

MINUTES OF THE REGULAR TOWN BOARD MEETING
Tuesday, September 12, 2017
AT 7:00 PM

PERSONS PRESENT

TOWN BOARD

Supervisor, Merilee Walker
Councilperson, William Mann
Councilperson, Michael Hillier
Councilperson, James Forrester
Councilperson, Randall Morris

RECORDING CLERK Cheyenne DeMarco

PERSONNEL

CEO, Mark Mullikin
Hwy. Supt., Rick Moran
Historian, Valerie Griffing, *Absent*
Assessor, Brian Knapp

VISITORS

Tim Cassidy

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 councilperson Bill Mann led the pledge.

ADOPTION OF MINUTES

A motion was made to adopt the regular Town Board minutes of 08/08/2017, the Planning board minutes of 8/1/2017, and the Planning Board minutes of 8/22/2017. The motion was made by Bill Mann, seconded by Mike Hillier and carried 5-0.

CHANGES TO AGENDA

None.

PRIVILEGE OF THE FLOOR

Dale Bettis

Residing on Second Street, Nunda. Dale addressed the board regarding the intersection of Portage Road/Mill Street and South State/North State Street. Dale stated since the school year has begun he has seen cars go through the intersection while his son is in the crosswalk. This has happened twice during his walk home after school. Dale stated he has spoken with Chief Wilcox since, and would like a crossing guard at that intersection, he would be willing to volunteer himself. After speaking with Chief Wilcox Dale was informed there is a liability issue and the Chief cannot grant anyone permission to be a crossing guard, and instead was advised to speak to the Town Board on the matter. Supervisor Walker stated that the Village Board would be more appropriate for this situation considering the intersection location which

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is also on two state highways within the Village of Nunda, it may involve more beyond the Village Board. Supervisor Walker also suggested addressing the School Board as well.

Mike also suggested Dale go to the Village board meeting scheduled on the following Monday where there are two other police commissioners who can hear his concerns. Mike stated that all the commissioners will discuss the situation at the next police commissioners meeting.

Brian Knapp entered meeting at 7:09 PM

Dale thanked the board.

Dale Bettis left meeting at 7:11 PM.

CEO

Mark reviewed his August written report. There have been property maintenance violations sited, that involved Mark giving residents notice of violation, when they fail to comply they are ticket with court appearances. One of these ticketed residents did not appear in court. Mark contacted the Town attorney on how to proceed, after two meetings, Mark was able to file paperwork to serve those in violation for a court trial. Subsequently over Labor Day weekend, the property was cleaned up. Mark notified the attorney and a letter was sent to the property owners of the consequences if the property is to not make compliance again. This morning Mark was informed that property ownership has changed hands. Mark stated that the new owners have since cleaned up nicely and looks like they will keep it that way.

VanSickle Letter

Mark reviewed a legal formality in which the town specifies the maximum plant and weed height set forth in the PMC under Section 302.4. that recites as follows:

***302.4 Weeds.** Premises and exterior property shall be maintained free from weeds or plant growth in excess of what a jurisdiction's height is deemed in violation in inch measurements. Noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.*

Mark stated that the standard height has been 10 inches. New international code states that each jurisdiction regulates the height decision. In this case, the Town of Nunda's stipulation would include the Hamlet of Dalton and Mark would need a resolution from the Town Board. Mark recommended 6 to 8 inches. Neighboring town of Mount Morris's stipulation is 6 inches. This does not include Village of Nunda as that is its own jurisdiction.

HISTORIAN

Val was absent but submitted her written report stating she had recently received a request for information on the cobblestone homes on East

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Street in Nunda and Fitch Street in Oakland. Cobblestones were deposited here by glaciers eons ago but to see cobblestone structures this far away from Lake Ontario is quite rare. Val is now working to put together more information on this inquiry and will share more information as she goes along.

ASSESSOR

Brian stated that this summer he has done a lot of work outside the office, inspecting properties, not seeing a lot of change in value in properties. Brian had a few meetings with the state's customer relationship manager (CRM), who works as a state liaison with the real property tax services for all Livingston county assessors, in these meetings they've been working to compile data for the reassessment coming up. There is expected increases in market value to farm land, although farmers are protected by the annual two percent ceiling increase if they have applied for the agricultural assessment exemption. Brian stated that he highly commends Mark Mullikin for the reliable communication and updates he supplies with building permits for Brian's update in values.

COMMUNICATIONS

Supervisor Walker reviewed the following communications:

- i. Resolution No. 9 of 2017. Close Town Clerk and Town Tax Collector Bank Accounts with Five Star Bank.*

Resolution No. 9 of 2017

Close Town Clerk and Town Tax Collector Bank Accounts with Five Star Bank.

WHEREAS, the Nunda Town Board approves the two separate bank accounts by name; Town Clerk and Town and County Tax Collector, to be closed with Five Star Bank effective immediately.

BE IT FURTHER RESOLVED, that a written letter from the town clerk will be sent within 5 days of this approved resolution to Five Star Bank regarding the closing of these two accounts and any remaining balances to be returned to the Town of Nunda, and the town clerk and/or tax collector, to be deposited into new account as arranged.

A motion was made to adopt Resolution No. 9-2017. Motion was made by Jim Forrester, seconded by Mike Hillier and carried 5-0.

Brian Knapp left meeting at 7:36 PM

BUDGET REPORT &

SUPERVISORS STATEMENT Supervisor Walker signed the Supervisor's statement and handed it to Cheyenne for filing.

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The Board reviewed the budget report for August. A and DB fund appropriations were reviewed.

All Snow and Ice County payments have been received for this fiscal year.

A 2018 budget meeting with Baldwin Business Services is scheduled for September 15th at 9:00 AM, any board member is welcome to attend and participate as well as Rick Moran and Cheyenne DeMarco.

The budget season will go as follows:
Preliminary Budget drafted on September 15th
Copy of Draft is given to all board members by September 30th
Refinements are made collectively as a board afterward.

AUDIT BILLS

There was a motion to approve the Abstracts for the month of September, 2017. These abstracts include;
General Fund Claim number, 216- 242 the amount of \$10,126.87, as set forth in abstract No. G-9, dated 09/13/2017.
Highway Fund Claim number 188- 207, in the amount of \$27,557.67, as set forth in abstract No. H-9, 9/13/2017.
Police Fund Claim number, 60-66 in the amount of \$2,254.82 as set forth in abstract No. P-9, dated 09/13/2017.

Supervisor Walker stated that the last payment made to Selective Insurance last month was overpaid, Selective Insurance decided to send a reimbursement check and a new invoice instead of cashing and crediting forward. August Police Voucher No. 59 is now voided and reapplied to the correct amount in this month's abstract with voucher No. 66.

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

POLICE

Mike reported the Nunda Police Department statistics for August along with Chief Wilcox's written Nunda Police Department Monthly Report. Mike stated that at the last commissioner's meeting both Chief Wilcox and Sergeant Stephen Rapp were present. Chief Wilcox was presented the letter addressed to Chief Wilcox requiring him to be in uniform for a minimum of 16 hours a month when on shift. After some discussion Chief Wilcox signed the letter.
2018 proposed budget requests were reviewed. The \$250.00 cap on spending without commissioner's approval will remain a stipulation. Police vehicles were reviewed.

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Mike requested Supervisor Walker join the next commissioners meeting to work with the commissioners on the 2018 police budget.

IT REPORT

Jim stated that he is working with Hurricane Technologies to get a new computer at the highway department.

COMMERCE REPORT

No report.

BUILDING/ZONING REPORT

Mike stated they are still planning on working with Tim Cassidy to replace the Tri-County building side door. In the 2018 budget perspective, they are still looking into motion activated cameras for government building.

HIGHWAY

Jim reviewed the DA and DB accounts, commenting that capital improvements is an overdrawn fund as of now because additional revenue is still expected from the county that once received will level out the capital improvements fund.

Rick stated that Don Higgin's brought up a problem to him regarding a drainage ditch on Kendall road that has historically always been a problem, that now needs attention again in its maintenance. Rick stated that where the water has drained into the property of Donna Gleason's, has now continued to drain through her property to the south side of DeGroff road to the creek. The problem is on private property but it is Rick's recommendation to go in and fix this water problem immediately, and estimates it would be at least a half days work. Rick stated that Don Higgins stated he would pay the Nunda Town highway for the time fixing this problem.

Jim stated that regardless of it being private property, it is a situation that affects multiple properties, roads and county roads. This fix in in the interest of the public domain regardless of working on private property.

Motion was made to authorize the Town of Nunda Highway crew to completed the work of clearing the sill and debris at the request of the Livingston County Highway Department to help alleviate drainage issues. Motion was made by Bill Mann, seconded by Mike Hillier, and carried 5-0.

Surplus Equipment

Rick requested the surplus of the following equipment to bring to the Monroe County Municipal Auction in early October, No.4 truck bought from Livonia eight years ago, brake drums, sliding sander and other miscellaneous equipment at shop that are no longer suitable for their current equipment. Motion was made to surplus the equipment Rick stated. Motion was made by Bill Mann, seconded by Jim Forrester and carried 5-0.

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Mt. Morris Shopper Ads Brush pick up in the Hamlet of Dalton is looking to be advertised in the Mount Morris Shopper near Columbus Weekend and before Halloween. Rick stated he would like to consider advertising for part time help for next year since Larry Walsworth is no longer for the town. Rick is asking permission to advertise. Motion was made to approve Rick to advertise for part time help. Motion was made by Mike Hillier, seconded by Bill Mann and carried 5-0.

Equipment plan was reviewed.

Supervisor Walker stated that she has reached out to the Town Engineers, Clark Patterson and Lee, for estimates for drawings of the new highway department so they may be budgeted appropriately.

Shade Trees Jim asked about shade trees being budgeted to be planted in the hamlet of Dalton. Supervisor Walker stated there is \$500.00 in the budget to purchase these trees. Something to look into next spring.

Snow and Ice Contract Supervisor Walker stated that the renewal of snow and ice contract has been received from the county for the period of October 2017 to October 2018. Motion was made to renew and sign the Snow and Ice removal contract with Livingston County. Motion was made by Mike Hillier, seconded by Jim Forrester and carried 5-0.

ONE MOTION A motion was made to accept all reports given on 09/13/2017. Motion was made by Bill Mann and seconded by Mike Hillier and carried 5-0.

OLD BUSINESS None.

NEW BUSINESS Board of Elections will meet at the Government Center on September 26th, from 5:00 PM – 7:00 PM to register any interested residents.

It was asked if the middle and high school kids walking on Fuller Road to the new fields with no sidewalk was a town or school liability? Supervisor Walker stated she will reach out to the attorney.

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

A motion was made to approve the Town Clerk and Justice reports for the month of August 2017. The motion was made by; Bill Mann seconded by, Jim Forrester and carried 5-0.

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ADJOURNMENT

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

The meeting adjourned at 8:56 PM.

RESPECTFULLY SUBMITTED,

CHEYENNE DEMARCO
NUNDA TOWN CLERK