

Town Board Minutes
Public Hearing LL 01-11
January 11, 2011

The regular January meeting and the public hearing on Local Law “Imposing a Six Month Moratorium on Sub Divisions” of the Town Board held at 56 Geneva St. Dresden, was called to order at 7:30 PM by Supervisor Flynn.

Present: Patrick Flynn, Council: Burge Morris, John Martini, Linda Francisco, Colby Petersen
Others: George Thompson, John Ghidiu, Linda Lefko, Jim Lawrence, Mary Lilyea- Assessor, John Christensen, Alson Garman, District Leg. Rick Willson, Jim Covell, Tim Chambers, Ron Kenville- Code/Watershed Officer, Dave Granzin, Steve Eskildsen

Mr. Flynn led the pledge of allegiance

Mr. Flynn opened the public hearing on the Moratorium at 7:35 pm, there being no comments from the audience he went on with new business.

Mr. Flynn presented the abstract of vouchers for audit

Motion by Mr. Martini, 2nd Mrs. Francisco that the bills on the General A & B accounts in the amount of \$ 18,817.10 be paid, carried by all.

Motion by Mrs. Francisco, 2nd Mr. Morris, that the bills on the Highway DA & DB accounts in the amount of \$ 22,879.59 be paid, carried by all.

Motion by Mr. Morris, 2nd Mr. Petersen, that the bills on the Watershed SD account in the amount of \$ 523.23 be paid, carried by all.

Mr. Petersen presented a request for a letter of support for a grant from the YC Planning Dept. for GIS “Geographic Information System” to develop and expand technology and information. This system would allow for Yates County, Agencies and municipalities to share information, reduce duplication of services, and provide digital storage of and access to data. This would help reach the goal of implementing a county wide mapping system. This grant is available through New York State Archives.

Motion by Mr. Martini 2nd Mr. Morris authorizing the Supervisor to send such letter of support. Carried by all.

Motion by Mr. Martini, 2nd Mr. Petersen, designating the following

- ❖ Finger Lakes Times, Chronicle Express and Dundee Observer as official newspaper
- ❖ 2nd Tuesday of the month at 7:30PM Town Board Meeting dates
- ❖ Five Star Bank , official bank of Deposit for Town Clerk, Tax Collector, DECALS accounts
- ❖ Community Bank NA official bank of Deposit for Consolidated Health District
- ❖ Community Bank NA, Lyons National -official banks of deposit for General A & B, Highway DA & DB, Watershed, Fire Protection and Trust & Agency accounts
- ❖ Setting mileage reimbursement for .50 per mile.

And the following appointments and compensations

- ❖ Deputy Supervisor- John Martini \$ 503./year
- ❖ Deputy Highway Supt. David Bond \$ 2000./year
- ❖ Deputy Town Clerks Helga Poreda Virginia Dunning \$ 11./hr
- ❖ Supervisors Bookkeeper- Betty Daggett \$ 15./hr
- ❖ Justice Data Entry Clerk – Michael Mashewske 10./hr (20 Hr max per month)

- ❖ Highway Fulltime \$ 17.64/hr with Benefits OT \$26.46
- ❖ Highway Laborer part time \$ 10.00/hr No benefits or OT
- ❖ Lifeguards/ Rec Leaders\$ 9.75/ hr No benefits
- ❖ Beach/ Rec Aides - \$ 8.75/hr No benefits/ OT \$.25 increase/hr for returning PT
- ❖ Zoning Chair \$ 150. Annual
- ❖ Zoning Members \$ 100./ each Annual
- ❖ Zoning Secretary \$ 150. Annual
- ❖ Planning Board Chair \$ 150. Annual
- ❖ Planning Board Members \$ 100.each Annual
- ❖ Planning Board Sec \$ 150. Annual
- ❖ Historian \$ 150. Annual
- ❖ Board of Review \$ 50. each Annual \$ 10./hr after-hours

Carried by all.

Motion by Mr. Flynn 2nd Mr. Morris authorizing:

- ❖ Necessary Inter funds transfers of money on overdrawn accounts for General and Highway Funds
- ❖ Highway Supt. to advertise for Bank Run Gravel for the year 2011.

Carried by all.

Motion by Mr. Morris 2nd Mrs. Francisco authorizing the Supervisor to sign the Extension agreement contract (\$31,714.) with Town of Benton for Assessor for the year 2011 carried by all.

Motion by Mr. Martini 2nd Mrs. Francisco authorizing the Supervisor to sign a watershed contract with the Watershed Inspector salary for the year 2011 shall be \$4721.00, Medical coverage at \$ 4018. and mileage reimbursement shall be at Fifty Cents (\$.50) per mile beginning from Torrey Town Offices to the site and return to town offices. All Watershed records for Towns of Torrey shall be maintained at the Town of Torrey Offices. Carried by all.

Mr. Mashewske submitted the highway report to the board.

Mr. Mashewske tendered his resignation as Highway Superintendent to the board effective 1/31/2011. He has signed up for retirement effective that date.

Mr. Kenville submitted the Code and Watershed reports to the board.

Motion by Mr. Martini 2nd Mrs. Francisco approving the minutes of the December meeting, carried by all.

There being no one interested in speaking in favor or opposition to the proposed 6 month moratorium on Sub Divisions in the Town of Torrey, Mr. Flynn closed the hearing at 8:00PM

Mr. Flynn offered the following resolution 2nd Mr. Morris

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Torrey for a public hearing to be held by said Town Board on January 11, 2011 at 7:30 PM at the Town Hall, 56 Geneva Street, Dresden, Yates County, New York to hear all interested parties on a proposed Local law entitled“ Imposing a Moratorium on Sub Division’s in the Town of Torrey” and **WHEREAS**, notice of said public hearing was duly advertised on the sign boards at Village of Dresden, Dresden Post Office and at the Town Offices on January 3rd 2011 and, **WHEREAS**, said public hearing held at the Town Hall at 7:30 PM on January 11 ,2011, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local law, or any part thereof, and

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) (SEQRA), it has been determined by the Town Board that adoption of the proposed Local Law constitutes an Type II Action as defined under said regulations and the adoption of said Local Law is not subject to SEQRA, and

WHEREAS, the Town Board of the Town of Torrey, after due deliberation, finds it in the best interest of the Town of Torrey to adopt said Local Law,

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Torrey hereby adopts said Local Law as Local Law No. 01-2011 entitled “ Imposing a Six Month Moratorium on Sub Divisions in the Town of Torrey” a copy of which is attached hereto and made a part of this resolution, and

BE IT FURTHER RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Torrey, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

This by roll call vote: Supervisor Flynn- Aye

Councilman Martini –Aye

Councilwoman Francisco –Aye

Councilman Morris – Aye

Councilman Petersen Aye

5 Ayes 0 Nays Adopted

Linda Lefko reported on the progress of the Sub Division draft. They have resumed meeting on Thursday mornings with 5 members present.

Dave Granzin reported that the Zoning Revision Committee finished with the draft changes after a meeting with the Ag Committee. He stated the draft is ready for public hearing.

Mr. Flynn introduced the draft of the Zoning Law and made a motion to set the public hearing on this Zoning Draft for January 25, 2011 at the Dresden Fire Dept- if available 3 Firehouse Ave, Dresden, NY at 7:30 PM, 2nd Mr. Morris carried by all.

Steve Eskildsen stated that the zoning law changes the district his property is located in and renders it worthless. Feels that legal notices are hard to find in the paper and the public is not being well informed on meetings. He stated his ill feelings toward the Town Officials.

Inquired if the public would be informed of the Zoning Law draft hearing, answered: it will be put in the legal notices of the paper and if the draft was available to public before the hearing, answered yes, at the Town Clerk's Office during regular office hours.

Jim Lawrence – Log Cabin Rd appeared before the board with questions on the Stop Work order on his neighbors Harold Schrock property. He acknowledged that he requested and received copy of letter from the Town Board to Code Officer requesting the issuance of a stop work order at the Schrock property and the “Order “ issued by Mr. Kenville. He inquired if this order was for property or roadway. This order was due to the continuing erosion issues and instability of area: requiring no further disturbance of this area without permits.

Was a citation issued? Answered yes. Is this matter resolved or pending. Answer: It is still in legal litigation, case pending and cannot be discussed.

Tim Chambers appeared before the board, distributed his resume to board members. He is interested in the Highway Supt. position and would appreciate being in the consideration for appointment, filling this position vacant on Feb 1, 2011.

John Ghidiu stated he had questions as to the validity of executive session on the agenda for "personnel decisions". If the board is discussing salary of possibly an "appointed" Highway Supt. to finish Mr. Mashewske term to 12/31/11 Shouldn't the public have input on salary during open meeting. He was present at a Zoning Board public hearing when the Chairman called for a ballot vote from members during decision. After reminding the Chairman of the open meeting laws in regards to voting, the ballots were withdrawn by each member and the zoning board did a roll call vote.

Mr. Flynn stated that the session is to determine how to fill the vacant position not to set the salary.

Note: Village of Dresden Mayor LouJane Johns has been hospitalized in Cape Coral Florida for a life threatening disease.

There being no further business Mr. Flynn moved to go into Executive Session at 8:10 PM
2nd by ?

Decisions: Letter of Appreciation to Supt. Mashewske for 32 years service to Town.
Motion by Mr. Petersen, 2nd Mr. Morris to have Deputy Supt. Dave Bond fill the vacant position to 12/31/11, carried by all.

Executive Session closed at 8:35 PM

Respectfully submitted

BMD