek	Yes
Councilperson Pacer	Abs
Supervisor Clement	Yes

11. Miscellaneous:

- **Proposed Gymnastics Facility by Amy Mathisen:**

Supervisor Clement read a letter he recently received from Karen Nostrant and Paul Hendel who are residents on Caswell Road adjacent to the proposed Gymnastics Facility of Amy Mathisen. The letter basically expressed some of their concerns regarding the proposed project. Councilman Vicary noted that there have been changes from the original proposal regarding parking and therefore the size of the proposed site has decreased and consequently a new site plan and short form SEQR rather than the long form SEQR need to be submitted. A **Motion** was made by Councilman Vicary and seconded by Councilman Panek to refer the new site plan and short form SEQR to the Planning Board for them to make the final decision on this project. The Motion was passed.

3 yeas (Supervisor Clement, Councilman Panek, & Councilman Vicary) and 2 nays (Councilman Mourey & Councilman Pacer).

It was then noted by the some of the Board Members that according to the Town Zoning Laws, the Town Board is responsible to be the lead agency on a Special Use permit for a commercial operation in an Agricultural/Residential area. After a spirited discussion amongst the Board Members regarding the pros and cons of the project and the involvement of the Town Board with this project, a **Motion** was then made by Councilman Panek and seconded by Councilman Vicary to rescind the previous motion. Motion was passed.

Then a **Motion** was then made by Councilman Panek and seconded by Councilman Vicary to refer the new site plan and short form SEQR to the Planning Board for their review and recommendation and then referral back to the Town Board for the final action regarding approval of the Special Use Permit for construction of a Gymnastics facility by Amy Mathisen on Caswell Rd.

Passes by a vote of 3 yeas 2 nays.

Roll Call vote as follows:

Councilperson Vicary	Yes
Councilperson Mourey	No
Councilperson Panek	Yes
Councilperson Pacer	No
Supervisor Clement	Yes

- **MCWA Signup Session -- Town Clerk Kershenski:**

Town Clerk Kershenski informed the Board Members that Monroe County Water Authority has asked for permission to conduct a Water District #7 signup session at the Stafford Town Hall on Thursday Dec. 3, 2009 from 3:00 to 7:00 pm.

A **Motion** was then made by Councilman Vicary and seconded by Supervisor Clement to approve the date of Dec. 3, 2009 at the Stafford Town Hall for Monroe County Water Authority to conduct a Water district #7 signup session from 3:00 to 7:00 pm.

Motion was passed.

- **CEO status report – Lester Mullen:**

CEO Mullen reported to the Town Board that a major violation exists with Mr. Bruce Scofield regarding his business on Rt 5 in Stafford. He is using the new building there without an official Certificate of Occupancy being issued. As of Sept. 11, 2009, he was served a notice of the violation and instructed to come into compliance. As of this date, he has not come into compliance so CEO Mullen reported that he will be summoned to Court and a fine will be imposed.

12. ABSTRACT PROCESSING AND VERIFICATION

GENERAL FUND PREPAY

Motion by Councilman Mouery, sec by Councilman Panek to pay
Abstract #19(Vouchers #440 – #445 in the amount of \$38,029.66

GENERAL FUND

Motion by Councilman Vicary, sec by Councilman Panek to pay
Abstract #20(Vouchers #446 – #485) in the amount of \$13,273.78

HIGHWAY FUND PREPAY

Motion by Councilman Mouery, sec by Councilman Pacer to pay
Abstract #14(Voucher #171 - #172) in the amount of \$800.64

HIGHWAY FUND

Motion by Councilman Mouery, sec by Pacer to pay
Abstract #15(Voucher #173 - #188) in the amount of \$11,743.43

WATER FUND

Motion by Councilman Mouery, sec by Councilman Pacer to pay
Abstract #13(Voucher #33) in the amount of \$9,360.00

Motion made by Councilman Vicary and seconded by Councilman Councilman Panek to adjourn at 10:12 PM. All approved. **Motion** carried and meeting was thus adjourned.

Dated Nov. 9, 2009
Approved at Dec. 14, 2009 meeting

Walter Kershenski Deputy Town Clerk