

Town Board Minutes
February 9, 2021

The monthly meeting of the Torrey Town Board was held on February 9, 2021 in the Dresden Methodist Church hall 60 Cornelia Street, Dresden, New York was called to order by Supervisor Flynn at 7:30PM.

Present: Supervisor Patrick Flynn Councilmen: Colby Petersen, Peter Martini, Lawrence Martin, Grant Downs

Others present: Dave Granzin, John Ghidiu, George Thompson, Robert Miller, Richard Harper- Legislator, Dwight James- Code, Highway- Tim Chambers, Gary McIntee, Dale Irwin, Linda Downs William Hall, Colleen Riviello

Mr. Flynn led the pledge of allegiance.

Mr. Flynn presented the 2021 Fire Contract with the Village of Dresden. This will be a three-year contract to 12/31/2023 2021 Contract cost will be, \$96,900. 2022 Contract cost will be \$ 101,633. and for 2023 contract cost will be \$ 103,666.

Mr. Martin questioned a paragraph on the contract.

Brief discussion on contract regarding coverage and mutual aid.

Motion by Mr. Petersen 2nd Mr. Downs, to authorize the Supervisor to sign the three-year Fire Contract with the Village of Dresden for Fire Protection 2021-2023 carried by all.

Mr. Flynn presented the abstracts for audit.

Motion by Mr. Martin 2nd Mr. Petersen to pay the January bills on the General A & B accounts in the amount of \$ 15,087.66 carried by all.

Motion by Mr. Martin, 2nd Mr. Martini to pay the January bills on the Highway DA & DB accounts in the amount of \$ 9,572.38 carried by all.

Motion by Mr. Petersen 2nd Mr. Downs, to pay the February bills on the General A & B accounts in the amount \$ 6,504.90 carried by all.

Motion by Mr. Martini, 2nd Mr. Petersen, to pay the February bills on the Highway DA 7 DB accounts in the amount of 6,208.04 carried by all.

Motion by Mr. Flynn 2nd Mr. Martini, to pay the first installment on fire contract in the amount of \$ 32,000. carried by all.

Motion by Mr. Martin 2nd Mr. Martini, to approve the January 12th meeting minutes carried by all.

Due to oversight on Clerks part the paperwork for the local law 2-21 was not available.

Motion by Mr. Flynn 2nd Mr. Petersen to hold a public hearing on 2022 Tax Cap Over ride March 9, 2021 at 7:30PM Carried by all.

Following Assessor resolution was offered by Mr. Flynn

WHEREAS, the Governor of the State of New York by Executive Order No. 202 dated March 7, 2020, declared a state disaster emergency for the entire State of New York; and

WHEREAS, both travel-related and community contact transmission of COVID-19 have been documented in New York State and are expected to continue; and

WHEREAS, pursuant to Section 29-a of Article 2-B of the Executive Law, New York State Governor Andrew Cuomo did issue Executive Order 202.83 dated December 18, 2020, which authorized, by local option, the governing body, to adopt the provisions of that Executive Order 202.83, which temporarily suspends or modifies, subdivisions 7, 7-a and 8 of section 459-c of the Real Property Tax Law and subdivisions 5, 5-a, 5-b, 5-c and 6 of section 467 of the Real Property Tax Law. The COVID-19 Emergency Eviction and Foreclosure Prevention Act of 2020 (Chapter 381 of the Laws of 2020) was signed into law by Governor Cuomo on December 28, 2020 mandating the provisions.

NOW THEREFORE BE IT RESOLVED, that pursuant to Executive Order 202.83 issued by New York State Governor Andrew Cuomo and Chapter 381 of the Laws of 2020, the Town Board of the Town of TORREY hereby authorizes the Assessor to request an application where he or she has reason to believe that the applicant may have changed his or her primary residence, added an additional owner to the deed, transferred the property to a new owner, or died, and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Assessor; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution, and if needed a certified copy of same may be obtained from the Office of the Town Clerk.

Motion by Mr. Flynn 2nd Mr. Petersen to adopt this resolution carried with the following vote

Flynn Aye

Petersen Aye Martin Aye Martini Aye Downs Aye

5 Ayes 0 Nays

Discussion on Town Pandemic Continuity of Operations Plan draft. Mr. Martini noted editing correction. The final draft for adoption will be presented in March.

Mr. Downs discussed the Public Beach Improvement Grant.

He and Mr. Petersen, Mr. Chambers have completed gathering the information needed to fill out the paperwork and have submitted it to Yates County Planning Dept for the March filing date.

Mr. Downs announced the Town Logo contest. To celebrate the towns 155th anniversary a logo contest will be advertised for art students to design a logo for the town to be used on Town letterhead and vehicles. An anonymous donation for prizes was received by Mr. Downs. He has three local artists from Torrey for judging. April 9th is deadline. Will advertise in newspaper, website and newsletter.

Mr. Chambers gave the highway report. Plowing and sanding. Working on maintenance of trucks. Removed a ash tree on ROW. He reported stolen road signs are being replaced regularly, last one was Quenan Road.

Mr. James submitted the Code report. Traveled 78 miles, he was asked about Torrey Station building on Northside, the roof has fallen in. He has spoken with owner.

Water District 1 has one more easement out, 2 sending in the mail. Engineer sent an update on process and next steps.

Perry Point Water District Robert Miller has worked on the edits on the Village contract following the special water meeting held on January 26th. He has sent the draft changes to water committee members for review. He will attend the Village Board meeting March 17 with Mr. Flynn and Mr. Martin for discussion.

With regret accepted Linda Lefko's resignation from the Board of Assessment Review. The Clerk will send a letter of appreciation for Mrs. Lefko's service to the Town.

Letter dated 1/28/2021 received from John Mustico Attorney for Paula Edelmann. This letter requests the Variance be denied, pending Town Board offers a definition for "Coverage" Town Code §98.98 (D) (4) (a) in regards to a proposed Solar Farm on Hansen Pt Rd on lands that run parallel to Mr. Edelmanns land. Also

listed are the TL 267-b (3) criteria used to determine impact of variance that the Zoning Board must follow before granting a variance.

Email letter received 2/9/21 from Seneca Lake Guardian/Committee to Preserve the Finger Lakes/ Sierra Club. This letter request the Town Board entertain a moratorium on the expansion of bitcoin mining operations in the Town.

Letter from City of Geneva with resolution # 17-2021 supporting the Article 78 filed against Greenidge in which the Town of Torrey and The Town of Torrey Planning Board are also named.

Discussion on Yate co. Planning Board denial of the Greenidge site plan. Town Planning Board will redo SEQR and site plan review. The final vote must be a super majority vote.

Mr. James stated the YCPB denial was to send the site plan back to the Town Planning Board and force a new vote on the plan.

Dave Granzin asked the Board what is their consensus on this issue either going against DEC permit process or support the DEC permit process. The Town supports the Planning Boards decision to support the DEC permit process.

Bob Miller stated the Planning board does not have the authority to override the DEC decisions on permit and/or dictate to DEC's permitting process.

Gary McIntee is concerned with water quality at his residence on Perry Point. He fully supports the water district. Habs limits his use of water. Discussed temperature flux due to the outfall from Greenidge into the lake.

Dale Irwin explained the schedule compliance the Greenidge must follow with DEC. He presented a letter dated 2/9/21 with points of topics regarding the operation of Greenidge.

John Ghidui thanked the Town Board and water committee for the action taken since last meeting to move the Water District 1 progress.

Bill Hall, Mayor of Dresden stated his disappointment if the town considers enacting a moratorium. Greenidge has been a good neighbor to this community.

Councilman Martin asked the board to listen to all information provided.

Mr. Flynn made a motion to enter into Executive Session regarding a financial matter at 8:33Pm 2nd Mr. Martini, carried by all. Code Officer James asked if he could attend session, Mr. Granzin was also asked to attend.

Motion by Mr. Flynn to move out of Executive session and entered back into regular meeting at 9:09 2nd Mr. Petersen, carried.

The following motion was made by Mr. Petersen 2nd Mr. Martin for actions taken during Executive Session:

1. Clerk will draft a letter on a bill to be sent to resident regarding legal fees
2. Mr. James is authorized to contact attorney for guidance on a pending legal matter.

carried by all.

There being no further business before the board, Mr. Flynn made a motion to adjourn 2nd Mr. Martin carried by all at 9:15pm

Respectfully submitted

Betty M Daggett

Town Clerk