

Town of Tully
October 9, 2019

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

Members Present: Acting Supervisor John Masters
Councilor Frank Speziale
Councilor Christopher Chapman
Councilor John Snavlin

Town Clerk Susan Vaccaro

Others present: Financial Officer Thomas Chartrand, Town Attorney Robert S. DeMore, Highway Superintendent John Herold, Parks & Rec Director Ryan Dando, Ambulance Captain Bryan Ramsay, Fire Commissioner Ed Wortley, Jr., Cheryl Wayne, Catherine Goodwin, Mike Vaccaro, Village Mayor Melissa Flint-Morgan, Elizabeth Weinstein, Marianne Ralbovsky, Joe Pellettiere, David Franke, Scott and Deborah Turner

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

Supervisor Masters called for a motion to approve the minutes of the September 11th meeting and the budget workshop on September 25th. Before the minutes were approved, there was one correction for the minutes of the budget workshop. Melissa Flint-Morgan was present at the budget workshop, but her name was inadvertently omitted.

RESOLUTION 68-2019

MOTION TO APPROVE THE MINUTES OF THE MEETING ON 9/11 AND THE BUDGET WORKSHOP ON 9/25 WITH ONE CORRECTION NOTED. Motion by Councilor Speziale. Second by Councilor Chapman. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

Floor

Village Mayor Melissa Flint-Morgan asked if there was a date for the cleanup days in 2020 yet. Highway Superintendent John Herold responded that it's always been Mother's Day weekend and Columbus Day weekend. Melissa also asked about the bridge in the village again. Mr. Masters answered that it's probably going to be the Town's responsibility, but wanted our attorney, Mr. DeMore, to finish his research on the issue.

Next, resident David Franke mentioned that in going over his research regarding the Tully mine, we were supposed to meet with the representatives of the mine once a year to make sure they were abiding by the stipulations of the settlement agreement. Supervisor Masters agreed and also advised that resident Marianne Ralbovsky mentioned to him that it was the opinion of some residents that they were not keeping up with the reclamation plans as outlined in the agreement. So Mr. Masters called Cranesville Bloc, spoke to someone there, and it was decided that he send them a copy of the resolution and copied our town attorney as well. Mr. Masters reported that they are currently reviewing it, and that he is awaiting their response. Mr. Vaccaro asked John to make sure they have an insurance policy in place to protect the wells, etc. Lengthy discussion followed after which Mr. Masters said he would continue to follow up with this issue as well as what's happening with the Honeywell property which was a question raised by Marianne Ralbovsky.

Next, Supervisor Masters advised everyone of the open position on the fire commissioners' board and that there have been two applicants for the position, Ben Bibik and Neal Turo. That issue is being reviewed at this time and a final decision will be made shortly.

MOTION TO APPROVE THE VOUCHERS. Motion by Councilor Snavlin. Second by Councilor Speziale. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

Supervisor Masters advised everyone that we now have new doors on the back of the building. He also suggested that we move forward with the flag for Cornerstone Park since we have the quotes and the grant money for it.

RESOLUTION 69-2019

MOTION TO AUTHORIZE THE TOWN SUPERVISOR TO PROCEED WITH THE PURCHASE OF THE FLAGPOLE FOR CORNERSTONE PARK HAVING MET ALL REQUIREMENTS FOR THE GRANT FOR A TOTAL PURCHASE PRICE OF \$4,008. Motion by Councilor Speziale.

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Second by Councilor Snavlin. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

RESOLUTION 70-2019

MOTION TO AUTHORIZE THE HIGHWAY SUPERINTENDENT TO INSPECT THE SITE FOR THE FLAGPOLE FOUNDATION AND PAY THE CONTRACT PRIOR TO THE NEXT BOARD MEETING. Motion by Councilor Speziale. Second by Councilor Snavlin. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

Financial Report

Tom Chartrand reviewed receipts and disbursements for the month of September as follows: good month for town clerk fees, a little over \$4,000 some of which was parks and rec fees; court fines, we're at about 46% year to date; under the highway, we did receive reimbursement for the CHIPS, PAVE NY, and the EXTREME WINTER RECOVERY monies to date; and for the ambulance fund, it was a quiet month, 54% recoveries to date. On the expenditure side, all the accounts were pretty normal. Tom did have a transfer sheet which is included below:

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To: Town Board

From: Tom Chartrand

Re: Budget Transfers

AMBULANCE

From:

SM9060.8 Employee Benefits Health Insurance \$5,000.00

To:

SM4543.1 Ambulance (Overtime) Personal Services \$4,895.00

HIGHWAY Outside village

From:

DE599 Surplus PAVE NY & EWR Programs \$19,243.00

To:

DE5150.2 Improvements Construction \$19,243.00

GENERAL Townwide

From:

A1420.4 Attorney Contractual \$1,000.00

To:

A1410.4 Town Clerk Contractual \$300.00

A9040.8 Employee Benefits Workers Comp. \$700.00

Total \$1,000.00

RESOLUTION 71-2019

MOTION TO APPROVE THE TRANSFERS. Motion by Supervisor Masters. Second by Councilor Snavlin. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

RESOLUTION 72-2019

MOTION TO SET THE PUBLIC HEARING FOR NOVEMBER 7TH AT 6:30PM TO ADOPT THE 2020 BUDGET. Motion by Councilor Snavlin. Second by Councilor Speziale. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

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RESOLUTION 73-2019

MOTION TO APPROVE THE FINANCIAL REPORT FOR SEPTEMBER 2019. Motion by Councilor Snavlin. Second by Councilor Chapman. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

Parks & Recreation

Ryan Dando had an update on the tennis courts. They will not be resurfaced until the Spring. Nagle Athletics will honor the price they have already quoted. Thanks to John and his crew the box lacrosse was taken down yesterday and today. The new benches for the park and walking trail arrived yesterday. They have to be assembled and then we'll put them out there. They were donated by the Girls of Summer Lacrosse, around \$1500.00. Brief discussion followed.

Highway

John Herold reported on the following:

- Good month
- We had a repair on the Gradall – a wiring problem
- We're pretty much done with our road repairs for this year; still doing some ditching and tree cutting
- Got a call for a new Bobwhite Lane sign; the old one was unreadable so we ordered a new one
- We put the new Western plow on the new pickup truck
- The new tractor was delivered
- We removed the asphalt at the train station and put a paved walking path in. Brief discussion.
- We're going to be closing the bathrooms right around Halloween
- Town Cleanup Day is this Saturday, October 12th, 9am to 3pm

Councilor Speziale mentioned to John that the pavilion is quite dark and asked if he could look into that. John said he would.

Supervisor Masters announced that the next topic on the agenda – ambulance - would be done in two parts. Bryan would give his report on ambulance activities, and the discussion on his replacement would take place during executive session.

Ambulance

Bryan reported on the following ambulance activities:

1. Number of EMS calls for September was 53. We did have a problem with the electronic billing again, but that's been resolved.
2. I have sent out the canvass letters for the replacement of Chad Wakula. We have received 7 out of 17 that were sent out. The candidates have until week's end to respond to our canvass letter.
3. I am still working with the County Personnel Department trying to increase our part-time candidates.
4. Now that an appointment has been made, I will be working with Chad as to the duties for the position of Captain. We will make this transition as smooth as possible. I expect that sometime in the middle of November, I will start retirement. Of course, this is dependent on how Chad feels with his new responsibilities.

Fire

Ed Wortley, Jr. reported that on Tuesday, 10/15, the commissioners are holding their public hearing on the proposed 2020 budget. Thursday, 10/17 at 6pm is the regular monthly meeting at the firehouse.

Report from Acting Supervisor John Masters

Supervisor Masters had some issues he wanted to share with the Board and the public. At one of the last meetings, the train station was a topic of discussion. John reported he had contacted both the town and village of Marathon and learned that they had not been successful in obtaining a grant for their train station. John said he is working with Nancy Chawgo to explore some other options for grants, and he will keep everyone informed as to their progress.

John announced that there had been another meeting in Lafayette with Dan Fitzpatrick on potential water districts, the areas that Honeywell was obliged to deliver water to for perpetuity, and there are a number of people involved. The cost would be borne by the

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citizens, and it would be supported by the money that Honeywell was going to invest in drilling wells and mitigating the wells and some supplemental monies as well, potentially by Honeywell. Discussions will continue.

The new rear doors on the town and village building were installed today.

And, finally, the town clerk has asked the board to consider adopting a resolution for a deferred compensation plan. This is at no cost to the town. John read the resolution into the minutes:

Adoption of the State of New York Deferred Compensation Plan

WHEREAS, the Town of Tully wishes to adopt the Deferred Compensation Plan for Employees of the State of New York and other participating public jurisdictions (the "Plan") for voluntary participation of all eligible employees; and

WHEREAS, the Town of Tully is a local public employer eligible to adopt the Plan pursuant to Section 5 of the State Finance Law; and

WHEREAS, the Town of Tully has reviewed the Plan established in accordance with Section 457 of the Internal Revenue Code and Section 5 of the State Finance Law of the State of New York; and

WHEREAS, the purpose of the Plan is to encourage employees to make and continue careers with the Town of Tully by providing eligible employees with a convenient and tax-favored method of saving on a regular and long-term basis and thereby provide for their retirement.

John asked our town attorney, Robert DeMore, if the town board should make a motion to approve this, but Mr. DeMore asked if we could hold off till next month. So the board decided to wait till then.

Legal

Town Attorney Robert DeMore said he would follow up on the bridge research, and then follow up with the contact from Cranesville Bloc on the mining issue. Mr. Masters handed our attorney a copy of the resolution for the deferred compensation plan so he could research that as well and report next month.

RESOLUTION 74-2019

MOTION TO MOVE INTO EXECUTIVE SESSION AT 8:20PM TO DISCUSS RETIRING FIRE CAPTAIN BRYAN RAMSAY'S REPLACEMENT. Motion by Councilor Snavlin. Second by Councilor Chapman. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

RESOLUTION 75-2019

MOTION TO MOVE OUT OF EXECUTIVE SESSION AT 8:38PM. Motion by Supervisor Masters. Second by Councilor Speziale. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

RESOLUTION 76-2019

MOTION TO APPOINT CHAD WAKULA AT A SALARY OF \$52,000 PER YEAR AS FIRE CAPTAIN EFFECTIVE NOVEMBER 4TH AND CONTINGENT UPON BRYAN'S NOVEMBER 3RD RETIREMENT DATE. Motion by Supervisor Masters. Second by Councilor Snavlin. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

MOTION TO ADJOURN THE MEETING AT 8:40PM. Motion by Councilor Speziale. Second by Councilor Snavlin. Motion carried 4 ayes (Masters, Snavlin, Chapman, Speziale) 0 naves.

Respectfully submitted,

Susan Vaccaro, Town Clerk