

TOWN BOARD MEETING

Town of Ulysses

August 9, 2016

Audio of the minutes are available on the website at ulysses.ny.us.

The meeting was held at the Ulysses Town Hall at 10 Elm Street, Trumansburg.

Notice of Town Board meetings are posted on the town's website and clerk's board.

ATTENDANCE:

PRESENT:

Supervisor- Liz Thomas

1st Deputy Supervisor- Nancy Zahler

2nd Deputy Supervisor- Michelle Wright

Board members- John Hertzler, Michael Boggs, Rich Goldman

Town Clerk- Carissa Parlato

Attorney for the Town- Mariette Geldenhuis

OTHERS PRESENT:

Bill Houseworth, Roxanne Marino, Carolyn Duddlestone, Sandra Duddlestone, Doug Duddlestone, Greg Grodem, Eric Slocum, Jason Fulton, Glynis Hart

CALL TO ORDER:

Ms. Thomas called the meeting to order at 7:45 p.m.

GENERAL BUSINESS:

APPROVAL OF MEETING AGENDA

RESOLUTION 2016-143: APPROVAL OF MEETING AGENDA

BE IT RESOLVED that the Ulysses Town Board approve the agenda for August 9, 2016 with the change of moving up the resolutions of local laws 2 and 3 to the next items.

Moved: Mr. Hertzler

Seconded: Mr. Goldman

Ms. Thomas aye

Ms. Zahler aye

Mr. Hertzler aye

Mr. Boggs aye

Mr. Goldman aye

Vote: 5-0

Date Adopted: 8/9/16

CONSIDERATION OF ADOPTION OF LOCAL LAW NO. 2 OF 2016: A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF HIGHWAY SUPERINTENDENT AND THE CREATION OF THE APPOINTED POSITION OF HIGHWAY SUPERINTENDENT OF THE TOWN OF ULYSSES

RESOLUTION 2016-144: CONSIDERATION OF ADOPTION OF LOCAL LAW NO. 2 OF 2016: A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF HIGHWAY SUPERINTENDENT AND THE CREATION OF THE APPOINTED POSITION OF HIGHWAY SUPERINTENDENT OF THE TOWN OF ULYSSES

WHEREAS, the Town has the authority to adopt the local law referred to above (hereafter “the Local Law No. 2”) pursuant to §§10, 22 and 23 of the New York State Municipal Home Rule Law; and

WHEREAS the final version of Local Law No. 2 of 2016 was presented to the Ulysses Town Board at a Town Board meeting on Tuesday, July 26, 2016; and

WHEREAS the Public Hearing date was set by resolution of the Ulysses Town Board on Tuesday, July 26, 2016, for the Public Hearing to be on August 9, 2016 at 7:00 p.m. at the Ulysses Town Hall; and

WHEREAS, notice of a public hearing on Local Law No. 2 was advertised as required by law in the Ithaca Journal on Saturday, July 30, 2016, and

WHEREAS, said public hearing was duly held on said date, time and place and all parties in attendance were permitted an opportunity to speak in favor of or in opposition to the Local Law, or any part thereof; and

WHEREAS a Public Information Meeting was held on both March 8, 2016 and also August 9, 2016 at 6:30 p.m., and

WHEREAS the Ulysses Town Highway Superintendent’s duties are fundamentally apolitical, and

WHEREAS, in New York State, all cities and villages, and many towns appoint their Highway Superintendents; and

WHEREAS there are no minimum job-related qualifications for a person to run for this elected position, and

WHEREAS, elected officials cannot be supervised by or held accountable by anyone except the electorate; and

WHEREAS, if an elected Town Highway Superintendent does not perform his or her duties, the Town Board cannot discipline or remove him or her from office; and

WHEREAS the duties of Town Highway Superintendent require a great deal of skill and training to be performed effectively but training cannot be required of an elected officer, and

WHEREAS, changing the position from elected to appointed allows the town the option of drawing applicants from a wider geographic area in the event the position becomes vacant; and

WHEREAS, by changing the position from elected to appointed , the Town of Ulysses can assure that its residents receive the highest quality services from a well-qualified employee who is held accountable for full performance of all required duties; and

WHEREAS this proposed local law should not be considered a reflection on the performance of the current Acting Town Highway Superintendent who is efficient, courteous and properly trained.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Ulysses adopts and enacts Local Law #2 of 2016 entitled “A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF TOWN HIGHWAY SUPERINTENDENT AND CREATION OF THE APPOINTED POSITION OF HIGHWAY SUPERINTENDENT OF THE TOWN OF ULYSSES”, a copy of which is attached hereto (see appendix A) and made a part of this resolution; and it is further

RESOLVED that the Local Law is adopted subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law; and further

RESOLVED that the referendum will be held at the general elections to be held on November 8, 2016; and it is further

RESOLVED that if this local law is approved by the affirmative vote of a majority of the qualified electors voting thereon at the general election on November 8, 2016, the Town Clerk shall file this local law with the Secretary of State as required by law and notify the Town Supervisor when the local law is in effect.

Moved: Ms. Thomas Seconded: Mr. Hertzler

(A roll-call vote was called by the clerk)

Ms. Thomas	aye	
Ms. Zahler	aye	
Mr. Hertzler		nay
Mr. Boggs	aye	
Mr. Goldman	aye	

Vote: 4-1

Date Adopted: 8/9/16

CONSIDERATION OF ADOPTION OF LOCAL LAW NO. LOCAL LAW NO. 3 OF 2016--A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF TOWN CLERK AND CREATION OF THE APPOINTED POSITION OF TOWN CLERK OF THE TOWN OF ULYSSES

RESOLUTION 2016-145: CONSIDERATION OF ADOPTION OF LOCAL LAW NO. LOCAL LAW NO. 3 OF 2016--A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF TOWN CLERK AND CREATION OF THE APPOINTED POSITION OF TOWN CLERK OF THE TOWN OF ULYSSES

WHEREAS, the Town has the authority to adopt the local law referred to above (hereafter “the Local Law”) pursuant to §§10, 22 and 23 of the New York State Municipal Home Rule Law; and

WHEREAS the final version of Local Law No. 3 of 2016 was presented to the Ulysses Town Board at a Town Board meeting on Tuesday, July 26, 2016; and

WHEREAS the Public Hearing date was set by resolution of the Ulysses Town Board on Tuesday, July 26, 2016, for the Public Hearing to be on August 9, 2016 at 7:00 p.m. at the Ulysses Town Hall; and

WHEREAS, notice of a public hearing on Local Law No. 3 was advertised as required by law in the Ithaca Journal on Saturday, July 30 2016, and

WHEREAS, said public hearing was duly held on said date, time and place and all parties in attendance were permitted an opportunity to speak in favor of or in opposition to the Local Law, or any part thereof; and

WHEREAS a Public Information Meeting was held on both March 8, 2016 and also August 9, 2016 at 6:30 p.m., and

WHEREAS the Town Clerk’s duties are fundamentally apolitical, and

WHEREAS, in New York State, all cities and villages, and many towns appoint their Clerks; and

WHEREAS there are no minimum job-related qualifications for a person to run for this elected position, and

WHEREAS, elected officials cannot be supervised by or held accountable by anyone except the electorate; and

WHEREAS, if an elected Town Clerk does not perform his or her duties, the Town Board cannot discipline or remove him or her from office; and

WHEREAS the duties of Town Clerk require a great deal of skill and training to be performed effectively but training cannot be required of an elected officer, and

WHEREAS, changing the position from elected to appointed allows the town the option of drawing applicants from a wider geographic area in the event the position becomes vacant; and

WHEREAS, by changing the position from elected to appointed, the Town of Ulysses can assure that its residents receive the highest quality services from a well-qualified employee who is held accountable for full performance of all required duties;

WHEREAS this proposed local law should not be considered a reflection on the performance of the current Town Clerk who is efficient, courteous and has taken the initiative to be properly trained.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Ulysses adopts and enacts Local Law #3 of 2016 entitled “A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF TOWN CLERK AND CREATION OF THE APPOINTED POSITION OF TOWN CLERK OF THE TOWN OF ULYSSES”, a copy of which is attached hereto (see Appendix B) and made a part of this resolution; and it is further

RESOLVED that the Local Law is adopted subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law; and it is further

RESOLVED that the referendum will be held at the general elections to be held on November 8, 2016; and it is further

RESOLVED, that if this local law is approved by the affirmative vote of a majority of the qualified electors voting thereon at the general election on November 8, 2016, the Town Clerk shall file this local law with the Secretary of State as required by law and notify the Town Supervisor when the local law is in effect.

Moved: Mr. Hertzler Seconded: Mr. Boggs

(A roll-call vote was called by the clerk)

Ms. Thomas	aye	
Ms. Zahler	aye	
Mr. Hertzler		nay
Mr. Boggs	aye	
Mr. Goldman	aye	

Vote: 4-1

Date Adopted: 8/9/16

PRIVILEGE OF THE FLOOR:

Mr. Wertis, addressing the board as a resident and not a representative of any town board or committee, distributed information on agricultural planning in NY.

Mr. Duddleston asked why the board doesn't pledge allegiance to the flag.

REPORTS FROM REPRESENTATIVES:

Mr. Fulton gave his fire chief report, including the following:

- Received a big FEMA grant for \$224,000 to get the best SCBA (self-contained breathing apparatus) for staff.
- New fire truck on way- sold the old for half the cost that it was purchased for
- July was one of biggest months ever- was able to use new hydrant on Falls Road
- Will try to get rough numbers on new building costs before the budget meeting

TOWN REPORTS:

(see Appendix C)

OLD BUSINESS:

RESOLUTION 2016-146: LOCAL LAW NO. 4 of 2016—OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3- C

WHEREAS, municipalities of the State of New York are limited in the amount of real property taxes that may be levied each year under the tax levy limit established in General Municipal Law §3-c, and

WHEREAS, subdivision 5 of General Municipal Law §3-c expressly authorizes a municipality to override the tax levy limit if the town government decides to adopt a budget with a property tax levy that exceeds the level set by the State, by the adoption of a local law approved by vote of at least sixty percent (60%) of the governing body, and

WHEREAS the final version of Local Law No. 4 of 2016 was presented to the Ulysses Town Board at a Town Board meeting on Tuesday, July 26, 2016; and

WHEREAS the Public Hearing date was set by resolution of the Ulysses Town Board on Tuesday, July 26, 2016, for the Public Hearing to be on August 9, 2016 at 6:00 p.m. at the Ulysses Town Hall; and

WHEREAS, notice of a public hearing on Local Law No. 4 was advertised as required by law in the Ithaca Journal on Saturday, July 30, 2016, and

WHEREAS, said public hearing was duly held on August 9, 2016, and all parties in attendance were permitted an opportunity to speak in favor of or in opposition to the Local Law entitled "A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3- C", or any part thereof; and

WHEREAS, the Town Board of the Town of Ulysses reviewed and discussed a proposed local law to override the tax levy limit, and

WHEREAS, information from New York State that enables calculation of the Town's 2017 property tax cap is not available until late summer, and

WHEREAS it appears the levy limit will be 0.6% and until the tentative budget is ready at the end of September, it is impossible to know whether the Town will be able to stay under this potential limit; and

WHEREAS by the time the town knows if it can stay within the tax levy limit, it is too late to file a local law to override the tax levy limit.

WHEREAS, in the event the Town of Ulysses annual tax levy exceeds the allowable tax levy limit due to their own decisions or cost increases outside their control, New York State has the authority to penalize the Town unless the Town has formally given itself permission to exceed the tax cap, and

WHEREAS, adopting this local law is not predictive of the final tax levy but will provide the Town of Ulysses Town Board the flexibility to exceed the Property Tax Cap if it is deemed necessary, and

THEREFORE BE IT RESOLVED that the Town of Ulysses Town Board enacts a local law to override the tax levy limit for the fiscal year 2016, as follows:

LOCAL LAW NUMBER 4 of 2016, TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3- C

Be it enacted by the Town Board of the Town of Ulysses as follows:

Section 1. Legislative Intent: It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Ulysses, County of Tompkins pursuant to General Municipal Law §3-c, and to allow the Town of Ulysses,

County of Tompkins to adopt a town budget for (a) town purposes, (b) fire protection districts, and (c) any other special or improvement district, and Town improvements provided pursuant to Town Law Article 12-C, governed by the Town Board for the fiscal year beginning January 1, 2017 and ending December 31, 2017 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

Section 2. Authority: This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of at least sixty percent (60%) of the Town Board.

Section 3. Tax Levy Limit Override: The Town Board of the Town of Ulysses, County of Tompkins is hereby authorized to adopt a budget for the fiscal year 2017 that requires a real property tax levy in excess of the limit specified in General Municipal Law §3-c.

Section 4. Severability: If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date: This local law shall take effect immediately upon filing with the Secretary of State.

AND FURTHER RESOLVED, that the Town Clerk file this local law with the Secretary of State as required by law and notify the Town Supervisor when the local law is in effect.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 8/9/16

NEW BUSINESS:

SET UP DATES FOR BUDGET MEETINGS

The board set dates for budget meetings.

IN SUPPORT OF TOMPKINS CONSOLIDATED AREA TRANSIT, INC.

RESOLUTION 2016-147-: IN SUPPORT OF TOMPKINS CONSOLIDATED AREA TRANSIT, INC.

WHEREAS, Tompkins Consolidated Area Transit, Inc. (TCAT) operates an outstanding public transportation service that provides people in the Town of Ulysses with mobility and access to employment, community resources, medical care, and recreational opportunities, and

WHEREAS, every day people in the Town of Ulysses depend on TCAT to provide a basic and essential mobility service that is relied upon, particularly by those without access to a car, and

WHEREAS, to respond to fiscal pressures and a shortage of drivers, TCAT has been forced to make significant cuts in service, and

WHEREAS, these potentially permanent cuts in service will disproportionately affect working poor families, immigrants, and students, and

WHEREAS, in the Town of Ulysses there is a large number of residents who are members of young families, senior citizens on fixed incomes, immigrants, students, and people who work and earn less than a living wage who regularly depend on the services of TCAT,

WHEREAS, the Town of Ulysses has requested increased services in the evenings to support local businesses and to enable town residents working in Ithaca to access public transportation in the evening hours,

NOW THEREFORE BE IT RESOLVED, That the Town of Ulysses encourages municipalities in Tompkins County to promote and advocate on behalf of TCAT and consider ways to alleviate the burden of meeting transportation needs of the community, such as creating more Park and Ride hubs, creating more trails and greenways for walking and bicycling, supporting more rideshare opportunities in towns, villages, the local mall, shopping centers, parks, and business centers, and be it

FURTHER RESOLVED, That the Town of Ulysses supports promoting creative solutions such as Gadabout and FISH (Friends In Service Helping), and keeping the public transit needs of our residents high on our municipal agendas, and be it

FURTHER RESOLVED, That the Town of Ulysses calls upon Tompkins County's State Representatives to encourage all New York State Legislators to recognize and financially support public transit and its vital role in our battle against poverty and in meeting our economic development goals, and

FURTHER RESOLVED, That a copy of this resolution be forwarded to all municipalities in Tompkins County, United States Senators Schumer and Gillibrand, United States Congressman Tom Reed; New York State Assemblywoman Lifton, New York State Senators Seward, O'Mara, and Nozzolio, New York State Governor Cuomo, and President Obama.

Moved: Mr. Boggs Seconded: Ms. Thomas

Ms. Thomas	aye	
Ms. Zahler	aye	
Mr. Hertzler	aye	
Mr. Boggs		nay
Mr. Goldman	aye	

Vote: 4-1

Date Adopted: 8/9/16

PRIVILEGE OF THE FLOOR:

(none)

MONTHLY BUSINESS

APPROVAL OF MINUTES

RESOLUTION 2016-148: APPROVAL OF MINUTES: 7/26

BE IT RESOLVED that the Ulysses Town Board approve the minutes of 7/26 as edited by Ms. Thomas and Zahler.

Moved: Ms. Thomas

Seconded: Mr. Goldman

Ms. Thomas	aye
Ms. Zahler	aye
Mr. Hertzler	aye
Mr. Boggs	aye
Mr. Goldman	aye

Vote: 5-0

Date Adopted: 8/9/16

BUDGET MODIFICATIONS

RESOLUTION 2016-149: BUDGET MODIFICATIONS

BE IT RESOLVED that the Ulysses Town Board approve the attached budget modifications:

A FUND BUDGET MODIFICATIONS

A1110.121	Town Justice Clerk Special Projects PS	Create	--
<i>Per board resolution 2016-85</i>			
A1110.121	Town Justice Clerk Special Projects PS	Increase	\$3,965
<i>Per board resolution 2016-85</i>			
A1990.4	A Fund Contingency	Decrease	\$3,965
<i>A fund contingency line balance = \$7,672</i>			
A1220.4	Supervisor CE	Increase	\$1891.04
<i>The 2015 budget included costs associated with the transition to the new accounting software. Due to the process these costs were not incurred until 2016 and have been taken out of the Supervisor CE line. In order to accurately reflect annual reoccurring costs to this line a budget modification is requested to use fund balance for this cost.</i>			
A917	A Fund Unassigned Fund Balance	Decrease	\$1891.04
<i>Please see the above explanation.</i>			

A1320.4	Auditor CE	Increase	\$2000
<i>The balance in the audit portion of A915 assigned fund will be \$5,762 after this \$2000 appropriation.</i>			
A915	Audit portion	Decrease	\$2000
<i>Please see the above explanation.</i>			

SW3 FUND BUDGET MODIFICATIONS

SW3-8330.4	Water purification, Equip, & Cap Outlay CE	Increase	\$4045.73
<i>Unforeseen expense of income survey for Water District 3</i>			
SW3-915	SW3 Fund Balance	Decrease	\$4045.73
<i>Approximate fund balance after modification: \$64,749.95</i>			

Moved: Mr. Goldman Seconded: Ms. Zahler

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
Date Adopted: 8/9/16

APPROVAL OF CLAIMS

RESOLUTION 2016-150: APPROVAL OF CLAIMS

BE IT RESOLVED that the Ulysses Town Board approve payment of claims #410-458 in the amount of \$138,828.91.

Moved: Mr. Goldman Seconded: Mr. Boggs

Ms. Thomas aye
 Ms. Zahler aye
 Mr. Hertzler aye
 Mr. Boggs aye
 Mr. Goldman aye

Vote: 5-0
Date Adopted: 8/9/16

ADJOURN:

Mr. Hertzler moved to adjourn the meeting at 9:15pm; seconded by Ms. Zahler and passed unanimously.

APPENDIX A:

*TOWN OF ULYSSES, NEW YORK PROPOSED
LOCAL LAW NO. 2-2016*

*A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF
HIGHWAY SUPERINTENDENT AND THE CREATION OF THE APPOINTED POSITION OF
HIGHWAY SUPERINTENDENT OF THE TOWN OF ULYSSES*

Be it enacted by the Town Board of the Town of Ulysses as follows:

SECTION 1.

This local law is enacted pursuant to Municipal Home Rule Law §§10, 22 and 23. This local law shall supersede any provisions of the Town Law of the State of New York to the contrary, including, but not limited to, Town Law §20 with respect to the method of selection of the Highway Superintendent in the Town of Ulysses, and any other provision of the Town Law providing for or referring to the creation of the elected position of Highway Superintendent.

SECTION 2.

The elected position of the Highway Superintendent in the Town of Ulysses, New York is hereby abolished, effective January 1, 2018, following the expiration of the current elective term of office of the Highway Superintendent on December 31, 2017. The appointed position of Highway Superintendent of the Town of Ulysses, New York is hereby created, effective January 1, 2018.

SECTION 3.

Commencing January 1, 2018, the Highway Superintendent of the Town of Ulysses shall be the person appointed by the Town Board of the Town of Ulysses.

SECTION 4.

The appointed Highway Superintendent shall have such powers and shall perform such duties as are or hereafter may be conferred or imposed by law, and such further duties as the Town Board determines, consistent with applicable law.

SECTION 5.

This local law shall be subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law at the general elections to be held on November 8, 2016.

SECTION 6.

This local law shall supersede or repeal any prior inconsistent Local Law.

SECTION 7.

The provisions of this local law are severable. If any court of competent jurisdiction decides that any section, clause, sentence, part or provision of this local law is illegal, invalid, or unconstitutional, such decision shall not affect, impair, or invalidate any of the remaining sections clauses, sentences, parts, or provisions of the Local Law.

SECTION 8.

This local law shall take effect upon the affirmative vote of a majority of the qualified electors voting thereon at the general election on November 8, 2016, and the filing with the Secretary of State in accordance with the applicable provisions of law.

APPENDIX B:

**TOWN OF ULYSSES, NEW YORK
PROPOSED LOCAL LAW NO. 3-
2016**

A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF

TOWN CLERK AND THE CREATION OF THE APPOINTED POSITION OF HIGHWAY SUPERINTENDENT OF THE TOWN OF ULYSSES

Be it enacted by the Town Board of the Town of Ulysses as follows:

SECTION 1.

This local law is enacted pursuant to Municipal Home Rule Law §§10, 22 and 23. This local law shall supersede any provisions of the Town Law of the State of New York to the contrary, including, but not limited to, Town Law §20 with respect to the method of selection of the Town Clerk in the Town of Ulysses, and any other provision of the Town Law providing for or referring to the creation of the elected position of Town Clerk.

SECTION 2.

The elected position of the Town Clerk in the Town of Ulysses, New York is hereby abolished, effective January 1, 2018, following the expiration of the current elective term of office of the Town Clerk on December 31, 2017. The appointed position of Town Clerk of the Town of Ulysses, New York is hereby created, effective January 1, 2018.

SECTION 3.

Commencing January 1, 2018, the Town Clerk of the Town of Ulysses shall be the person appointed by the Town Board of the Town of Ulysses.

SECTION 4.

The appointed Town Clerk shall have such powers and shall perform such duties as are or hereafter may be conferred or imposed by law, and such further duties as the Town Board determines, consistent with applicable law.

SECTION 5.

This local law shall be subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law at the general elections to be held on November 8, 2016.

SECTION 6.

This local law shall supersede or repeal any prior inconsistent Local Law.

SECTION 7.

The provisions of this local law are severable. If any court of competent jurisdiction decides that any section, clause, sentence, part or provision of this local law is illegal, invalid, or unconstitutional, such decision shall not affect, impair, or invalidate any of the remaining sections clauses, sentences, parts, or provisions of the Local Law.

SECTION 8.

This local law shall take effect upon the affirmative vote of a majority of the qualified electors voting thereon at the general election on November 8, 2016, and the filing with the Secretary of State in accordance with the applicable provisions of law.

APPENDIX C:

TOWN REPORTS:

PLANNING BOARD/ZONING OFFICER- submitted by Ms. Kiley

Planning Board

The Planning Board did not meet on August 2.

Board of Zoning Appeals

At the July 20th meeting, the applicants withdrew their application for an area variance.

Grants

Residential Energy Score Project – All five municipalities endorsed the final report for this project. The project team will be meeting to discuss next steps for moving the project forward.

Zoning Updates Grant – The steering committee received and is commenting on the first draft of the ag section of the consultant’s proposal.

Other meetings/issues

Cayuga Lake Watershed Intermunicipal Organization (IO) – 7/27: Tee-Ann Hunter (Town of Ithaca) and Hilary Lambert (Cayuga Lake Watershed Network) worked on and submitted a grant application for three years of administrative and program assistance for the IO.

ITCTC – 7/19: NYS DOT discussed new municipal funding opportunities, including support for bridge and culverts.

Stormwater Coalition (SWC) – 7/14: the SWC met with a staff member from Chemung County who is representing the Southern Tier coalitions at DEC meetings to revise the MS4 permit. We have been provided with discussion topics and can submit comments in advance of the meetings.

Water Resources Council (WRC) – 7/18: the WRC heard a presentation on the Town of Danby’s proposed groundwater protection local law.

ACTING HIGHWAY SUPERINTENDENT- reported by Dave Reynolds

Mowed roadsides, cleaned ditches, trimmed limbs, put oil and stone on roads.

Ms. Wright noted that they recently discovered that the Curry Road bridge is eligible for 100% replacement via federal funds.

TOWN CLERK- submitted by Ms. Parlato

<u>LICENSES issued:</u>	<u>#</u>
Sporting licenses	9
Disabled parking permits	14
Dog licenses and renewals	58
Marriage licenses	6
Plumbing permits	0
Address assignments	0

<u>FINANCIAL REPORT:</u>	
\$1429.00	TOTAL Collected for fees & licenses
\$899.20	stays in the town
\$529.80	goes to the state

CLERK’S OFFICE TASKS:

- Worked on grant for Salo Drive
- Helped Deputy Supervisor with Federal Medicare reporting
- Organized tasks for summer youth employee:
- Routine tasks:
 - Notarized documents for citizens
 - Retrieved, sorted, vouchered mail
 - Answered inquiries on various topics
 - Took and wrote up meeting minutes
 - Kept website current
 - Sent listserv mssgs. to keep residents updated. (And received more requests to be added to list)
- Vacation July 22-29

RECORDS MANAGEMENT:

- Exploration of costs/options/grants for building plan scanning as they are not safe to access

WATER DISTRICT TASKS:

- Posted water bills
- Weekly check-ins with Water District Operator
- Updated reports for TTHM running averages and water usage

CONFERENCES:

Carissa attended the Cornell Municipal Clerk’s Institute July 11-14 and graduated from the 3 year program.

Sessions attended:

- | | |
|--|--|
| • Social impacts of fiscal stress | • Excel training |
| • Interacting with new immigrants | • Strategic language in communications |
| • Heritage tourism | • Fraud and ethics |
| • Building skills for public interaction | • NYS Council for the Humanities grant opportunities |
| • Sustainability within communities (HUD presentation) | |

CITIZEN COMMENTS/INQUIRIES:

<u>Comment/inquiry</u>	<u>Answer/referral</u>
Do people need a permit to go door to door?	No. The town does not have a law regarding this. Solicitors are encouraged to register at the police dept.

CODE OFFICER- Submitted Mr. Myers:

In July 2016, 2 Building Permits were issued. One for a bath remodel costing \$40,000. The other was a Demolition Permit. One Certificate of Completion was issued for an above ground swimming pool that cost \$3,600. One Certificate of Occupancy was issued for an addition/remodel that cost \$400,000. One Operating Permit and two fireworks permits were issued.

**SUPERVISOR REPORT- submitted by Ms. Thomas
Water Districts WD3**

- Attend EFC webinar on funding.
- Meet with USDA Rural Development on funding possibilities.
- Meet with MRB on funding

Ag Committee

- Guidance on request for Right-to-Farm local law.
- Provide guidance on feedback on rezoning of ag lands.

Energy

- **CCA** – community choice aggregation for electricity – hear presentation from Joule Assets on CCA in Westchester County.

Parks and Recreation

- Prepare for and write grant to purchase land on Salo Drive for parkland and recreation. Grant preparation and writing was extensive and a big team effort.
- Meet with residents on Salo Drive (4 households)

Zoning update

- Act as communications bridge between Zoning Steering Committee and Ag Committee.
- Read through recommendations from consultants on ag lands, comment.

Other

- **Meetings:**
 - Solid Waste re: compost drop off (7/12)
 - Meet with Salo Dr. residents about potential purchase of land (7/19)
 - Ag Committee (7/28)
 - CCA Task Force (7/22)
 - Town Board meeting (7/12, 7/26)
 - Zoning Update Steering Committee (7/25, 8/4)
 - TCCOG (7/28)
 - Training in excel (8/2)
- **Trails grant** –
 - Review beta site on laptop and iPhone. Give extensive feedback on first and second beta versions.
 - Release beta version to trail partners.
- **TCCOG** – work with co-Chair on agendas and content.
 - support for TCAT
 - review of bylaws.
 - Implementing freedom from domestic violence as a human right, info to include in personnel policies.
 - Intermunicipal task force on emergency services.
- **Planning Board and BZA training** – assist Zoning Officer to set up periodic training for boards.
- **Community Center** – letter of support for grant application.
- **Windows 10** – upgrade to new operating system after thorough backup. Learn new features.
- **Meeting agendas** – topics include changing elected positions to hired, approval of glare study, local law to override tax levy, hourly worker pay changed to salaried, public hearings, dates to review budget, support for bus system.
- **Sales tax** – attend webinar about reduction in sales tax collections.
- **Elected or hired** – work on job descriptions.
- **Training** – in excel.
- **Stormwater** – tour site before final signoff of stormwater paperwork
- **Budget 2017** – begin plans on notifying departments, gathering requests from those we contract with. Salary comparisons with other towns,
- **Communications** – listserv message about wells and drought, elected/hired topic, tax levy override.

Resident communications

- Taughannock Park – proposed dock (2)
- Resident request for town to purchase a piece of land for conservation purposes.
- Complaint about sewage treatment system smell (2).
- Grassroots parking on Rabbit Run – wants better system
- Drought (2)
- Building code enforcement complaint (1)

- Concern over fireworks (1)
- Project in Jacksonville cemetery (1)

Repeating daily/weekly/monthly tasks:

- Work with each department on current topics.
- Respond to constant flow of questions from residents, volunteers and staff.
- Weekly review of topics with attorney for the town.
- Monthly review of county actions.
- Daily check-in with Town Hall staff.
- Periodic discussions with Zoning Officer over a variety of topics.
- Prepare agendas, resolutions, and background documents. Review topics with TB members, conduct meetings, and review minutes.
- Provide oversight and follow-through on decisions and requests made at Town Board meetings.
- Review claims and budget, make suggested budget modifications to be approved by TB, review payroll, sign checks,
- Periodic check in with Town Clerk and Deputy Supervisor re work load and coordination.
- Respond to surveys when requested.

2nd DEPUTY SUPERVISOR & BOOKKEEPER- submitted by Ms. Wright:

Deputy Supervisor

- Continued work on Highway Asset Management Database and Mailing List Development
- TAP Sidewalk Grant Project
 - Update: design of sidewalk now in the hands of NYSDOT for review
 - Communications with Fisher regarding submission of design
- Water District 3
 - Continued work with Liz on a variety of aspects of this project
 - Coordinated meeting between MRB and RD (Rural Development)
 - Met with Liz, Bill Davis, and RD regarding grant/funding opportunities
- Ag committee

<ul style="list-style-type: none"> ○ Meeting Attendance ○ Minute taking and drafting ○ Communications with committee members 	<ul style="list-style-type: none"> ○ General administrative tasks ○ Completed mailing to residents on the ag-related mailing list
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- Grant work
 - Assistance with budget and map aspects of CFA grant submission for Salo Drive land
- Work with Sarah on submission of federally required data matching for Medicare
- Work with Highway:
 - Investigating funding for Bridge/Culvert repair and replacement
 - Attended NYSDOT meeting re: GIS use for Town mileage calculation
- Help with coverage of Clerk's office
- Assistance with meeting/resolution prep re: elected/appointed
- Led internal training on Excel

Bookkeeper

- Accounting: finally caught up from software transition
 - In this past month, May, June and July were closed in the accounting software
 - This indicates that we are all caught up from the transition, now it's about maintaining and staying on top of the process. This is good timing as we go into budget season.
- Budget prep:
 - Beginning stages of organization, calendar planning, department worksheets, internal organization

- Audit
 - Met with Duane regarding their findings
 - This report will be forwarded to Town Board members by the end of the week
- Personnel
 - Continued work with payroll related activities re: Youth Employees, paperwork and accounting
 - Continued work with Paychex re: data management
 - Met with retiree re: Medicare options
- Regular duties
 - Payroll
 - Processing and accounting
 - Banking
 - Water district accounting
 - NYSLRS (retirement system)
 - Annual payment calculation
 - Monthly reporting
 - Payments: regular appropriations & vouchers
 - Vouchered expenses
 - Health Insurance
 - Other regular payments

1ST DEPUTY SUPERVISOR- submitted by Ms. Zahler.

- Exxon-Mobil: may have terms & conditions by next meeting
- Health Consortium- a 5% increase is likely. Will seek comparisons with existing plan and metal look-alike plans.
- Youth Commission – the youth Battle of the Bands in August will close Union street.
- ZUSC will now meet 2x/month.

MR. BOGGS-

Mr. Boggs has been working on alternatives for TTHM removal.

MR. HERTZLER-

The EMC opposed the state's plan to use nuclear energy at the last meeting.

MR. GOLDMAN-

The Planning Board is working on a site plan review for the 2nd time on a project.

Respectfully submitted by Carissa Parlato on 8/15/16.