

MINUTES OF THE REGULAR TOWN BOARD MEETING
Tuesday, December 10, 2019
AT 7:00 PM

PERSONS PRESENT	TOWN BOARD	Supervisor, Merilee Walker Councilperson, Martha Blair Councilperson, Michael Hillier Councilperson, James Forrester Councilperson, Randall Morris
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RECORDING CLERK Cheyenne DeMarco

PERSONNEL	Assessor, Brian Knapp, <i>Absent</i> CEO, Mark Mullikin Chief, Ryan Dale, <i>Absent</i> Deputy Town Clerk, Kaytlyn Hall Historian, Valerie Griffing Hwy. Supt., Rick Moran
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VISITORS	Tim Cassidy, Johnathan Bailey, Tucker Sanford, Ben Smathers, Alex Pierce
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CALL TO ORDER	Supervisor Walker called the meeting to order at 7:00 PM. Roll call was taken with all councilmembers present.
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PLEDGE TO THE FLAG	All persons stood as Randy Morris led the pledge.
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ADOPTION OF MINUTES	A motion was made to adopt the minutes of the following meetings;
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- Regular Town Board Minutes of 11/12/2019

The motion was made by Mike Hillier, seconded by James Forrester and carried 5-0.

The drafted Police Commissioners Minutes of 12/02/2019 were presented to the board for review only.

CHANGES TO AGENDA	None.
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PRIVILEGE OF THE FLOOR

Joan Schumaker	Joan presented as a member of the Greater Nunda Historical Preservation Board (GNHP) and stated that since Cynthia Howk from Landmark Society of Western New York presented to the board this September, GNHP has collected bids to conduct a “Historic Resources Survey” for the Nunda area that will find buildings and landscapes that are eligible for the National Register status.
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There were three bids received in total in which GNHP choose the Landmark Society of Western New York, as they are very experienced with rural areas while the other two were inclined towards city experience. Also, the Landmark Society of Western New York will have a three-person team assigned to Nunda while the others would be a one-person. The Landmark Society would also conduct the preliminary and final meetings for this project.

The quote from the Western New York Landmark Society was a total of \$14,000. Joan stated that they have applied for a grant from the Preservation League of New York State, if granted it would cover 80% of the cost. Joan asked if the Town and Village board would be willing to split the remaining expenditure between their budgets? This would be a one-time fee and the grant warrants that the project be completed twelve months from its start date.

Martha Blair asked if the money requested of both the Town and Village boards was contingent on getting this grant? Joan stated that if they do not receive this grant, they intend to find and apply to others or hold fundraisers if need be.

Supervisor Walker asked who would be applying for this grant? Joan answered the Village of Nunda.

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Village Clerk, LeRoy Wood, briefly entered the meeting requesting that the Town Board appoint the Village of Nunda to be the lead agent for this grant.

Motion was made to appoint the Village of Nunda as lead agent in pursuing a grant with Preservation League of New York State. Motion was made by Jim Forrester, seconded by Mike Hillier and carried 5-0.

CEO

Mark submitted his November 2019 report for board review, which included numerous site inspections on violations on Nunda Byersville Road, as well as an applicant wishing to operate a day care facility in the former Boondocks bar in Dalton. No major changes would have to be done to the building, a new roof is being installed and a pole fence will be installed.

Mark stated that he is having some issues with third party electrical inspection agencies. There were several instances where electric was turned on to a home when Mark didn't agree that the structure of the home was fit enough for electric to be granted. By law third party electrical inspection agencies have to get approval from the Code Enforcement Officer to work in the municipality. Mark has drafted a letter to all third-party electric inspection agencies that their inspections need to be notified to his office and he as the Code Enforcement officer needs to be present at the inspections to ensure safety.

ASSESSOR REPORT

None.

Alex Peirce entered meeting at 7:15 PM

HISTORIAN

Val submitted holiday tradition with a local history trivia quiz. This year's topic is "Education in Nunda and Portage, Part Two" and is based on the Nunda Historical Societies 2020 calendar of the same title. All questions are taken from/based on the calendar which is on sale beginning Saturday at the historical society, the Nunda Family Pharmacy and the Nunda Government Center by early next week.

1. Which class was the first graduating class of Nunda Central School.
a. 1938 b. 1939 c. 1940
2. When the Dalton Central School District was organized, what grade levels did it serve.
a. K-6th grade b. K-9th grade c. K-12th grade
3. Name the vocal music teacher who taught in Nunda from 1957 until about 1990. He also served as village mayor.
4. Name the head custodian and the secretary of the Dalton School, husband and wife, who kept the school functioning and organized from about 1946 until they retired together in 1984.
5. True or false, some of the school clubs you might join over time included: Civil Air Patrol, Projection Squad, Bachelor's Club and Banking Club.
6. There were several 20th century school newspapers. The best known and longest running was the GAB which ran from December 1930 until June 1968. What did GAB stand for?
7. Nunda Central began publishing a year book in 1946. It has had several titles since then. The first was "O-nonda-o" from 1946-1968. From 1969-1979 it had another title, what was it?
8. The Moving-Up Day assembly was held on the last day of school. The assembly ended with all gathered at the flag pole in front of the school for the ceremonial lowering of the flag. What did this symbolize?
9. What was the compromise that was reached in naming the new school district?

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10. Name three of the six school districts that surround the Dalton-Nunda School District.

Answers:

1. *c. 1940, possibly due to the fact that the new central school building was not opened until April 1, 1940.*
2. *b. K-9th grade. There was a formal 9th grade graduation ceremony complete with caps and gowns and corsages at the end of 9th grade. Students paid a set tuition and were transported to Nunda to complete their high school education.*
3. *Frank Estep.*
4. *Robert Smith and Esther Boyd Smith.*
5. *True.*
6. *GAB – the initials of Professor George A. Bolles, principal of Nunda High School at the time.*
7. *Chieftain*
8. *It symbolized the end of the school year.*
9. *Keshequa Central School was chosen based on a creek flowing through both communities' names the "Keshequa" and of a shared Native American history.*
10. *Perry, Mt Morris, Dansville, Canaseraga, Fillmore, Letchworth*

Joan Schumaker entered meeting at 7:15 PM

COMMUNICATIONS

Supervisor Walker reviewed the following communications:

- i. *Schedule 2019 Year End Meeting & 2020 Organizational meeting.* Motion was made to set the 2019 Year End meeting for Monday, December 30, 2019 at 7:00 PM and the Organizational meeting on Thursday, January 2nd, 2020 at 7:00 PM. Motion was made by Mike Hillier, seconded by Randy Morris and carried 5-0.
- ii. *VFW Post 8961 request for financial assistance.* A letter was submitted by Post Quartermaster, Harmony Payne-Favor, on behalf of VFW Post 8961 located in the Village of Nunda stating that they no longer own their building and transitioned to renting the bottom floor in the amount of \$200.00 a month from the Masonic Lodge No. 682. The board concluded that since they give a \$250.00 stipend to the American Legion 1569 to offset their utility costs, they could provide a \$200.00 stipend to the VFW to help offset their rent costs. Motion was made to grant an annual one-time payment to the VFW Post 8961 in the amount of \$200.00. Motion was made by Mike Hillier, seconded by Martha Blair and carried 5-0.
- iii. *Re-appoint Dan Strobel to ZBA for four-year term expiring 12/31/2023.* Motion was made to re-appoint Dan Strobel to the Joint Nunda Town and Village Zoning Board of Appeals for four-year term expiring 12/31/2023. Motion was made by Mike Hillier, seconded by Randy Morris and carried 5-0.
- iv. *Re-appoint Rick Moran to Traffic Safety Board.* Motion was made to re-appoint Rick Moran to the Traffic Safety Board with Livingston County. Motion was made by Martha Blair, seconded by Jim Forrester and carried 5-0.
- v. *Notice from Keiffer.* Andrew Keiffer submitted a hand written notice of his intent to sue the Town of Nunda, Town Board and Code Enforcement/Zoning officer.
- vi. *Justice James Mann Jr. resignation.* Town Justice, James R. Mann Jr., has resigned from his elected position with the Town of Nunda effective December 1, 2019.

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Motion was made to accept James Mann Jr.'s resignation.
Motion was made by Martha Blair, seconded by Randy Morris and carried 5-0.

Livingston County Board of Elections, NYS Unified Court System; Seventh Judicial District and the NYS Comptroller's Office of Court Administration were notified of this resignation.

vii. *New Justice Appointment.*

Seventh Judicial District has appointed the Ossian Justice, Gordon Wilson, to fill our justice vacancy. Mr. Wilson can only substitute the position until January 20th.

viii. *Resolution to open new justice account with Five Star Bank.*

Current Town of Nunda Justice account with James Mann Jr as the signer is froze by Five Star Bank.

BE IT RESOLVED that the Town Board of Nunda approves to open a new Justice bank account with Five Star Bank where the new appointed justice Mr. Gordon Wilson and Supervisor Walker will serve as signers to the account. Motion was made by Jim Forrester, seconded by Martha Blair and carried 5-0.

Johnathan Bailey, Tucker Sanford, Ben Smathers and Alex Peirce left meeting at 7:23 PM

SUPERVISORS STATEMENT

Signed and given to the Town Clerk for filing.

MONTHLY BUDGET

Police wages will exceed the budget this year, the situation was reviewed at the police commissioners meeting.

\$179,000 in CHIPS is anticipated.

AUDIT BILLS

There was a motion to approve the Audited Abstracts for the month of December 2019. These abstracts include;

- o *General Fund* Claim number, 252-274, in the amount of \$15, 190.17 as set forth in abstract No. G-12, dated 12/10/2019.
- o *Highway Fund* Claim number, 241-265, in the amount of \$31, 496.22, as set forth in abstract No. H-12, dated 12/10/2019.
- o *Police Fund* Claim number, 88-93, in the amount of \$1,476.95, as set forth in abstract No. P-12, dated 12/10/2019.
- o *Capital Project* Claim number, 4, in the amount of \$425.00, as set forth in abstract No. C-12, dated 12/10/2019.

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

POLICE

Chief Dale submitted the Nunda Police Department statistics for November 2019, Monthly Community Policing Report, Payroll and Door Check Log as submitted.

In Chief Dale's absence, Mike reviewed his reports which stated that District Attorney, Greg McCaffery, purchased a computer scanner through the DA's office and will be provided for the Nunda Police Department to use for the new integration of "Discovery Law" documentation process. The District Attorney's Office has implemented a "cloud" based system to transfer time sensitive documents to their office. The DA's office has also allocated personnel from their office to train Nunda Police Department on the systems use.

The Nunda PD received additional DWI Crackdown grant funding for the dates of November 27th and December 1st in the amount of \$180.00.

DWI STOP grant period had ended on November 30th. The Nunda Police Department has used \$3,600 in grant funding and will be reimbursed from Livingston County Sheriff's Office in the month of December 2019.

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Officer Chatley has successfully passed her civil service PT test and will be placed on part-time competitive civil service in December.

Recruit Officer Pappas and Recruit Officer Allen have been conducting “ride along” shifts with other Nunda PD Officers to prepare for Field Training Officers (FTO). Official FTO training will commence on December 20th and will be performed by Chief Dale, Sgt. Wiedrick, Officer Whitney and Officer Schirmer. FTO training will continue until February 29th and each Recruit Officer will have 160 hours of field training with the Nunda Police Department prior to graduation.

IT REPORT Hurricane Technologies has established additional official town e-mails for planning board chairman, Alex Peirce and Deputy Town Clerk, Kaytlyn Hall.

COMMERCE REPORT None.

BUILDING/ZONING REPORT None.

HIGHWAY Rick Moran stated that so far this winter they have had more difficulties with ice than snow. Rick stated that he attended a Tier 3 training class on December 9th by NYS Division of Homeland Security and Emergency Services (DHSES), Region 5 Coordinator William Correa. The training reviewed debris management update, new rules, All Hazard Mitigation Plan review and changes to article 2B Roles and Responsibility in an emergency Updates and changes to the Federal Recovery and Reimbursement process.

Rick briefly discussed the idea of a future shared service project with the Village of Nunda with fixing the water infrastructure without hurting the budget.

The quotes from last month were reviewed again for consideration:

Quotes received for truck:

Kenworth, Buffalo NY	- \$138,290
Tracy Equipment, Henrietta NY	- \$128, 773
Regional International, Henrietta NY	- \$121, 921

Quotes for the truck equipment:

Henderson Equipment	- \$87, 500
Valley Fab	- \$92, 129.35

A motion was made to purchase the 2020 Western Star 4700 SF and the Henderson Products equipment as represented in both submitted quotations in the combined total amount of \$216, 332.00, to be purchased through Tracey Road Equipment in Rochester, New York. Motion was made by Jim Forrester, seconded by Mike Hillier and carried 5-0.

ONE MOTION A motion was made to accept all reports given on 12/10/19. Motion was made by Jim Forrester and seconded by Mike Hillier and carried 5-0.

OLD BUSINESS The renewed Teamster Union Contract is in its final revisions.

NEW BUSINESS None.

CLERK REPORTS Cheyenne submitted her November 2019 Town Clerk Report of total state, county and local revenues and the November Justice Report to the Nunda Town Board.

A motion was made to approve the Town Clerk and Justice reports for the month of November 2019. The motion was made by Mike Hillier, seconded by Jim Forrester and carried 5-0.

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EXECUTIVE SESSION

8:19 PM A motion was made to go into executive session for discussions relating to proposed, pending or current litigation. Motion was made by Randy Morris and seconded by Martha Blair and carried 5-0.

Rick Moran, Mark Mullikin & Cheyenne DeMarco were approved to stay.

Tim Cassidy, Kaytlyn Hall and Valerie Griffing left meeting at 8:20 PM

8:41 PM Motion was made to come out of executive session. Motion was made by Martha Blair and seconded by Mike Hillier 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 Jim Forrester, and carried 5-0.

The meeting adjourned at 8:41 PM.

RESPECTFULLY SUBMITTED,

CHEYENNE DEMARCO
NUNDA TOWN CLERK