

MINUTES OF THE REGULAR TOWN BOARD MEETING

Tuesday, August 14, 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, *Absent*
Assessor, Brian Knapp, *Absent*

VISITORS Tim Cassidy, Jim Adams,
Troy Bennett, Larry Malleber,
Steve Gelser

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 Regular Town Board Minutes of 07/10/2018 and Joint Village and Town Police Minutes of 7/16/2018. The motion was made by Mike Hillier seconded by Jim Forrester and carried 5-0.

The drafted August police commissioners meeting minutes were presented to the board for review only.

PRIVILEGE OF THE FLOOR

Nunda Fire Department Steve Gelser presented the Nunda Fire Department budget report that went as follows:

	2017 Expenditures	2019-20 Proposed
<i>Insurance</i>	\$28,505.00	\$38,000.00
<i>Utilities</i>	\$9,883.00	\$11,000.00
<i>Equipment Operation Exp.</i>	\$41,960.00	\$45,000.00
<i>Equipment Repair</i>	\$6,327.00	\$15,000.00
<i>Building Maintenance</i>	\$6,327.00	\$6,000.00
<i>Truck Fund</i>	\$75,000.00	\$75,000.00
<i>Other</i>	\$15,249.00	\$16,000.00

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<i>Total</i>	\$189,713.00	\$206,000.00
<i>Other income</i>		<u>-\$25,000.00</u>
<i>2019-2020 Contract total:</i>		\$180,000.00

Steve review the recent unfunded state and federal mandates, such as:

15-year air pack replacement fund - \$15,000.00 annually

10-year firefighting gear replacement fund - \$20,000.00 annually

Cancer insurance for interior firefighters - \$8,000.00 annually

Steve stated that in regards to the Cancer Insurance The state has not provided information of the cost per person they should allocate for but regardless it will go into effect the first of January 2019 which is where they came up with the \$8,000 figure. The mandate also stated that if an interior fire fighter leaves, their department is mandated to continue the cancer insurance for 3 years following their departure.

Nunda Ambulance	<i>2016 Expenditures</i>	<i>2019-20 Proposed</i>
<i>Utilities</i>	\$3000	\$3000
<i>Repairs</i>	\$7000	\$7000
<i>Equipment</i>	\$7000	\$7000
<i>Supplies</i>	\$5600	\$5600
<i>Training</i>	\$3000	\$3000
<i>Vehicle</i>		
<i>Replacement</i>	\$30,000	\$30,000
<i>Ambulance commitment through fund raisers:</i>		
	<u>\$3000</u>	<u>\$3000</u>
	\$52,600	\$52,600

2019 Proposed Agreement

	<u>Village of Nunda</u>	<u>Town of Nunda</u>	<u>Town of Portage</u>
Ambulance	\$18,342.00	\$22,483.00	\$11,775.00
Fire Dept.	\$32,063.00	\$78,329.00	\$41,377.00
Total	\$50,405.00	\$100,812.00	\$53,152.00

Steve Gelser, Troy Bennett and Larry Malleber left at 7:16 PM

Jim Adams

9028 McGinty Road. Jim stated that he came to a board meeting in August 2016 with concern about the state of his road and he is now here to state his thanks to highway superintendent Rick Moran for all the work he and the highway crew have done on the road which is much improved. Jim stated he appreciates what they have done on McGinty Road.

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The Board and Rick thanked Jim for coming to tonight's meeting to say so.

Jim Adam left meeting at 7:18 PM

CEO

Mark submitted and reviewed his July written report. Mark filed his annual census reports and attended a daylong seminar of solar energy and guidelines presented by NYSERDA that was useful when assisting the planning board create their solar local law. Mark also attended a training with Livingston County in regards to addressing properties. As of September, the filing procedure will be done electronically. The County code enforcement officers were trained on how to use the new system and new requirements. Bill asked if this was through laser fiche? Mark answered yes.

ASSESSOR REPORT

None.

HISTORIAN

None.

COMMUNICATIONS

Supervisor Walker reviewed the following communications:

- i.) Solar Local Law Draft provided by Nunda Planning Board.*
Submitted for the Town Board's review by the Nunda Joint Planning Board was a drafted Solar Local Law that would implement regulations for solar arrays in the Town of Nunda. 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. The Nunda Planning Board and Town Board will decide to include the County recommendations or not, and then bring the final draft before the Town Attorneys and ensue with local law proceedings. The County planning board has our local law scheduled to be reviewed at their next meeting on 9/13/18.

BUDGET REPORT &

SUPERVISORS STATEMENT

A 2018 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.

Rick submitted \$60,000 to State for CHIPS.

Supervisor Walker stated that the Village submitted their 50/50 police department payment that was \$2,000 short. Supervisor Walker will reach out to the Village clerk regarding this.

Water Separation
Resolution

A motion was made that the Town Board officially request 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

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account in a ways and means to control the continuing outstanding water/sewer services for account 9426 Nunda-Dalton Road without disrupting the water service to 9438 Nunda-Dalton Road. Motion was made by Mike Hillier, seconded by Jim Forrester and carried 5-0.

AUDIT BILLS

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

General Fund Claim number, 190-217, in the amount of \$9,831.77, as set forth in abstract No. G-8, dated 08/14/2018.

Highway Fund Claim number 146-163, in the amount of \$83,100.34, as set forth in abstract No. H-8, dated 08/14/2018.

Police Fund Claim number, 59-64, in the amount of \$870.46, set forth in abstract No. P-8, dated 08/14/2018.

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

POLICE

Mike reported the Nunda Police Department statistics for July 2018, Monthly Community Policing Report, Payroll and Chief Wilcox Uniform Log and Door Check Log. Mike stated that with the door check log a yes or no option will be added to indicate if a door tag was left when checking the building.

Also submitted to tonight's meeting by Chief Wilcox were mini-bids for both Tahoe and Ford replacement cars for the Nunda Police Department. In comparison, to replace the Ford with a new Tahoe would be \$7-8,000.00. To move the existing equipment from the old Ford to the new Tahoe would be a \$2,460.00 expense. It is about a \$1,500.00 difference in expenses.

The Town Board agreed with spending the extra \$1,500 for the Tahoe. Village Board indicated they were in favor as well, Trustee Darren Snyder stated he would like the police department agreement finalized before spending police funds.

The Village fund balance policy was discussed.

The Police Department Ford sedan was afforded by a grant. The bidding process was briefly discussed.

It was also discussed at the commissioners' meeting about applying some officer shifts to morning and early afternoon times rather than just evenings. It was understood that it will be difficult to get more shifts during the day time due to officer limitations being employed elsewhere.

Randy stated that he would still like to know when the 50/50 split went into effect between the Village and Town for the Police Department. Mayor Morgan claimed at the July joint meeting that the Village had documentation on when the 50/50 split happened but after submitting a FOIL request it was revealed they did not, rather they had meeting minutes from August 2014 where then Trustee Essler suggested the 50/50 split. Whenever something is

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deviated from the original agreement, it should be at open meetings. Town and Village records do not reveal the 50/50 percentage change or process at all. There is no documentation and there are no supporting minutes or resolutions to support the 50/50 split.

The crossing guard program was also mentioned at the joint meeting in July and brought up at this month's commissioners' meeting. Randy stated in his opinion, town constituents may not support town tax dollars funding something that would only benefit the Village.

Village Treasurer, LeRoy Wood, came up with the estimate that would cost at least \$8,000 for one crossing guard and the State of New York requires you have at least two.

Joe Scott

At 8:00 PM a representative of Attorney Spitzer's Office, Attorney Joseph Scott, held an informational conference call with the Nunda Town Board reviewing the RFP process and General Municipal Law Section 103 on competitive bidding in regards to the new highway building.

It was discussed that the Town pursue the idea of purchasing land for the new highway department site.

Conference call ended at 8:25 PM

IT REPORT

None.

COMMERCE REPORT

None.

BUILDING/ZONING REPORT

Mike stated that Steve Mann is finished painting the last little building on the Tri-County property. For now, all the painting upkeep for the Town owned buildings are taken care of for several years.

HIGHWAY

Rick stated they have been busy mowing road sides for the Town and County roads. Rick has submitted chips portion for \$126, 657.23 and there is a little over \$53,000 left to claim.

Supervisor Walker stated that Joe Errego's office called and informed her that the \$25,000 grant that was brought up last month was not allowed to be applied towards the making of the new highway building so instead was applied for culverts on Kendall road.

Jim and Rick are working on the budget and will provide an updated equipment replacement plan for the September meeting.

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There was discussion in regards to highway employee accruals. Some disagreement on the record keeping on the hours. Supervisor Walker stated that Baldwin's purchased a new payroll software that can provide the accruals listing on their paystub for \$5.00 extra a month. In the meantime, it is a good idea for the highway employees to personally track their hours through the year as their own back up and reference in instances like this.

ONE MOTION

A motion was made to accept all reports given on 08/14/18. Motion was made by Bill Mann and seconded by Mike Hillier and carried 5-0.

OLD BUSINESS

None.

NEW BUSINESS

None.

CLERK REPORTS

Cheyenne submitted her July 2018 Town Clerk Report of total state, county and local revenues and the July 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 July 2018. The motion was made by Bill Mann 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 Randy Morris and carried 5-0.

The meeting adjourned at 9:12 PM.

RESPECTFULLY SUBMITTED,

CHEYENNE DEMARCO
NUNDA TOWN CLERK