

Town Board
October 9, 2012

The regular monthly meeting of the Torrey Town Board was held on October 9, 2012 in the town meeting room, 56 Geneva St. Dresden and was called to order by Supervisor Flynn at 7:30PM.

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

Absent: John H. Martini

Others present: George Thompson, Pege Brow, Mary Lilyea-Assessor, Ray Lammes, Dave Granzin, Linda Lefko, Richard Grunberg, Bill Crumlish, John Christensen, Jeff Finger- Highway

Mr. Flynn led the Pledge of Allegiance.

Motion by Mr. Flynn 2nd Mr. Morris, to accept the 2012-2013 Insurance proposal of Stork Insurance for \$ 15,219.36 carried by all.

Mr. Flynn presented the abstract of vouchers for audit.

Motion by Mr. Morris, 2nd Mrs. Francisco, that the bills on the General A & B accounts in the amount of \$ 33,135.13, be paid, carried by all.

Motion by Mr. Petersen, 2nd Mr. Morris, that the bills on the Highway DA & DB accounts in the amount of \$ 15,342.43 be paid, carried by all.

Motion by Mrs. Francisco, 2nd Mr. Petersen, that the bills on the Watershed accounts in the amount of \$ 496.57 be paid, carried by all.

Motion by Mr. Petersen 2nd Mr. Morris, to approve the minutes of the September meeting, carried.

Motion by Mr. Morris 2nd Mrs. Francisco, authorizing the Supervisor to sign the 2012 Snow and Ice Contract with Yates County, carried.

Mr. Flynn introduced a local law resolution setting a public hearing on a Local Law " To Override Limit set on Tax Levy Cap".

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 October 30, 2012, 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.

Motion by Mrs. Francisco, 2nd Mr. Morris to hold public hearing on stated law, carried by all.

Motion by Mr. Petersen 2nd Mr. Morris to hold a public hearing on the 2013 Preliminary Budget, on October 30,2012 at 7:30pm in the town meeting room, carried by all.

Discussion on Hydrofracking committee recommendation letter and draft law were presented. Dave Granzin, and Ray Lammes from the committee were present to answer questions on the recommendation. Dave stated that the present Zoning Law regarding Mining” could be edited with a change to the definitions and adding excluded activities for mining. Mr. Petersen stated that he has been in touch with the Town Attorney on this subject and he explained his interpretation of excluding activities for any mining.

Mr. Flynn directed the clerk to send draft Law to Town attorney for review and comment.

Motion by Mr. Morris, 2nd Mr. Petersen, authorizing the Supervisor to sign Snow & Ice Control Agreement with Yates County Highway for 2012-2013 carried by all.

Town of Milo has requested an Indemnification agreement to be signed between Torrey/Milo for the shared roller and other equipment, Motion by Mrs. Francisco, 2nd Mr. Morris authorizing the Supervisor to sign said agreement, carried by all.

Code Report- 3 Building permit inspections, 2 reviews, 1 complaint response- 33 miles
Watershed Report- 4 inspection 3 property sales- 26 miles

Jeff Finger gave update on his research on bunker walls for a salt storage building. After a discussion, Motion by Mr. Flynn 2nd Mr. Morris authorizing the Highway Supt. to advertise for RFP's/bids for concrete bunker style walls, carried by all.

Linda Lefko appeared before the board stating that the Code Officer has not sent her a response from her complaint letter filed with him August 28th. Before the September meeting she had sent a letter of inquiry about concerns within the town and the code officers failure to address them. This letter was handed to the Code Officer at that meeting on the 11th. The code officer then sent a letter of response to her dated 9/15/12. She would like a response from the code officer for the August complaint she filed. She urges the board to hold discussions

Mr. Flynn stated that the response letter dated 9/15 from Ron addressed this.

She replied Volunteers have researched and drafted many of the Town Laws for adoption. Much of this volunteered time is wasted if the Laws are not going to be followed or enforced.

Mr. Flynn will draft a letter instructing the Code Officer to follow and enforce the laws.

There being no further comments from the audience or business before the board, Mr. Petersen made a motion to go into Executive Session 2nd Mr. Morris for a pending litigation at 8:16 PM carried.

All members concurred authorizing the Supervisor send a letter to Ron Kenville regarding his employment status for 2013. The Town will not be renewing his contract for Code Officer or Watershed Inspector for 2013.

Mr. Flynn reopened the public meeting at 8:50 PM and made a motion to adjourn at 8:50 2nd Mr. Morris, carried
Respectfully submitted