

Town of Tully
July 13, 2016

CONTINUATION OF THE PUBLIC HEARING ON
LOCAL LAW NO. ONE (1) OF THE YEAR 2016

Supervisor Lund declared the public hearing open at 7:15pm. Mr. Lund announced that we have an approved copy of the local law by the County planning board. Steven Primo, our town attorney, spoke regarding County planning encouraging the town to consult with CNY Regional Planning and Development before enacting the proposed legislation. After a lengthy explanation by our town attorney, and no comments from the floor, there was the following motion:

RESOLUTION 50-16

MOTION TO CLOSE THE PUBLIC HEARING ON LOCAL LAW NO. 1 at 7:25pm. Motion by Councilor Speziale. Second by Councilor Snavlin. Motion carried 4 ayes (Lund, Snavlin, Chapman, Speziale) 0 naves.

(Councilor John Masters arrived at 7:25pm)

At this time, the Town Board and Town Attorney attended an attorney-client privileged conference in the small meeting room. Mr. Primo explained it was totally exempt from the open meetings law.

The regular meeting of the Tully Town Board was convened at 7:55pm.

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 Christopher Chapman
Councilor Frank Speziale

Others present: Financial Officer Thomas Chartrand, Town Attorney Steven Primo, Highway Superintendent John Herold, Ambulance Captain Bryan Ramsay, The Tully News editor Ben Bibik, Parks & Rec Director Ryan Dando, Gary Heymann, Anthony Battle, Benjamin Jones, Dan Jones, John McMahon, Mike Vaccaro, Ed Wortley Jr., Tom Lester

7:55pm Supervisor Lund called meeting to order and led in Pledge of Allegiance.

MOTION TO ACCEPT THE MINUTES OF THE JUNE 8TH MEETING AS WRITTEN. Motion by Councilor Snavlin. Second by Councilor Speziale. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 naves.

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

Financial Report

Mr. Chartrand reviewed the Monthly Statement of Supervisor for June and reported on court fines which were slightly ahead of budget; on the highway fund, the truck discussed last month was sold at auction; ambulance recoveries are still doing well. On the expense side, Tom referred to a transfer sheet for tonight which reflects a transfer into the assessor's account.

(Continued on next page)

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

General From:	Townwide		Amount
A1620.4	Buildings	Contractual	2,000.00
		Total	\$2,000.00 =====
To: A1355.4	Assessor	Contractual	2,000.00
		Total	\$2,000.00 =====

RESOLUTION 51-16

MOTION TO ACCEPT THE TRANSFER SHEET. Motion by Councilor Snavlin. Second by Councilor Masters. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 nays.

RESOLUTION 52-16

MOTION TO ACCEPT THE FINANCIAL REPORT FOR JUNE 2016. Motion by Councilor Masters. Second by Councilor Snavlin. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 nays.

ROOF REPLACEMENT

There was a discussion regarding replacing the roof on the town hall after which came the following motion:

RESOLUTION 53-16

RESOLUTION ADOPTED PURSUANT TO PERMISSIVE REFERENDUM

WHEREAS, pursuant to Section 6-c of the General Municipal Law, the Town Board of the Town of Tully (the "Town") by duly adopted resolutions of the Town Board established and maintains a certain "Type" (versus "Specific") Town General Capital Reserve Fund ("Fund") to finance the cost of capital improvements, including qualifying repairs and replacements to Town facilities generally; and

WHEREAS, the Supervisor after performing preliminary investigation has at this regular meeting of the Town Board of Tully of July 13, 2016 requested that the Town Board appropriate up to \$20,000 from the Fund toward necessary replacement of the roofing system on the Municipal Building located at 5833 Meeting House Road in the Town, in accordance with a defined scope of work, warranty requirements, including warranty from the manufacturer, and pursuant to the Towns official procurement policies requiring the solicitation of competitive written quotes;

NOW, THEREFORE, upon motion made by SUPERVISOR LUND, seconded by COUNCILOR SNAVLIN, and unanimously approved by aye/yes vote of the Supervisor and all other Board members, all being in attendance, as follows:

IT IS HEREBY RESOLVED, that the Town Board authorizes the expenditure of up to \$20,000.00 from the Fund for such purposes; and it is,

FURTHER RESOLVED, that this is a Type II Action pursuant to SEQRA, thus requiring no review or other/further action; and it is,

FURTHER RESOLVED, that this Resolution is subject to a permissive referendum, pursuant to General Municipal Law §6-c, and shall not be effective unless either no petition requesting a referendum meeting the requirements of Town Law §91 is filed on or before August 12, 2016, or this Resolution is approved by the affirmative vote of majority of the qualified electors of the Town of Tully voting on approval of the Resolution; and it is

FURTHER RESOLVED, that the Town Clerk shall publish a notice in the Official newspaper of the Town, and provided same is published within the Town, or is published within the County and having general circulation in the Town, on or before July 24, 2016, which shall: (1) set forth the date of the adoption of this Resolution; (2) contain an abstract of this Resolution concisely stating its purpose and effect; (3) specify this Resolution was adopted subject to a permissive referendum; (4) state that on or before August 12, 2016 a petition signed, and acknowledged or proved, or authenticated by electors of the town qualified to vote upon a proposition to raise and expend money, in number equal to at least five per centum of the total vote cast for governor in the Town in the last general election of state officers, but which shall not be less than 25, protesting against the Resolution and requesting that it be submitted to the qualified electors of the Town for their approval or disapproval; and it is

FURTHER RESOLVED, the Town Clerk shall also cause a copy of the Notice to be posted on the sign board of the Town maintained pursuant to Town Law §30(6).

Parks and Recreation

Ryan Dando reported that it has been a busy month at Green Lake getting it up and running. The lake is in great shape. Ryan has been working with two head lifeguards as far as plans for the future, some things that may need improvements. They have made a few upgrades this year with the ropes and some wood staining. Ryan reported taking in a \$1400 donation from girls' lacrosse program to be used for some soccer goals for the younger programs. Councilor Speziale asked if the Moo Run is still planned for September. Both Ryan and Gary responded that they were not planning it for September. Gary explained in a bit more detail that with the change in the director's position, it was decided to put it off for now, but they are planning on bringing it back for June 2017.

STANDARD WORK DAY AND REPORTING RESOLUTION

Supervisor Lund explained the purpose of the resolution and listed the officials who belong to the State Retirement System after which there was the following motion:

RESOLUTION 54-16

MOTION TO APPROVE THE STANDARD WORK DAY AND REPORTING RESOLUTION. Motion by Councilor Speziale. Second by Councilor Snavlin. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 naves.

DESKTOP PRINTER - TOWN CLERK/TAX COLLECTOR'S OFFICE

Supervisor Lund reported that the town clerk had received two quotes for a new desktop printer that will print, copy, fax and color scan thereby eliminating several pieces of outdated equipment in the office, allowing for more workspace and a more efficient operation. After a brief discussion, the following motion was made:

RESOLUTION 55-16

MOTION TO ENTER INTO A LEASE AGREEMENT WITH EASTERN MANAGED PRINT NETWORK FOR A DESKTOP PRINTER IN THE TOWN CLERK'S OFFICE. Motion by Councilor

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Snavlin. Second by Councilor Chapman. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 naves.

Highway

John Herold reviewed highway activities as follows:

- ✚ Some minor repairs on the pickup trucks
- ✚ A lot of road repairs; we're also helping out other towns
- ✚ New loader to be delivered end of August

Ambulance

Captain Bryan Ramsay reported on the following:

- ✚ EMS calls for June totaled 55
- ✚ The staff is requesting vacation time in August. I will be covering any open shifts during that time rather than hiring part time or overtime staff hoping to save some money
- ✚ We received several hundred dollars worth of EMS supplies and equipment from the Amber Ambulance. This will help keep our costs down for the remainder of this budget year and possibly into 2017
- ✚ Bryan then discussed the situation in the Town of Otisco as far as the ambulance service. He discussed some options which were suggested to him by Lee Burns, New York State Department of Health EMS Bureau Director, one of which may be to increase the Tully Ambulance District to include the Town of Otisco; applying for a CON for the fire district, whether they do it or we pay for it, it would be \$4,000; possibly having an intermunicipal agreement between the towns of Tully and Otisco. There was a lengthy discussion that followed.

Fire

Sonny Battle reported that the fire district had been awarded a matching grant from the DEC for \$1500 for brush fire equipment and firefighting equipment. In August, we will be sending Jeff Rothery and Steve Shahan to Iowa to inspect our new truck. If all goes well, we should be receiving it in August sometime at no additional cost to taxpayers of the community.

AGENDA ITEM NO. 9 - LOCAL LAW NO. 1

RESOLUTION 56-16

Upon motion by Supervisor Lund, second by Councilor Chapman, and approved by Councilors Masters, Snavlin and Speziale, the Town Board determines that the action is a Type I action pursuant to the State Environmental Quality Review Act, assumes lead agency status, elects to conduct an uncoordinated review, hereby issues a negative declaration of significance and adopts Local Law No. 1 of 2016 in the form proposed.

RESOLUTION 57-16

MOTION TO CONSIDER UP TO A 3% INCREASE IN THE PILOT AGREEMENT ASSESSMENT

AS PART OF LOCAL LAW NO. 1. Motion by Supervisor Lund. Second by Councilor Snavlin.

Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 naves.

(The full text of the law is included at the end of the minutes.)

DISCUSSION ON BASEBALL FIELD

Supervisor Lund suggested having a public forum at our September 14th meeting between 6:00 and 7:15. And we will publicize it in the Tully News. After a brief discussion came the following motion:

RESOLUTION 58-16

MOTION TO APPROVE HAVING A PUBLIC FORUM ON SEPTEMBER 14TH AT 6PM TO DISCUSS

OPTIONS FOR A BASEBALL FIELD. Motion by Councilor Speziale. Second by Councilor

Masters. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 naves.

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Floor

Ben Bibik, our IT person for the town, informed the board regarding some issues we've been experiencing with our town's website. The website has been down for several days now. He also discussed changing the web hosting service. After a brief discussion, the following motion was made:

RESOLUTION 59-16

MOTION TO APPROVE CHANGING OUR WEBHOSTING SERVICE TO ANDREWS ASSOCIATES FOR \$300 PER YEAR. Motion by Councilor Speziale. Second by Councilor Masters. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 nays.

Legal

Town Attorney Steve Primo reported to the board that our code enforcement officer had given him sample legislation for adoption of the International Uniform Codes. In addition, Steve explained that we have received correspondence from the DEC regarding Tully's participation in the National Flood Insurance Program. The new Flood Insurance Rate Maps have recently been completed by FEMA. In order to maintain eligibility in the NFIP, it's necessary that the Town adopt the new Flood Insurance Study and Flood Insurance Rate Maps into the community's floodplain management regulations; otherwise, you risk being suspended from the program. Following a brief discussion, the following motion as made:

RESOLUTION 60-16

MOTION TO SCHEDULE A PUBLIC HEARING AT 7PM BEFORE THE AUGUST 10TH MEETING TO ADOPT A PROPOSED LOCAL LAW AMENDING THE NEW YORK STATE BUILDING AND CONSTRUCTION CODE SECTIONS AND ADOPTING THE INTERNATIONAL UNIFORM CODE. Motion by Councilor Masters. Second by Councilor Chapman. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 nays.

MOTION TO ADJOURN THE MEETING AT 9:00PM. Motion by Councilor Speziale. Second by Councilor Snavlin. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 nays.

Respectfully submitted,

Susan Vaccaro,
Town Clerk