

Town Board Minutes
Local Law 1-2025
Override Tax Cap Levy Limit
February 11, 2025

The monthly town board meeting held on February 11, 2025 at 56 Geneva St. Dresden New York was called to order by Supervisor Peter Martini at 7:30PM.

Present: Supervisor Pete Martini, Councilmen; Colby Petersen Grant Downs, Bruce Henderson, Kathleen McGrath

Others present: George Dowse, Gary McIntee, Dwight James, George Thompson, Bob Miller, Jim Riesenberger, Tim Chambers
Supervisor Martini led the pledge of allegiance.

Supervisor opened the public hearing on the local law 01-25 entitled "Tax Cap Levy Limit Override" with no one desiring to speak on the law, went on with business.

January Minutes Mr. Downs made a motion 2nd Mr. Henderson to approve minutes with addition of personnel policy amendments, carried by all.

Abstract of vouchers - Supervisor Martini presented the abstracts for review.

Motion by Ms. McGrath, 2nd Mr. Henderson, the bills on the General A & B Accounts in the amount of \$ 12,223.32 be paid, carried by all.

Motion by Mr. Henderson, 2nd Ms. McGrath, the bills on the Highway DA & DB Accounts in the amount of \$ 12,358.76 be paid, carried by all.

Motion by Mr. Petersen, 2nd Mr. Downs to pay the 1st installment on 2025 Fire Contract in the amount of \$ 36,659.42 carried by all.

Motion Ms. McGrath 2nd Mr. Petersen to pay the bill on Water District 1 in the amount of \$ 50.00 carried by all.

Supervisor presented the 2025 Yates County Soil & Water Agreement for services. Motion by Ms. McGrath 2nd Mr. Henderson authorizing the Supervisor to sign the YCS&W Agreement for Services in 2025 carried with Mr. Petersen abstaining.

Motion by Mr. Downs 2nd Mr. Petersen authorizing the Supervisor to sign contract with DSD Webworks for upgrading Platform All Inclusive Website Solution, carried by all.

Supervisor presented payroll processing service package of Complete Payroll Service to do the Town payroll

Motion by Ms. McGrath 2ND Mr. Henderson authorizing Supervisor to sign contract with Complete Payroll Service for Complete Direct Package carried by all.

Supervisor presented **NYS Retirement Standard Workday Resolution**. Motion by Ms. McGrath 2nd Mr. Peterson to approve the NYSLRS workday resolution carried by all.

Supervisor presented new policies suggested by auditor for review. The board will make decision on these new policies at next month's meeting.

Discussion on the Flood Plain Law presently in updating. Dwight James reported the next steps in the process. He stated that the following definitions be added into the law regarding substantial improvements, encroachment and substantial damage. The new changes will be sent to the Attorney for comment.

The SEQRA will be completed by Mr. Petersen.

Solar Law Discussion on Solar Community Host Agreement.

Mr. Downs reported that he spoke with Town of Benton as they have a host agreement. Different rate for Sub Prime - Prime land

They also have a 2% increase per year for the life of project. No action taken.

George Dowse Chairman of the Planning Board gave an update on progress of Solar Law regulations update.

Community Host Agreement has been renamed Community Benefit Payment. During the negotiations the cost & soil type can be determined.

Mr. Henderson said there has been some discussion among farmers that if the solar arrays are built higher the land may be farmed underneath, he did not believe there would be enough crops that grow in semi shade area. He stated also some talk on doubling the arrays to save space.

Being discussed by the planning board is security, access roadway lay out. To include a section that requires Fire

Department be involved with review and special training needed for the solar site field incidents.

Insert Clause that if Battery storage on site, the fire department will be provided with special training and equipment for this type of firefighting also provided by solar company.

Professional Service Fees will be at the cost of applicant. Mr. Dowse stated the final draft update of the Solar Law Regulation should be presented in March.

Mr. Henderson reported that they have been working with Vanessa Goff who volunteered to compile the draft for the planning board.

Mr. Downs announced the **Community Clean Up Date for Saturday April 26, 2025 from 10AM to 1 PM** Rain or Shine. The Village of Dresden is joining in and will be picking up the bags of collected roadside trash in their dump truck this year.

Bob Miller Chairman of the **Water Committee** request to add to the committee. He would like a person from both WD 1 and PPWD districts to be appointed.

He said regarding the Annual report, a statute requirement is due by May 2026, he plans on completing by May 2025.

Highway Report Lots of plowing for January and this month.

Had a start-up meeting for Perry Point culvert project. One requirement is that no trees be removed. It was determined that April to September is a protected active bat season. There will be an archaeological testing required. Hunt Engineering advised that the double pipe can be sleeved with header and wings.

Discussed dredging pipes to remove debris load.

Has spoken with to City Hill and Climbing Bines and they have indicated they will not charge for easements.

Project start time set for 2027.

The village would like to run a new water line to the public beach property. Only cost would be pipe, as highway would provide equipment and labor.

T-4 had rear springs replaced.

Code Report submitted- 4 permits, issued 2 C of C's, 1 Site Plan review app, 1 steep slope permit, 2 Special Use Apps, 5 Building progress inspections, traveled 33 miles. Completed all required annual forms for the state along with the annual census form.

Assessor report submitted by Stephanie Holtz.

Water District 1 report submitted by Jason Hoover

Perry Point Water District. Gary McIntee asked if any progress on the water project, has Albany been contacted. What is the next step to keep this project moving. Supervisor stated no confirmation on funding yet. He will find out the process and steps required with approval and funding in place.

Mr. McIntee would like to request the meetings be recorded and minutes available electronically like Yates County does. He feels many discussions are not included in the minutes.

Mr. Henderson presented the board a draft of **Torrey Right To Farm Law** drafted in 2008 to go into the Comprehensive Plan but never adopted. The board will review and present it at the March meeting along with the Solar Law if in final draft.

Water District 1: Jeremy Delyser Engineer reported speaking with Jim Nardozi who stated he would be sending final documents requested for change orders to close out. No action to date.

George Thompson asked that the remaining money of WD 1 construction be used to repay the meter installation.

Mr. Downs stated remaining money is due to Nardozi.

During negotiations it was a compromise after researching the legal cost to defend the Town, that in the best interest of the town, the town would install the meters and do the remediation work.

Discussion on the timeline, delay issues and extra cost during this project construction.

Mr. Thompson asked that the letter he gave clerk in December be entered in its entirety in the January minutes, not just noted. No action taken.

The clerk keeps all correspondence on file in the Supervisors office.

Supervisor asked if anyone was interested in commenting on the Local Law 1/2025 before them. With no one in audience or the board members desiring to speak, the public hearing was closed at 9:45PM

Supervisor read the following resolution, Motion to approve by Mr. Downs 2nd Ms. McGrath,

RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF TORREY OF LOCAL LAW NO. 1 OF 2025

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 February 11th, 2025, at 7:30 p.m. at Torrey Town Hall, 56 Geneva Street, Dresden, New York, to hear all interested parties on a proposed Local Law to override the tax levy limit established in General Municipal Law §3-c; and **WHEREAS**, notice of said public hearing was duly advertised in the official newspaper of the Town of Torrey, on February 6th, 2025, and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on February 11th, 2025, at 7:30 p.m. at the Torrey Town Hall, 56 Geneva Street, Dresden, New York, 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**, 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, that the Town Board of the Town of Torrey hereby adopts said Local Law No. 1 of 2025, entitled, "A local law to override the tax levy limit established in General Municipal Law §3-c", 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.

Roll call vote: Martini - Aye Petersen - Aye Downs -Aye Henderson - Aye McGrath Aye (5 Ayes 0 Nays) Adopted

Supervisor introduced and read the following resolution

**RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE
TOWN OF TORREY OF LOCAL LAW NO. 1 OF 2025 SPECIAL
DISTRICTS AND/OR FIRE PROTECTION DISTRICTS**

WHEREAS, the Town Board of the Town of Torrey is the governing body of the special districts and/or fire protection districts set forth in the Schedule attached hereto and made a part hereof; an

WHEREAS, it is the intent of this resolution to override the limit on the amount of real property taxes that may be levied by the Town of Torrey, on behalf of the aforesaid special districts and/or fire protection districts, pursuant to General Municipal Law §3-c, and to allow the Town of Torrey, on behalf of the aforesaid special districts and/or fire protection districts, to adopt a budget for the fiscal year 2026 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c; and

WHEREAS, this resolution is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the tax levy limit for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Torrey, County of Yates, is hereby authorized to adopt a budget for the fiscal year 2026 on behalf of the special districts and/or fire protection districts set forth in the Schedule attached hereto and made a part hereof that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c. This by Roll call vote: Martini - Aye Petersen - Aye Downs -Aye Henderson - Aye McGrath - Aye (5 Ayes 0 Nays) Adopted.

There being no further business, motion by Mr. Downs 2nd Mr. Petersen to adjourn carried at 9:50pm

Respectfully submitted,

Betty Daggett