

Town Board Minutes
October 13, 2015

The monthly meeting of the Torrey Town Board was held on October 13, 2015 at 56 Geneva St and called to order by Supervisor Flynn at 7:30PM.

Present: Patrick Flynn Burge Morris, Linda Francisco, John Martini, Colby Petersen

Others present: George Thompson, John Ghidiu, Dwight James- Code Officer,
Tim Chambers Hwy. Supt., Larry Martin

Mr. Flynn led the pledge of allegiance.

Mr. Flynn presented the abstracts of vouchers for review.

Motion by Mr. Morris, 2nd Mr. Petersen, that the bills on the General A & B accounts in the amount of \$ 18,770.37 be paid, carried

Motion by Mrs. Francisco, 2nd Mr. Martini, that the bills on the Hwy DA & DB accounts in the amount of \$ 46,734.25 be paid, carried.

Public Hearing on Preliminary 2016 Budget set for November 3, 2015 at 7:30PM.

Mr. Flynn introduced a Local Law 01-15 To repeal Local Law 4-14 entitled To Override the Tax Levy Limit Established in General Municipal Law §3-c.

WHEREAS, on September 9, 2014, the Town of Torrey Town Board adopted Local Law No. 4 of the year 2014 entitled "A local law to override the tax levy limit established in General Municipal Law §3-c", which authorized the Town Board of the Town of Torrey to adopt a budget for the fiscal year 2015 that requires a real property tax levy in excess of the limit specified in General Municipal Law § 3-c, said Law taking effect on October 6, 2014 and,

WHEREAS, in the New York State budget adopted in 2014, a provision was included that provided for payment of a credit to eligible homeowners beginning in 2015 provided certain conditions were met, one such condition being that the local government did not take steps to override the tax cap (or if the local government already took such steps, that it repealed such action); and

WHEREAS, while the Town Board of the Town of Torrey cannot ensure that all conditions required for the payment of the aforesaid credit will be met, the Town Board will strive to do so and wishes to repeal Local Law No. 4 of the year 2014 to provide compliance with this one condition; and

WHEREAS, the Town Board of the Town of Torrey, after due deliberation, finds it in the best interests of the Town to schedule a public hearing to solicit public comment upon a proposed Local Law to Repeal LL No. 4 of the Year 2014; and

WHEREAS, the Town Board of the Town of Torrey has reviewed the draft of the aforementioned proposed Local Law attached hereto as Exhibit "1" and deems it in the

best interests of the Town of Torrey to proceed in accordance with the Code of the Town of Torrey and the Laws of the State of New York in adopting said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be, and she hereby is, directed to schedule a public hearing to be held on November 10, 2015, at 7:30 p.m. at the Torrey Town Hall, 56 Geneva Street, Dresden, New York; and be it further

RESOLVED, that the Town Clerk, be and hereby is, authorized to forward to the official newspapers of the Town a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "2"; and be it further

RESOLVED, that the Town Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Town of Torrey sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Town Board of the Town of Torrey for its consideration; and be it further

RESOLVED, that the Town Clerk be, and hereby is, authorized to provide all This by roll call vote:

Supervisor Flynn- Aye, Council- Martini- Aye, Francisco- Aye, Petersen- Aye, Morris-Aye
5 Ayes 0 Nays

Mr. Flynn introduced a Local Law 02-15 entitled " A Local Law To Override the Tax Levy Limit Established in General Municipal Law §3-c which would permit the Town Board to adopt a budget for the 2016 fiscal year that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

WHEREAS, the Town Board of the Town of Torrey, after due deliberation, finds it in the best interests of the Town to schedule a public hearing to solicit public comment upon a proposed Local Law to override the tax levy limit established in General Municipal Law §3-c; and

WHEREAS, the Town Board of the Town of Torrey has reviewed the draft of the aforementioned proposed Local Law and deems it in the best interests of the Town of Torrey to proceed in accordance with the Code of the Town of Torrey and the Laws of the State of New York in adopting said Local Law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be, and she hereby is, directed to schedule a public hearing to be held on November 10, 2015, at 7:30 p.m. at the Torrey meeting room, 56 Geneva Street, Dresden,, New York; and be it further

RESOLVED, that the Town Clerk, be and hereby is, authorized to forward to the official newspapers of the Town a Notice of such Public Hearing and be it further

RESOLVED, that the Town Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Town of Torrey sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Town Board of the Town of Torrey.

This by roll call vote:

Supervisor Flynn- Aye, Council- Martini- Aye, Francisco- Aye, Petersen- Aye, Morris-Aye
5 Ayes 0 Nays

Mr. Flynn introduced the 2016 Yates County Agreement for Snow & Ice Control. Motion by Mr. Martini 2nd Mr. Morris, authorizing the Supervisor to sign the agreement, carried by all.

Justice books audit, Mr. Petersen and Mr. Martini will perform the audit on November 3, 2015 at 7:00PM in the town justice court room.

Motion by Mr. Morris 2nd Mr. Petersen approving the minutes of the September meeting, carried by all.

Highway report- Supt Tim Chambers attended a Snow & Ice Control workshop sponsored by Cornell Roads. Brief discussion on the use of liquid salt for ice control. Attended an Emergency Response workshop provided by Yates County Emergency Management. Replaced fuel tank in T-4.

Code report- CEO Dwight James issued 4 permits issued, 6 C of C & C of O issued, 1 Special Use apps, 6 site visits, 1 violation visit, 21 building progress inspections, 3 Meetings, 137 Miles

Water Project- Mr. Morris reported a meeting with Senator Charles Schumer who was in Yates County meeting with local farmers. Mr. Morris discussed the upcoming town water projects and the need for funding. Senator Schumer stated there is water funding coming available and urged Mr. Morris to have the Town send a letter indicating project description to his office. The clerk will send a letter and copy of the Map Plan Report when received from Clark Patterson & Lee.

As no Map Plan report has been received to date from engineer Jeremy Delyser, Larry Martin suggested the Town contact Mr. Delyser for a firm date on the reports.

John Ghidiu inquired as to Special Use Permits renewal and how many are there in the Town. Mr. James stated he inspects about 30 a year, with fire inspections every three years.

Mr. Ghidiu asked about the liquid salt application discussed. How will the Town know where the liquid is coming from. He is concerned that liquid from the fracking procedures may be used. Mr. Chambers stated that the liquid would be a water tank mounted on the truck directly spraying onto the salted load being dispersed.

Mr. Ghidiu asked who will take responsibility of contact on the water project and speaking with the engineer. Mr. Flynn indicated he would.

There being no further business before the board, motion to adjourn by Mr. Flynn, 2nd Mr. Petersen carried at 8:07PM

Respectfully submitted