

Town Board Minutes  
June 10, 2014

The monthly meeting of the Torrey Town Board held on June 10, 2014 at 56 Geneva St and called to order by Supervisor Flynn at 7:30PM.

Present: Patrick H. Flynn, Burge W. Morris, Colby J. Petersen

Excused: Linda K. Francisco, John H. Martini

Others present: Jeff Finger- Highway Supt., Bill Hall- Dresden Mayor, Don Aldred, Henry Cyphert, Henry, Anna and Eric Zapasnik, Gary Reeves, Jim Smith District II Legislator, George Thompson, Dwight James Code Officer.

Mr. Flynn led the pledge of allegiance.

Mr. Flynn presented the abstracts of vouchers for audit.

Motion by Mr. Petersen 2<sup>nd</sup> Mr. Morris , that the bills on the General A & B funds in the amount of \$ 8481.98 be paid, carried.

Motion by Mr. Morris, 2<sup>nd</sup> Mr. Petersen, that the bills on the Highway DA & DB funds in the amount of \$ 41,823.16 to be paid, carried.

New Business: Gary Reeves and neighboring property owners on Caton Rd appeared with concerns over safety issues.

1. The height of the railroad underpass to their cottages restricts service vehicles over 9'. This means fuel oil, propane, electric, tree service and emergency vehicles cannot pass under. There are dangerous leaning trees that need to be removed but the tree service is limited as to equipment that can be brought in. Railroad has been contacted but no results.

2. The top section of Caton Rd is eroding away due to runoff from Rte. 14. This redirection of runoff was created when the state road was resurfaced. Calls to Jim Merritt NYS DOT Superintendent have led to no resolve.

3. The pipe under the west-side of the railroad is blocked, full of debris causing flooding during last month's rainstorm. The water overflowed from the gully through the underpass and deeply eroded the roadway leading to the lakeshore, making the public access to the lake impassable.

Mr. Flynn stated Caton is a private road; the town has no legal interest in this area, but last year the town agreed to a meeting in response to Mr. Reeve's request. The Town Reps and railroad agents met to discuss the underpass concern. The railroad was agreeable to reviewing alternate roadway ideas. The property owners south of Caton underpass would need to be contacted for the right of way legal issue. Mr. Jeff Jamison was contacted and he responded via email that he would not embrace this project of signing away any part of his property for a right of way. Councilman Petersen works or Yates County Soil & Water, he will visit the site to assess the runoff from Rte. 14 erosion problems.

The clerk gave property owners Norfolk Southern contact information for Michael Fesen, the railroad liaison that met with officials last year on the underpass issue; (908) 353-6369 Fax (908)353-6249, email [Michael.Fesen@nscorp.com](mailto:Michael.Fesen@nscorp.com) and Finger Lakes Railway(315)781-1234 Maintenance- John Gatsby @ (315)374-5792

In regards to the state road issue NYS DOT engineer John McDonald ( 607) 535-4992 x 103

Mr. Flynn introduced a resolution to send a letter supporting Guy Christiansen and his application to the NYS Farmland Protection Implementation Program.

**WHEREAS**, New York State provides 88% funding for the protection of valuable farmland through the NYS Dept of Agriculture and Markets Farmland Protection Implementation Program and,

**WHEREAS**, two farms in the Town of Milo and the Wilson Farm in the Town of Torrey have been awarded grants in the last eight years for the protection of over 1100 acres and,

**WHEREAS**, the Guy Christiansen Farm in the Town of Torrey has applied to Yates County to participate in the program through the Yates County Ag and Farmland Protection Board and,

**WHEREAS**, the Guy Christiansen Farm was selected through a competitive selection process by the Yates County Ag and Farmland Protection Board to apply to the state program and,

**WHEREAS**, the Finger Lakes Land Trust has agreed to hold, monitor and enforce the conservation easement should the project be funded, and,

**WHEREAS**, Mr. Christiansen has agreed to pay for 12% of the cost share of the project and,

**WHEREAS**, the Town of Torrey values the contributions and protection of the agriculture in the town and recognizes the important opportunity the NYS Farmland Protection Implementation Program provides for farmers across the state,

**THEREFORE BE IT RESOLVED**, the Town of Torrey supports the application of Guy Christiansen farm for the NYS Farmland Protection Implementation Program.

Motion by Councilman Petersen, seconded Councilman Morris, to send this letter of support to Mr. Christiansen and a copy to Elizabeth Newbold of Cornell Cooperative Extension. This motion carried by all.

Mr. Flynn introduced the following resolution “ Establishing the standard work hours for elected and appointed officials for reporting with the NYS and Local Retirement System”

**WHEREAS**, the following resolution was offered by Supervisor Flynn, seconded Councilman Petersen, and duly adopted by the Town Board of the Town of Torrey on June 10, 2014 at 7:30PM at the town hall, 56 Geneva Street, Dresden, Yates County, New York,

**BE IT RESOLVED**, that the Town Board be and hereby established the following as a standard workday for elected and appointed officials for the purpose of determining days worked reportable to the New York State and Local Retirement System.

**BE IT FURTHER RESOLVED,**

**ALL TOWN ELECTED OFFICIALS**, Supervisor, Town Council, Town Clerk, Tax Collector, Justice, Superintendent of Highways, Five days a week 6 hour day, and

**APPOINTED TOWN OFFICIALS**; Members of Zoning and Planning boards, 5 day work week, 6 hour day. By roll call vote

Supervisor Flynn Aye

Councilman Morris – Aye

Councilman Petersen – Aye

Council- Martini and Francisco absent 3 Ayes 0 Nays 2 Absent – Adopted.

Motion by Mr. Morris, 2<sup>nd</sup> Mr. Petersen to approve the minutes of the May meeting carried.

Motion by Mr. Morris 2<sup>nd</sup> Mr. Petersen, authorizing th e Supervisor to sign the Memorandum of Understanding with 5 Counties, 41 municipalities within the Seneca Lake Watershed calling for support of the Seneca Lake Watershed Management Plan, carried by all.

*This MOU was revised from the previous one presented in April. In Section III, General Provisions; #10 was removed, this had called for annual fees/dues to be paid by the members ( government entities).*

Jeff Finger gave the highway report. Discussed damage to roadways by last months flooding. Highway rented a hoe and other equipment to repair Roy Road. Met with engineers on East Leach Road mudslide, to assess damage and discuss repairs.

Roads damaged from Mays flooding were Hopeton, Long Point, Townline, Hewett, and Perry Point. Presented bid from Lakeland Concrete Products of Lima NY cost for materials to construct a bridge on Hopeton, \$ 58,958 plus concrete and for Long Point, also a bridge \$ 35,944 plus concrete.

Motion by Mr. Petersen, 2<sup>nd</sup> Mr. Morris to accept these bids for bridge construction material and concrete for Hopeton and Long Point projects, carried.

Mr. Finger reported the pipes removed from Hopeton were taken to Hewett but could not be used due to deterioration. Discussed other damages pipes and need to replace them.

Motion by Mr. Petersen, 2<sup>nd</sup> Mr. Flynn declaring 8 road pipes as surplus and instructed the Superintendent to advertise them for sale once he attains the worth from the scrape yards.

Brief discussion on Hewett and the need to replace the pipes.

Motion by Mr. Morris 2<sup>nd</sup> Mr. Petersen authorizing the purchase of 60' of squash pipe to be installed on Hewett Rd, carried.

Code Officer James gave his monthly report.1 C of C, 4 site visits, 1 violation inspection, 13 building inspections, 4 meetings, 1 short term rental permit, 176 Miles.

Mr. James presented a draft of revised building permit. Discussion on fees that occur during a catastrophic event, such as flooding, fires, wind damage. Would the Town allow the Code Office to waive the reconstruction fees?

Motion by Mr. Morris 2<sup>nd</sup> Mr. Petersen, authorizing the rebuilding fees on construction to be waived, a result of a catastrophic event as determined by the Code Officer, carried.

'There being no further business before the board, Mr. Flynn made a motion to move into executive session to discuss a pending legal issue at 8:50PM with Code Officer James.

Board came out of Executive session at 9:10PM, no action was taken.

Motion by Mr. Flynn to adjourn at 9:15Pm was 2<sup>nd</sup> by Mr. Morris and carried.

Respectfully submitted,  
Betty Daggett-Town Clerk