

Town Board Minutes
February 10, 2015

The monthly meeting of the Torrey Town Board was held on February 10, 2015 at 56 Geneva St and called to order by Supervisor Flynn at 7:30PM.

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

Others present: George Thompson John Martini, Mary Lilyea-Assessor, Dwight James- Code Officer, District Legislator Jim Smith, JP Marshall, Amy Lundgren, Tim Chambers- Hwy Supt., Larry & Sue Martin, John Christensen, Steve Eskildsen, Dave Granzin, Bill Hall, Village Mayor.

Mr. Flynn led the pledge of allegiance.

Motion by Mr. Flynn, 2nd Mr. Morris to appoint John Martini to the vacant Councilman seat to December 31, 2015, carried by all. An oversight, Mr. Martini failed to run for the seat in 2014 when his term expired.

Mr. Flynn presented the abstracts of vouchers for review.

Motion by Mrs. Francisco, 2nd Mr. Martini that the bills on the General A & B accounts in the amount of 8639.66 be paid, carried

Motion by Mr. Petersen, 2nd Mr. Morris, that the bills on the Hwy DA & DB accounts in the amount of 4,789.40 be paid carried.

Motion by Mr. Martini, 2nd Mr. Morris, authorizing the first installment payment of \$30,900 on the 2015 Fire Contract when it is presented and signed by all officials This motion carried. The Fire Protection contract for 2015 is \$ 92,700.

Motion by Mr. Morris, 2nd Mr. Martini, authorizing the Supervisor to sign the 2015 Animal Control Agreement with Yates County Sheriff's Office, carried.

Motion by Mr. Martini, 2nd Mrs. Francisco, authorizing the Supervisor to sign a Memorandum of Understanding with Yates County for lifeguarding funding for 2015 carried.

Motion by Mr. Morris, 2nd Mr. Petersen to approve the January minutes, carried.

Mr. Flynn presented the following resolution regarding the Agricultural Assessment for Fire Protection District **Resolution 03-15**

WHEREAS, assessments and levies for the fire protection district in the Town of Torrey are currently based on a property's assessed valuation; and

WHEREAS, section 305.6 of the New York State Agriculture and Markets Law allows the governing body of fire protection district to adopt a resolution providing that the agricultural assessments, determined pursuant to section 305.1 of the New York State Agriculture and Markets Law, shall be used for the Benefit assessments or special ad valorem levies of such fire protection districts; and

WHEREAS, the Town Board of the Town of Torrey is the governing body of the fire protection district within the town of Torrey; and

NOW, THEREFORE, BE IT RESOLVED, that, for any property with the fire protection district within the Town of Torrey that has been given an agricultural assessment, as determined pursuant to section 305.1 of New York State Agriculture and Markets Law, such agricultural assessment shall be used for all benefit assessments and /or special ad valorem levies of such fire protection.

This by Roll call vote; Adopted

Flynn Aye, Martini Aye, Francisco Aye, Morris Aye, Petersen Aye 5 Ayes 0 Nays

Motion by Mr. Flynn 2nd Mr. Petersen to reappoint James Cougevan to the Zoning Board of Appeal for a term to 2019 carried by all.

Tim Chambers- Highway Superintendent report, read from a list,

He has read employee policy and would like Martin Luther King Day added to listed Paid holidays§ 21-6 . Motion by Mrs. Francisco, 2nd Mr. Morris to add Martin Luther King Day to the employee paid holiday policy, carried. *Note- The*

employees have always observed this holiday and the town offices are also closed

Mr. Chambers stated that he has read the employee policy and is concerned with the wording in **§21-1 Workday hours for Highway employees**

A.(2) Summertime. Ten hours daily. Monday to Thursday, 6:00am to 4:30pm

He feels 6:00am **to** 4:30pm needs to be clarified, his understanding of the word **to** could mean the employee may only work Monday Tuesday and Wednesday.

Mr. Martini offered motion replacing the word **to** with **thru**, 6:00am **thru** 4:30pm, 2nd Mr. Morris to replace the word to with thru for § 21-1 A.(2) carried.

Mr. Chambers has read the Snow Policy, he feels under **Section 7 entitled Materials and Plowing Procedures** which list using a mixture of 50% Sand and 50% salt on all

plowed roads would leave the Town open for liability issues. He feels that the 2 parts sand and 1 part salt is a better mixture.

Motion by Mr. Flynn 2nd Mr. Morris, to change the mixture to 2 parts sand 1 part salt for all plowed roads, carried.

Mr. Chambers discussed the salt sand mixture and would like to use a lab he is familiar with from past employment, to test the sand pile for accurate mixture measurement. The lab requires a \$ 95.00 check up front.

Mr. Chambers had budget questions under personal services and contractual expenses. The 2014 budget taxes carry over until the 2015 taxes are collected. Mr. Flynn will meet with him to review the budget.

Dwight James gave the Code report. He stated it was a quiet month for code. 3 Certificates of Compliance, 2 site visits, 3 building inspections, 1 YC Code Officials meeting. He took a week vacation in January, Jason Hoover Code Officer for Town of Benton covered.

He gave the board a picture of the new truss placards that are now required by NYS Code to be issued for new construction using trusses, both roof and flooring. Present construction is not exempt. The highly reflective placards with truss information would be placed in an area that firefighters would have access to. Discussion on who would absorb the cost of these placards. He has been told the cost is @ \$ 15.00 each, he will research this further and report next month.

With great regret the board accepted the resignation letter of Sam Selwood. As a member of the Planning Board, Sam dedicated many long hours researching and drafting policies and legislation to help secure the direction of the town that will protect both, the property owners and the environment. A letter will be sent to Sam expressing the town sincere appreciation.

Mr. Flynn asked the Village Mayor if a decision has been reached on a contract for Watershed coverage. Mr. Hall responded no.

The Town has a contract with Yates County Soil & Water for inspections
The village opted out of the Towns Watershed Law at the public hearing as they thought they had a Village law in place.

Larry & Sue Martin of Perry Point Rd inquired as to why the Town is only looking at Northern Torrey for a water district. They would like to get water where they reside on Perry Point. Can Perry Point Rd be added to the Map Plan & Review?

JP Marshall of Perry Point Rd spoke on the present poor potable water situation along the lake at Perry Point Road. Drawing off the lake requires treatment especially in their area south of the Keuka Lake Outlet classified as a Type B (not for cooking, consumption or bathing) water. Drilling wells has problems with the thick layer of clay in the area, there is so much clay in the ground, the water cannot be cleared and the well draws tan colored water.

Amy Lundgren of Perry Point Rd asked about the water district study her father Jerry Schichtel (a Councilman in 2005) initiated and spent long hours researching. She asked what stopped this project. Wasn't the water survey sent out in favor of the district, with only one resident objecting? Ms. Lundgren had a well drilled on her property but cannot use it due to the clay issue.

Clerk presented the 2008 water surveys; on these responses many residents wanted the water but also wrote their concern over actual cost on the survey.

Ms. Lundgren stated the demographics of Perry Point has changed a lot in the past 7 years. New owners may be more in favor of supporting a water district. What do they have to do to get water?

Discussion on Salvation Army Camp has built their own water treatment plant, with a pump house, a resident inquired if the town could tie into that system somehow.

Mr. Flynn stated that a petition must be presented to the town board with 51 % of the residents requesting a water district to initiate the process. Discussion on the district and the available surplus water from the Village of Dresden, Penn Yan, Town of Benton and Geneva.

The northeast water district study in process right now was initiated by resident George Thompson, who has done all the footwork gathering signatures, contacting Geneva, Benton and Penn Yan in regards available water and tying onto their water lines. He stated Town of Benton board has been very corporative with his inquiries and research for this new water district project.

Presently the town has contracted with Clark Patterson Lee to do a Map Plan and Review for the northeast water district, noted in the January 2015 minutes.

Mr. Flynn thanked the audience for their attendance and made a motion to adjourn
2nd Mr. Morris carried at 8:45pm.

Respectfully submitted,

Betty M. Daggett

Side note,

Clerk researched the timeline on the 2007 water district project in town minute book.

2007 Clough Harbor was contracted to do a water feasibility study for Perry Point Road, Arrowhead Beach, and Anthony Road. After the survey was collected in late 2008 Clough Harbor took the numbers to compile cost and figures for a district. One of the major steps to advance was in 2009 Village of Dresden was asked to apply to NYSDEC to extend the permissive area on Perry Point Rd. In the summer the clerk was called by Mayor Loujane John's informing the Town that she was advised to amend the application to extend further south to Long Point Road. This would allow for future water districts in this area.

By 2011, with the change of officials in both Town and Village, the project stopped.