

**MINUTES OF THE REGULAR TOWN BOARD MEETING**  
**Tuesday, September 11, 2018**  
**AT 7:00 PM**

PERSONS PRESENT	TOWN BOARD Supervisor, Merilee Walker Councilperson, William Mann Councilperson, Michael Hillier Councilperson, Jim Forrester Councilperson, Randall Morris
	RECORDING CLERK Cheyenne DeMarco
	PERSONNEL CEO, Mark Mullikin Hwy. Supt., Rick Moran Historian, Valerie Griffing, <i>Absent</i> Assessor, Brian Knapp, <i>Absent</i>
	VISITORS Tim Cassidy, Darren Snyder, Don Wilcox, Ryan Dale
CALL TO ORDER	Supervisor Walker called the meeting to order at 7:00 PM. Roll call was taken with all councilmen present.
PLEDGE TO THE FLAG	All persons stood as Mike Hillier led the pledge.
ADOPTION OF MINUTES	A motion was made to adopt the Special Planning Board Minutes of 8/1/18, Regular Planning Board Minutes of 8/7/18 and the Regular Town Board Minutes of 08/14/18. The motion was made by Jim Forrester seconded by Randy Morris and carried 5-0.  The drafted September 4 <sup>th</sup> police commissioners meeting minutes were presented to the board for review only.
PRIVILEGE OF THE FLOOR	Ryan Dale  Nunda Officer, Ryan Dale, addressed the board stating that since Chief Wilcox resigned and the commissioners approached him to stand in as acting Chief of the Nunda Police Department, he has stepped up to the plate humbled with the opportunity. It is a big learning curve but he is optimistic while taking on the experience. Ryan has met with the Village and Town Clerks as well as the Town's representative at Baldwin Businesses. Supervisor Walker stated that they are now in the preparations for the 2019 budget. Jim stated that he encourages Ryan to work closely with the commissioners with the budget. Ryan stated that a staffing issue is upon them, tonight along with Chief Wilcox's resignation is another officer's, and two additional officers have mentioned handing in their resignations in the near future. Bill stated that its understandable that losing staff is a stressing factor, but they can be resolved with other options. The Board understands the situation and they know Ryan will handle it as well as he can.  Mike stated that there will be a Special Commissioners meeting next Monday, September 17 <sup>th</sup> at 6:00 PM, open to the public, where they will be able to sit down with Officer Dale, review the budget, policies and procedures incumbent with his new role  Village Commissioner Darren Snyder stated that the Village attorney will be at this meeting as well, as they continue to work on the joint agreement.  Ryan stated that he is starting with immediate needs such as creating an inventory of all equipment as badges of resigned officers are being turned in. A log will be kept with the status of all badges, uniforms, equipment, duty belt and fire arms etc. Passwords are in the process to being registered to Ryan

**MINUTES OF THE REGULAR TOWN BOARD MEETING**  
**Tuesday, September 11, 2018**  
**AT 7:00 PM**

Dale's details. It was asked how many work stations are at the Police Department, Ryan answered three. It was discussed getting touch with Hurricane Technologies for a backup computer technician.

The Board thanked Ryan for attending tonight's meeting.

*Ryan Dale left at 7:30 PM*

CEO	Mark submitted and reviewed his August written report. Mark stated that the Solar company that Bugman and Sons where constructing a solar array from has changed their name from Sun Common to Green Spark, and there was a complication concerning the County review of the Nunda Solar Law Draft. (See Communications.)
ASSESSOR REPORT	None.
HISTORIAN	None.
COMMUNICATIONS	Supervisor Walker reviewed the following communications:  <i>i.) Solar Local Law Draft Postponed for County Review.</i> Mark stated that the submitted forms from the Nunda Joint Planning Board for the drafted Solar Local Law to Livingston County Planning Department had a missing environmental review form that in turn was not submitted on time for the County to review the Nunda Solar Law on 9/13 as planned. This resulted in the Nunda Solar Law being removed from the County agenda for this month's review, and instead put to the October Planning Board Meeting on 10/11/18. In accordance with General Municipal Law, Section 239-m 3(3)(ii) and (vi), the Town Board will have to wait for this drafted local law to be reviewed by Livingston County Planning Board who will in turn submit recommendations to the Nunda Planning Board. <i>ii.) Casella Waste Management Service Contract Renewal.</i> An annual service contract renewal was presented to the board by Casella Waste Management for trash removal at the Nunda Government Center at 4 Massachusetts Street. Motion was made to approve and sign the service contract with Casella. Motion was made by Jim Forrester, seconded by Mike Hillier and carried 5-0. <i>iii.) Contract for Bookkeeping and payroll services with Baldwin Business</i> Baldwin's provided their annual contract for bookkeeping and payroll services for the Town of Nunda for a fee of \$9,000.00, plus a quarterly flat fee of \$525 for payroll services, totaling \$2,100 a year. Contract will go into effect the first of the year. Motion was made to approve and sign the presented contract with Baldwins, motion was made by Mike Hillier, seconded by Jim Forrester and carried 5-0. <i>iv.) "Be Well in Nunda"</i> has requested permission that a log-in Bocce Ball set be kept at the Government Center for community members to play Bocce in the front lawn of the Government Center on week days during business hours and Farmers Market Saturdays when the Mayor would supervisor the log-in. The Board approved.
TENTATIVE BUDGET	Printed and presented to all Board members was a copy of the tentative 2019 Town budget created this morning with a meeting this morning with Baldwin's. Also, there was Town Clerk and Rick Moran. Changes to the budget need to be brought up next month when they will move the tentative budget to the preliminary budget.
BUDGET REPORT & SUPERVISORS STATEMENT	The August balance sheet for the Youth Recreation program was provided by the Village of Nunda, along with a copy of the youth recreation abstract of audited vouchers, payroll and final bank statement.

**MINUTES OF THE REGULAR TOWN BOARD MEETING**  
**Tuesday, September 11, 2018**  
**AT 7:00 PM**

Supervisor Walker stated that the Village submitted an additional check of \$2,000.00 to cover the shortage of the 50/50 budget split for the Nunda Police Department.

**Water Separation  
Resolution Follow up**

Following last month's Town Board resolution of officially requesting the Village of Nunda to create a separation of the shared water control at locations 9426 and 9438 Nunda-Dalton Road by implementing individual shut offs for each water account was granted by the Village of Nunda and they are proceeding with implementing the change.

**AUDIT BILLS**

There was a motion to approve the Audited Abstracts for the month of August 2018. These abstracts include;

*General Fund* Claim number, 219-236, in the amount of \$6, 801.53, as set forth in abstract No. G-9, dated 09/11/2018.

*Highway Fund* Claim number 164-183, in the amount of \$56,282.24, as set forth in abstract No. H-9, dated 09/11/2018.

*Police Fund* Claim number, 65-70, in the amount of \$1,199.34, set forth in abstract No. P-9, dated 09/11/2018.

A motion was made to approve the audited abstracts. Motion was made by Bill Mann, seconded by Mike Hillier and carried 5-0.

**POLICE**

Mike reported the Nunda Police Department statistics for August 2018, and Door Check Log as submitted.

Also submitted to tonight's meeting were the resignations of Nunda Police Chief Jeff Wilcox and Officer Jeremy Boorman. Motion was made to accept these resignations. Motion was made by Mike Hillier, seconded by Randy Morris and carried 5-0.

The Board discussed how to move forward with the vacancy to the Nunda Police Chief position. Mike and Randy stated that when they received Chief Wilcox's resignation at the September 4<sup>th</sup> commissioners meeting they first offered it to Sergeant Stephen Rapp who declined, then the commissioners agreed to offer it to Officer Ryan Dale who accepted.

Village Commissioner Darren Snyder stated that at last night's Village Board meeting they made a formal resolution to delegate the duties of Nunda Police Chief to Ryan Dale.

**Resolution to delegate  
Officer Dale to Chief duties**

Motion was made that with the acceptance of the resignation of the Chief of Police, Jeffrey Wilcox, all duties and responsibilities of the Nunda Police Chief be delegated to Officer Ryan Dale, with the commensurate rate of pay of \$21.00 per hour as listed in the 2018 Town organization minutes. Job title to be assigned to Officer Ryan Dale following a special Police Commissioners Meeting on September 17<sup>th</sup>, 2018 where all four police commissioners will recommend chosen title to Village and Town Boards. Motion was made by Mike Hillier, seconded by Randy Morris and carried 5-0.

It was agreed that until the joint Town and Village agreement is finalized, the police car dialogue will be put on hold.

In regards to the 50/50 budgetary split Supervisor Walker stated that the Town Attorney stated that any adopted budget with the 50/50 proportions is as good as an official board resolution.

Randy stated a formal resolution is still the proper way to go. Bill Mann suggested the police commissioners bring create a resolution and bring back to their boards.

**IT REPORT**

None.

**COMMERCE REPORT**

None.

**MINUTES OF THE REGULAR TOWN BOARD MEETING**  
**Tuesday, September 11, 2018**  
**AT 7:00 PM**

**BUILDING/ZONING REPORT**

Mike stated that with all the painting of the Town building being done, is there any pressing concerns when it comes to building maintenance? The Village is looking into replacing the blue stone on the outside of the Police building that has been crumbling. A small amount of the Government Center's blue stone along beneath the porch along side the garden has been falling off. The Front steps to the Government Center were mentioned as well.

Property sites were discussed for the new highway department.

**HIGHWAY**

Jim stated he and Rick will work on the 2019 tentative budget. Rick stated that the currently two dump trucks are down, the Mac truck is at a service in Rochester, there was an oil leak and broken wire, the repair will be an expected \$4-5,000-dollar bill. The second truck was a 2007 truck where the motor is dead.

Supervisor Walker asked if the boom mower could be used to take care of the ditch around the canal lock.

**ONE MOTION**

A motion was made to accept all reports given on 09/11/18. Motion was made by Bill Mann and seconded by Jim Forrester and carried 5-0.

**OLD BUSINESS**

None.

**NEW BUSINESS**

None.

**CLERK REPORTS**

Cheyenne submitted her August 2018 Town Clerk Report of total state, county and local revenues and the August 2018 Justice Report to the Nunda Town Board.

A motion was made to approve the audited Town Clerk and Justice reports for the month of August 2018. The motion was made by Mike Hillier seconded by Jim Forrester and carried 5-0.

**EXECUTIVE SESSION**

8:28 PM A motion was made to go into executive session to discuss subject relating to employment history of particular persons. Motion was made by Mike Hillier and seconded by Jim Forrester and carried 5-0.

*Don Wilcox, Darren Snyder, Mark Mullikin and Rick Moran left meeting.*

*Cheyenne DeMarco was approved to stay.*

8:50 PM Motion was made to come out of executive session with no action taken. Motion was made by Jim Forrester and seconded by Bill Mann and carried 5-0.

**ADJOURNMENT**

Being that there was no further business, there was a motion to adjourn. The motion was made by Mike Hillier, seconded by Bill Mann and carried 5-0.

The meeting adjourned at 8:51 PM.

RESPECTFULLY SUBMITTED,

CHEYENNE DEMARCO  
NUNDA TOWN CLERK