

**Town of Tully**  
**August 9, 2017**

**REGULAR TOWN BOARD MEETING  
TOWN OF TULLY  
TOWN HALL  
5833 MEETING HOUSE RD TULLY NY**

Members Present: Supervisor William A. Lund, Jr.  
Councilor John Snavlin  
Councilor John Masters  
Councilor Frank Speziale  
Councilor Christopher Chapman

Others present: Financial Officer Thomas Chartrand, Town Attorney Steven Primo, Parks & Recreation Director Ryan Dando, Highway Superintendent John Herold, The Tully News Editor Ben Bibik, Ambulance Captain Bryan Ramsay and Maximo Flint-Morgan, Gail & Nicholas Brennen and John McMahon

7:30pm Supervisor Lund called meeting to order and led in Pledge of Allegiance.

**MOTION TO APPROVE THE MINUTES OF THE JULY 12<sup>TH</sup> MEETING.** Motion by Councilor Snavlin. Second by Councilor Masters. Motion carried 5 ayes (Lund, Masters, Snavlin, Speziale, Chapman) 0 naves.

**MOTION TO APPROVE THE VOUCHERS.** Motion by Councilor Speziale. Second by Councilor Snavlin. Motion carried 5 ayes (Lund, Masters, Snavlin, Speziale, Chapman) 0 naves.

**Financial Report**

Mr. Chartrand reviewed receipts and disbursements for the month of July and reported that court fines were right at budget year to date so that's good news; the mortgage tax was also in good shape; ambulance recoveries, almost \$14,000. On the expense side, it was a quiet month. He did, however, mention a transfer sheet which is included below:

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To: Town Board  
From: Tom Chartrand  
Re: Budget Transfers

AMBULANCE

From:			
SM9950.9	Transfer to Reserve	Intrafund Transfer	2,071.00
			_____
		Total	\$2,071.00
			=====
To:			
SM9040.8	Employee Benefits	Workmens Comp.	2,071.00
			_____
		Total	\$2,071.00
			=====

**RESOLUTION 46-17**  
**MOTION APPROVING THE TRANSFER REFERRED TO ABOVE.**  
Motion by Councilor Masters. Second by Supervisor Speziale. Motion carried 5 ayes (Lund, Masters, Snavlin, Speziale, Chapman) 0 naves.

**RESOLUTION 47-17**  
**MOTION TO ACCEPT THE FINANCIAL REPORT FOR JULY 2017.** Motion by Councilor Masters. Second by Councilor Chapman. Motion carried 5 ayes (Lund, Masters, Snavlin, Speziale, Chapman) 0 naves.

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(Continuing with Financial)

Tom suggested we set budget workshop dates. After some discussion, it was decided to go with September 27<sup>th</sup> at 6pm for the first one. The second one would be on October 11<sup>th</sup> at 6:30pm followed by our regular town board meeting at 7:30pm.

**RESOLUTION 48-17**

**MOTION TO APPROVE SEPTEMBER 27<sup>TH</sup> AT 6:00PM AND OCTOBER 11<sup>TH</sup> AT 6:30PM FOR THE 2018 BUDGET WORKSHOP DATES.** Motion by Supervisor Lund. Second by Councilor Snavlin. Motion carried 5 ayes (Lund, Masters, Snavlin, Speziale, Chapman) 0 nays.

Tom then discussed the possibility of passing a local law for a tax cap override this year. Brief discussion followed. The town clerk advised that she would check her records and let everyone know if it had been passed or not.

**Agenda Item No. 4**

Supervisor Lund called for motions to accept the resignation of Linda Tague, justice court clerk, effective 08/18/17 and to appoint Janis Hartnett as her replacement effective 8/7/17 at a salary of \$22,620.00 per year.

**RESOLUTION 49-17**

**MOTION TO ACCEPT THE RESIGNATION OF LINDA TAGUE, JUSTICE COURT CLERK, EFFECTIVE 8/18/17.** Motion by Councilor Snavlin. Second by Councilor Chapman. Motion carried 5 ayes (Lund, Masters, Snavlin, Speziale, Chapman) 0 nays.

**RESOLUTION 50-17**

**MOTION TO APPOINT JANIS HARTNETT AS JUSTICE COURT CLERK, EFFECTIVE 8/7/17, AT A SALARY OF \$22,620 PER YEAR.** Motion by Councilor Speziale. Second by Councilor Masters. Motion carried 5 ayes (Lund, Masters, Snavlin, Speziale, Chapman) 0 nays.

**Parks & Recreation**

Ryan Dando reported on the following rec activities:

- The Green Lake water issues with the well may soon be resolved; Ryan has consulted Shute's Water Conditioning in Lafayette who recommend that a UV system would work best. Discussion followed regarding the possibility of drilling a new well. Tom advised we need to follow the procurement policy. We would need to get three estimates and the work would come under the prevailing wage law. Further discussion followed.
- August 21<sup>st</sup> is going to be the last day for the season at Green Lake beach.

**Agenda Item No. 6**

Supervisor Lund asked Mr. Primo if he had heard anything from County Planning on proposed local law no. 2 involving small wind energy systems, and Steve responded in the negative. So he suggested we go ahead and approve it tonight.

**RESOLUTION 51-17**

**Upon motion by Councilor Chapman, seconded by Councilor Masters, and approved by Councilors Snavlin and Speziale and Supervisor Lund,**  
**BE IT RESOLVED THAT THE TOWN BOARD HEREBY DETERMINES THIS AS AN UNLISTED OR TYPE II ACTION, ASSUMES LEAD AGENCY STATUS, ELECTS TO CONDUCT AN UNCOORDINATED REVIEW, HEREBY ISSUES A NEGATIVE DECLARATION OF SIGNIFICANCE AND APPROVES LOCAL LAW NO. 2 OF 2017 REGARDING WIND ENERGY.**

**Highway**

John Herold reported on the following:

- All storm repairs from July 1<sup>st</sup> have been completed
- Couple of repairs on equipment
- Still doing our road repairs; we've got a few left that I'd like to take care of this year
- Ditching, mowing parks and roadsides
- The County just approved a new salt contract; \$42 a ton for salt, so it came down in price a little bit
- Just had a question for the board: Our summer help is at the allowed monies appropriated, and I would ask the board for approval to exceed the budget by a few hundred dollars, if that's possible. Brief discussion followed after which it was agreed to go ahead with that, and Tom would then make a transfer of monies.

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(Highway cont'd)

Councilor Speziale asked if there had been any progress on repair of the guardrail at the corner of Rt. 281 and Meeting House Road. Mr. Herold responded in the negative, so Frank asked for a phone number to call the State DOT.

Councilor Snavlin asked John about the guardrail on Gatehouse Road where the family drove into the pond and wondered if the guardrail could be made a little higher. Discussion followed.

**Ambulance**

Bryan reported on ambulance activities:

- EMS calls for July were 40
- The Panasonic Toughbook Computers have been installed in all vehicles. Onondaga County 911 Center will be here this week to load their dispatch program, and then they will be fully in-service.
- We will be holding a CPR/AED training course for the Tully Library staff and Board of Directors on September 12, 2017 at the firehouse from 8:00 am to 11:00 am. Town employees who wish to attend are welcome. We will need the number of attendees from the Town by September 1, 2017.
- Lastly, Bryan expressed concern for the condition of Ambulance 2. The body is showing its age. The vehicle is a 1999 Ford, and we are having problems with the body and the chassis. We need to decide whether we want to keep two rigs going or reduce to one ambulance. There are several good reasons to stay with a two-ambulance fleet, but if we cannot afford to purchase at this time, we have no other options. Brief discussion followed.

**Fire**

No report.

**Floor**

There were no comments from the floor.

**Legal**

Town Attorney Steven Primo reviewed a proposed local law regulating the keeping of chickens and other farm animals in the Town of Tully. He discussed several requirements such as minimum acreage and number of animals allowed to be kept. Steve suggested there be no requirement for getting a permit up front, but if a violation occurs, then the code enforcement officer would get involved. There were questions and comments by board members as well as the Brennens after which Mr. Primo suggested we set a public hearing date. It was decided the public hearing would take place on September 13<sup>th</sup>, the night of our next meeting, at 7:00pm.

**RESOLUTION 52-17**

**MOTION TO HOLD A PUBLIC HEARING ON SEPTMBER 13<sup>TH</sup> AT 7:00PM ON PROPOSED LOCAL LAW NO. 3 OF 2017, A LOCAL LAW REGULATING THE KEEPING OF FARM ANIMALS.** Motion by Councilor Masters. Second by Councilor Speziale. Motion carried 5 ayes (Lund, Masters, Snavlin, Speziale, Chapman) 0 naves.

Next, Mr. Primo wanted to make the board aware of a zoning variance proceeding that has been "hotly contested." It's a neighbor dispute, and Steve advised that his feeling is it's going to end up in an Article 78 proceeding which may cost the town some money. Brief discussion.

And finally, Steve suggested adding a condition to the special use permit regarding the baseball field which would require Tully Baseball Field, Inc. to reimburse the town for the cost of the equipment rental, that being the equipment that is being used to level the area for the proposed baseball field, and to waive any claim against the town for liability. Brief discussion followed after which came the following motion:

**RESOLUTION 53-17**

**MOTION FOR AN ADDENDUM TO THE SPECIAL USE PERMIT REQUIRING TULLY BASEBALL FIELD, INC. TO REIMBURSE THE TOWN FOR THE COST OF THE EQUIPMENT RENTAL AND WAIVING ANY CLAIM AGAINST THE TOWN FOR LIABILITY.** Motion by Councilor Snavlin. Second by Councilor Speziale. Motion carried 5 ayes (Lund, Masters, Snavlin, Speziale, Chapman) 0 naves.

Mr. Chartrand suggested that we need a copy of the group's sales tax exempt certificate. Brief discussion followed.

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Councilor Speziale asked about the specs for the heating and cooling system. Mr. Primo advised Supervisor Lund and the members of the board that he would draw up a standardized contract with the specifications to be faxed to three companies to solicit quotes for the heating and cooling system. After a brief discussion, it was decided to adjourn the meeting.

**MOTION TO ADJOURN THE MEETING AT 8:35PM. Motion by Councilor Speziale.**  
**Second by Councilor Snavlin. Motion carried 5 ayes (Lund, Masters, Snavlin, Speziale, Chapman) 0 nays.**

Respectfully submitted,

Susan Vaccaro,  
Town Clerk