

**Urbana Town Board Meeting
Special Board Meeting**

The Urbana Town Board held its regular meeting on Thursday May 4, 2019 at 4:00 p.m. at the Town Hall, 8014 Pleasant Valley Road, Bath, New York.

PRESENT:	Alzina Turner	Councilwoman
	David Shaw	Deputy Supervisor
	Jim Presley	Councilman
	John Webster	Supervisor
	Deanna Tompkins	Town Clerk

ABSENT	Edward Stull	Councilman
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Others Present:

Supervisor Webster called the meeting to order at 6:32 p.m.

Pledge of Allegiance

Public Hearing Local Law #1- Fence Height in Agriculture Zone

Supervisor Webster opened the Public Hearing at 6:33 p.m. There were no comments.

On a motion made by Councilman Presley, seconded by Councilman Stull and carried, all voting Aye to close the Public Hearing at 6:35 p.m..

Open Bids for Tractor and Truck

There were no bids for the 2016 Ford F-250 Truck with Western Pro Plus Snow Plow. Since the Truck received no bids, it will now go to the online auction.

Two bids were received for the 585 Case Tractor with Flail Mower:

\$3,857.507 – Ed Gibson

\$6,283.56 – Pete Nye

On a motion made by Councilman Presley, seconded by Deputy Supervisor Shaw and carried, all voting Aye to accept Pete Nye's bid of \$6,283.56 for the 585 Case Tractor with Flail Mower.

On a motion made by Councilman Presley, seconded by Deputy Supervisor Shaw and carried, all voting Aye to accept the minutes of the February 13, 2019 Board Meeting.

On a motion made by Councilman Stull, seconded by Councilman Presley and carried, all voting Aye to accept the minutes of the February 27, 2019 Board Meeting.

On a motion made by Councilman Stull, seconded by Councilman Presley and carried, all voting Aye to approve Abstract 3 of 2019, except voucher #80.

On a motion made by Councilman Stull, seconded by Councilman Stull and carried, all voting Aye to approve voucher #80.

On a motion made by Councilman Stull, seconded by Deputy Supervisor Shaw and carried, all voting Aye to approve the following Accounting Transfer:

A Fund		
From:	A599 Fund Balance	\$7,125.00
To:	A1440.400 Engineer Contractual	\$7,125.00

On a motion made by Councilman Stull, seconded by Councilwoman Turner and carried, all voting Aye to approve the Department Reports.

Public Input on Agenda Items

No Public Input

Old Business

Pier Project Update:

On a motion made by Councilman Presley, seconded by Councilman Stull and carried, all voting Aye to authorize Supervisor Webster to sign the Pier Contract with Saratoga Associates.

Bridge Project Update:

On a motion made by Deputy Supervisor Shaw, seconded by Councilman Stull and carried with the following roll call vote to have Supervisor Webster sign the Bridge contract with Saratoga Associates once it is ready:

Councilwoman Turner:	Nay
Councilman Presley:	Aye
Councilman Stull	Aye
Deputy Supervisor Shaw:	Aye
Supervisor Webster	Aye

Municipal Advisor Services

On a motion made by Deputy Supervisor Shaw, seconded by Councilman Presley and carried, all voting Aye to have Supervisor Webster sign the Agreement with Bernard P. Donegan, Inc. for Municipal Advisor Services in connection with the Town’s proposed Pier Capital Project, but not spend any money unless authorized.

Water District Project Update

Supervisor Webster went to Batavia to meet with Rural Development. It has been difficult getting the project down to a reasonable amount. The goal is to get to a point where we can write grants for the project.

Solar Energy Law

On a motion made by Deputy Supervisor Shaw, seconded by Councilman Presley and carried, all voting Aye to schedule a public hearing on April 16, 2019 at 6:3 p.m. for Solar Energy Law Local Law 2 of 2019.

Keuka View shed Map

John Ryan had some concerns about how it will be enforced.

On a motion made by Deputy Supervisor Shaw, seconded by Councilman Stull and carried, all voting Aye to adopt the Keuka View Shed Map.

On a motion made by Councilman Presley, seconded by Deputy Supervisor Shaw and carried, all voting Aye to delegate decisions about the Keuka View Shed Map to the planning board if needed.

Dog Park Rules

The rules will be posted to minimize liability.

On a motion made by Deputy Supervisor Shaw, seconded by Councilwoman Turner and carried, all voting Aye to approve the Dog rules with the following change: You must be 16 years or older to enter the dog park unless accompanied by an adult, and no one under 7 years of age can enter the dog park.

Post Driver

On a motion made my Councilman Stull, seconded by Councilman Presley and carried, all voting Aye to purchase a Post Driver from JC Smith, Inc.

Dog Kennel

On a motion made by Councilman Presley, seconded by Deputy Supervisor Shaw and carried, all voting Aye to move \$10,000 from the A Reserve Fund by Permissive Referendum for a Dog Kennel.

Restroom Toilet Dividers:

Supervisor Webster will get prices for restroom toilet dividers at Depot Park.

Local Law #1 of 2019

Supervisor Webster answered no to all questions on the SEQRA.

On a motion made by Councilwoman Turner, seconded by Councilman Presley and carried, all voting Aye to direct Supervisor Webster to check the box that says if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant environmental impacts and to sign the SEQRA.

On a motion made by Deputy Supervisor Shaw, seconded by Councilman Presley and carried, all voting Aye to Adopt Local Law #1 of 2019.

**TOWN OF URBANA, N.Y.
LOCAL LAW NO. 1 OF 2019
LOCAL LAW TO AMEND SECTION 105-28
OF THE CODE OF THE TOWN OF URBANA**

BE IT enacted by the Town Board of the Town of Urbana, County of Steuben, State of New York, as follows:

Section 1: Section 105-28B be and is hereby amended to read as follows:

“In any business, industry or agricultural district, there shall be no restriction on fences or walls except on a residence district boundary line where such fences or walls shall be limited to eight feet (8’) in height and except where corner site clearances are required.

Section 2: All ordinances, local laws and parts thereof inconsistent with this local law are hereby repealed.

Section 3: Effective date. This Local Law shall take effect immediately upon filing in the office of the New York Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

New Business**Fire Department Canopy**

Councilman Stull spoke with the Fire Chief. They will get the documents from the installer that CEO Mike Slowsinski needs in order complete the application.

Library Request for Funding

Resolution 2019 -003

Library Tax Increase

I, Deanna Tompkins, Town Clerk of the Town of Urbana, New York, do hereby certify that the following resolution was adopted at a regular meeting of the Town Board, held on March 19, 2019 and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended or revoked and is in full force and effect.

WHEREAS the Urbana Town Board received and affirmed a written request from the Fred & Harriett Taylor Memorial Library dated March 4, 2019, for the following Proposition to be placed on the Town of Urbana November 5, 2019 ballot:

“Shall the qualified electors of the Town of Urbana, Steuben County, New York, approve the resolution authorizing the addition of Two Thousand Dollars (\$2,000) thus making a total sum of Seventy Three Thousand five hundred dollars (\$73,500) to be raised by taxation for the Library Account”

On motion of Councilman Presley, seconded by Deputy Supervisor Shaw and carried, all voting as follows:

Town Supervisor Webster	Aye
Deputy Supervisor Shaw	Aye
Councilman Presley	Aye
Councilman Stull	Aye
Councilwoman Turner	Aye

THEREFORE, BE IT RESOLVED that the Town of Urbana Board authorizes the Proposition to be put on the ballot

Deanna Tompkins
Urbana Town Clerk

Chamber of Commerce- Palettes

On a motion made by Councilman Stull, seconded by Councilman Presley and carried with the following roll call vote to donate \$150.00 Chamber of Commerce.

Town Supervisor Webster	Aye
Deputy Supervisor Shaw	Aye
Councilman Presley	Recuse
Councilman Stull	Aye
Councilwoman Turner	Aye

Dump Trailer for Local Bid

On a motion made by Councilman Presley, seconded by Councilman Stull and carried, all voting Aye to put the dump trailer out for local bid with a minimum bid of \$6,000.00.

Jean O’Connell Contract

On a motion made by Councilman Presley, seconded by Deputy Supervisor Shaw and carried with the following roll call to approve the contract with Jean O’Connell Contract for Bridge Project, if she lowers her contract price to \$20,000.

Supervisor Webster	Aye
Deputy Supervisor Shaw	Aye
Councilman Presley	Aye
Councilman Stull	Aye
Councilwoman Turner	Nay

No Smoking in Parks

On a motion made by Councilman Stull, seconded by Councilman Presley and carried all voting Aye for John Ryan to re-write the smoking law to include all tobacco products at all of the Towns properties. The Board will review the new law at the April Board Meeting.

Leadership Conference

On a motion made by Councilman Stull, seconded by Councilman Presley and carried, all voting Aye to approve attendance at the Regional Leadership Conference for the following people: Deanna Tompkins, Mike Slowinsky, Jack Merriam, Bill Yahn, John Webster, Marietta Nye, Pete Swarhout, Dick Niles Barb Fries, and if there are others that would like to attend.

Upgrade Town Hall Lighting

The Town was presented with an Energy Savings Program sponsored by NYESG. The proposal from Lime Energy Services Co. would allow the Town to change every light in the Town Hall for \$8,926.00.

On a motion made by Deputy Supervisor Shaw, seconded by Councilman Presley and carried, all voting Aye to adopt a resolution to approve the transfer of \$8,926.00 from the A Fund Reserve by Permissive Referendum to upgrade the Town Hall Lighting.

Dog Lawsuit- Missel vs Diane Davis

The Town has received notification that the Western Federal District Court has dismissed the case.

Excavator

On a motion made by Councilman Stull, seconded by Councilwoman Turner and carried to purchase an Excavator from the Equipment Reserve fund for \$70,781.26 with the following roll call vote:

Supervisor Webster	Aye
Deputy Supervisor Shaw	Aye
Councilman Presley	Nay
Councilman Stull	Aye
Councilwoman Turner	Aye

Project Priorities

On a motion made by Councilman Presley, seconded by Deputy Supervisor Shaw and carried, all voting Aye that the board has an understanding that the project priorities for spending are Pier, Bridge, Water.

On a motion made by Councilman Stull, seconded by Deputy Supervisor Shaw and carried, all voting Aye to go into Executive Session at 8:38 p.m. for potential litigation.

On a motion made by Councilman Stull, seconded by Deputy Supervisor Shaw and carried, all voting Aye to come out of Executive Session at 8:51 p.m.

With no further business, on a motion made by Councilwoman Turner, seconded by Deputy Supervisor Shaw and carried, all voting Aye to adjourn the meeting at 8:51 p.m.

Respectfully Submitted,

**Deanna Tompkins,
Town Clerk**