

TOWN OF URBANA
Regular Board Meeting
November 15, 2016

The Urbana Town Board held its regular meeting on Tuesday, November 15, 2016 at 6:30p.m., at the Town Hall, 8014 Pleasant Valley Rd., Bath, New York.

PRESENT: Alzina Turner Councilwoman
 Dave Shaw Councilman
 Edward Stull Councilman
 John Webster Supervisor
 Mary Farmer Town Clerk

ABSENT: Councilman Jim Presley

OTHERS PRESENT: Dawn and Richard Withey, Doug Robinson, Bee Keck, Ray Leinen, Anne Green, Jim and Linda Grillo, Doug Robinson, Ed and Nancy Wightman, Justine Miller, Paul Zaidel, Ed Murphy, Michael Page, Gabriel Rossettie, Jerry Wozniak, John and Linda Giglio, Melissa Leitch and Jay Giglio.

Minutes

On a motion made by Councilwoman Turner, seconded by Councilman Stull and carried, all voting Aye to approve the minutes of October 13, 2016.

On a motion made by Councilwoman Turner, seconded by Councilman Stull and carried, all voting Aye to approve the minutes of October 18, 2016.

On a motion made by Councilwoman Turner, seconded by Councilman Shaw and carried, all voting Aye to approve the minutes of October 20, 2016.

On a motion made by Councilwoman Turner, seconded by Councilman Stull and carried, all voting Aye to approve the minutes of October 24, 2016.

Abstracts

On a motion made by Councilman Stull, seconded by Councilwoman Turner and carried, all voting Aye to approve the November 2016 Abstracts.

Accounting Transfers

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

From:	A1420.410	Attorney - Litigation	\$4000.00
To:	A3510.400	Attorney Contractual	\$4000.00
From:	A1620.410	Buildings – Electricity	\$1100.00
To:	A1620.430	Buildings – Telephone	\$1100.00
From:	DB599	Unappropriated Fund Balance	\$6926.00
To:	DB5110.400	General Repair – Contractual	\$6926.00
From:	DB5110.410	General Repair – Major	\$718.00
To:	DB5110.400	General Repair – Contractual	\$718.00

Adoption of the 2017 Budget

On a motion made by Councilwoman Turner, seconded by Councilman Stull and carried all voting as follows to adopt the 2017 Budget as presented

Supervisor Webster	Aye
Councilman Stull	Aye
Councilwoman Turner	Aye
Councilman Shaw	Aye

Public Input

Supervisor Webster talked to the Board about the step on the boat launch dock. Mr. Webster said the dock is below the mean high water mark therefore it will not be looked at by the Code Enforcement Officer. Councilman Stull would like it looked at again to come up with some options.

Meeting Procedures

Supervisor Webster reminded the Board and public of the policy on meetings procedures regarding agenda items. If someone wants to be on the agenda, they need to submit an application by the Tuesday before the meeting describing the nature of their item.

Excavation Law

The Board had an opportunity to do a first read through the proposed changes. Councilman Stull asked why all of the new amended laws are changing from Zoning Enforcement to the Code Enforcement Officer.

Resolution to Purchase Kenworth Truck

On a motion made by Councilman Stull, seconded by Councilman Shaw and carried, all voting Aye to purchase a 1991 Kenworth W923 Truck for \$8,000 from Superior Septic. The Board felt that after looking at similar used tractors that this was the best tractor and that they had met all the procurement policy requirements.

Diane Davis, Dog Control Officer

Mr. and Mrs. Withey talked about their circumstance with a neighbor's domestic farm animals and asked for the Town's help. Ms. Davis addressed the Board regarding a growing problem with domestic farm animal containment. She said complaint calls seem to be more frequent and she would like to be able to assist regulating and restraining the running at large of farm animals. On a motion made by Councilwoman Turner, seconded by Councilman Stull and carried, all voting Aye to move forward and direct Attorney Ryan to write a local law.

Boat Launch Agreement Reviews

The Board did a first review of the residential and commercial agreements and will discuss further at the December 20, 2016 regular board meeting.

Betty Walden – 2017 Dog Kennel Contract

On a motion made by Councilman Stull, seconded by Councilwoman Turner and carried, all voting Aye to approve the 2017 Kennel Contract with Betty Walden and direct Supervisor Webster to sign it.

Adopt Overtime Policy

On a motion made by Councilwoman Turner, seconded by Councilman Shaw and carried, all voting Aye to adopt the Overtime Policy effective December 1, 2016.

Gold Seal Update

On behalf of John and Linda Giglio, architect John Lusk gave an update on the Gold Seal building project.

Resolution to Move \$208,178 from DB Equipment Reserve to Purchase a New 10 Wheeler

On a motion made by Councilman Stull, seconded by Councilman Shaw and carried, all voting Aye to approve the resolution below

WHEREAS, the Town Board of the Town of Urbana, New York has contracted to buy a new truck for the Town's highway department; and

WHEREAS, the Town is ready to take possession of the truck; and

WHEREAS, to pay for the truck, it is necessary to transfer from the DB/Highway Equipment Reserve Account/Fund to the equipment line in the Town's highway department budget the sum of Two Hundred Eight Thousand One Hundred Seventy-Eight and 00/100ths Dollars (\$208,178.00);

NOW, THEREFORE, BE IT RESOLVED that the Town Board for the Town of Urbana, New York hereby does approve the transfer of the sum of \$208,178.00 from the DB/Highway Equipment Reserve Account/Fund to the equipment line in the Town's highway department budget for the purpose of paying for the new truck for the highway department; and be it further

RESOLVED that the Town Board authorizes the Town Supervisor to make said transfer; and be it

further

RESOLVED that this resolution shall be subject to a permissive referendum in accordance with the provisions of Article Seven of the Town Law.

Solar Energy Taxation

The Board discussed taxability on solar energy systems and advisory statements by the NYS Department of Taxation & Finance. On a motion made by Councilwoman Turner, seconded by Councilman Shaw and carried, all voting Aye to direct Attorney Ryan to draft a new law to opt out of tax exemption.

Commercial Use of Depot Park

There was discussion on management of the park and docks. This agenda item will be discussed further at the December meeting.

Park Use Application – Curtiss Museum

The Board discussed the application and need more information on the dates and times. This agenda item is tabled until the December meeting.

Dumping in Curtiss Park

Dave Oliver submitted pictures for the Board to see that there has been a significant amount of dirt and yard waste unloaded in the park. On a motion made by Councilwoman Turner, seconded by Councilman Stull and carried, all voting Aye to install ‘No Dumping’ signs in the park. Doug Robinson, highway staff member, offered to install them.

Town Clerk’s Conference Request

The Town Clerk requested paying for her IIMC conference in Montreal with this year’s budget. On a motion made by Councilman Shaw, seconded by Councilman Stull and carried, all voting Aye to approve paying for the conference this year.

Accept Tom Marshall’s Resignation from the Planning Board effective December 31, 2016

On a motion made by Councilwoman Turner, seconded by Councilman Stull and carried, all voting Aye to regretfully accept Tom Marshall’s resignation from the Planning Board. The Board offered their appreciation for his time on the board.

Public Input - None

At 8:38pm a motion was made by Councilman Stull, seconded by Councilwoman Turner and carried, all voting Aye to enter into executive session for the purposes of labor negotiations and current or pending litigation.

At 8:51pm a motion was made by Councilwoman Turner, seconded by Councilman Shaw and carried, all voting Aye to close the executive session and reopen the regular meeting.

Representation for Tim Slayton

On a motion made by Councilman Shaw, seconded by Councilwoman Turner and carried, all voting Aye to hire Mr. Alan R. Peterman of Barclay Damon, LLP to represent Mr. Slayton.

Health Insurance

On a motion made by Councilman Stull, seconded by Councilwoman Turner and carried, the board approved the Town employees move to the union health plans; Town Board members will receive vision and dental plans and to add a sunset clause to expire on December 31, 2018 all voting as follows;

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

With no further business, on a motion made by Councilman Stull, seconded by Councilwoman Turner, the meeting was adjourned at 9:22pm. Carried unanimously by all present.

Respectfully submitted,

Mary M. Farmer

DRAFT