

The Seneca Falls Town Board held a Public Hearing and regular monthly Meeting on May 4, 2021 in the Town Hall Meeting Room, 130 Ovid Street.

Present were Supervisor Michael Ferrara; Councilpersons Dawn Dyson, Douglas Avery, David DeLelys and Steven Churchill. Also present were Patrick Morrell, Attorney for the Town; James Peterson, Highway Superintendent; Mary Jones, Interim Recreation Director; Stuart Peenstra, Police Chief; Joseph Tullo, Chief WWTP Operator; Deborah Von Wald, Assessor and Town Engineer Peter Baker.

Public Hearing – Proposed Local Law #5 – 2021: Mr. Ferrara stated Local Law #5 addresses some parking issues on John Street, Johnson Street, on Bridge Street and a little bit on W. Bayard Street.

A motion was made to open the Public Hearing relative to proposed Local Law #5 – 2021 by Doug Avery and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

Since there was no public comment, a motion was made to close the Public Hearing by Doug Avery and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Supervisor Ferrara opened the regular monthly Meeting at 6:05 P.M. A roll call of Board Members was taken and all were present; the Pledge of Allegiance followed.

Open Bids – Rental of Heavy Equipment: Mr. Ferrara proceeded to open the one bid that was received for the rental of Heavy Equipment. The bid was from Seneca Pipe & Paving, Seneca Falls, New York

Open Bids – Tree Removal: Mr. Ferrara stated there are two bids that were received for tree removal. He proceeded to open and read the bids which are as follows:

Cranebrook Tree Service, Auburn, New York

Lumbermac, Inc., Phelps, New York

Mr. Ferrara stated Mr. Morrell and Mr. Peterson will review the bids; action will be taken later in the Meeting.

Police – Resolution to Create New Position Duty Statement for Police Sergeant: A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Police Chief is requesting to reassign a current Police Officer into a vacant supervisory position created by an on-the-job injury.

WHEREAS, the Seneca County Personnel Department indicated that a Position Duty Statement would need to be approved by the Town Board to create an additional Police Sergeant position with the Seneca County Civil Service Commission.

WHEREAS, the new Duty Statement will allow the Department to promote a current Police Officer from the Seneca Falls Police Department, to fill the vacant shift supervisory role.

THEREFORE, BE IT RESOLVED, that the Town Board accept one additional Seneca County Civil Service Commission “New Position Duty Statement” for Police Sergeant.

No questions. Motion carried 5 ayes, 0 nays.

Police – Resolution to Approve Appointment of Officer Cleere to Police Sergeant: A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Seneca Falls Police Department has a need to fill a vacant supervisory position with a current full time Police Officer and begin recruiting to appropriately backfill the now vacant Police Officer position created by this promotion.

WHEREAS, it is the recommendation of the Police Chief and Public Safety Committee to backfill these positions with qualified candidates.

WHEREAS, Officer Thomas Cleere is currently on an active Seneca County Civil Service list for Police Sergeant. Officer Cleere has been in an acting Sergeant role as Officer in Charge for the past thirteen months and has proven himself to be qualified to fill this vacancy.

THEREFORE, BE IT RESOLVED, that the Town Board approve promoting Officer Thomas Cleere to Police Sergeant and begin to advertise to backfill the vacant Police Officer position created by the promotion.

Mr. Ferrara extended his congratulations to Officer Cleere, and emphasized to the Board that the backfill is still necessary. He wants to look at creating vacancies and looking at the whole picture, and discuss with Department Heads what happens if we don't fill positions. He added we have to do due diligence to at least have a discussion if the Board is looking at reducing spending over time.

The above motion made by Michael Ferrara and seconded by Dave DeLelys to adopt the above resolution appointing Officer Cleere to the position of Police Sergeant was carried 5 ayes, 0 nays.

Chief Peenstra congratulated Sergeant Cleere. At this time, Sergeant Cleere's Wife pinned a badge on Sergeant Cleere, and family photos were taken.

Presentation – Overview of Possible Re-Evaluation of Property: Mr. Ferrara stated there has been discussion about doing a re-evaluation of Town property. He and Mrs. VonWald met with John Zukowski and his Partner from Eminger, Newton, Pigeon & Magyar, and requested that they attend the Meeting to give a brief overview. He said the Board is going to have to make a decision as to whether or not they want to go forward with this.

John Zukowski, from the Appraisal Company of Eminger, Newton, Pigeon & Magyar, presented the Board with handouts, and said he is here with his Partner Joe Eminger to give a brief presentation.

Mr. Emminger stated there are inequities in the Town's Assessment roll. The last time a reval was done was about 4-5 years ago. Properties appreciate or depreciate with different values; the equalization rate now is 85% - four or five years ago it was at 100%. The 85% equalization rate gets applied to every property in the Town whether you live in the best section of the Town or the worst section of the Town – that creates inequities – it's not fair to everybody.

Mr. Eminger said the goal of the project is to create fair and equitable assessments. They go about doing that by inspecting all the properties in the Town and make sure the inventories of those properties are accurate. The project will start in the summer, whether it be this year or next year; noticers will go out in March in whatever year the Board decides to do it. Mr. Eminger named benefits from the Town Board's standpoint. If the Town is bonding projects, they like to see that you are keeping your rate up-to-date. Taxes may or may not go up; Assessments will go up and your taxes will go down – it will happen in Seneca Falls to a lot of people if you go forward with the project. Assessments can go up, and your taxes will remain the same – that will happen in Seneca Falls. Your assessment goes down, and your taxes go up – that can happen; it's likely it won't happen.

Mr. Eminger stated they have a lot of experience doing projects in similar communities in central and western New York. They are very open, and want to communicate with everybody.

Mr. Zukowski stated the State gave Seneca Falls the equalization rate of 85%. They look at sales that have taken place in this Town and looked at the assessment and compared the two. The equalization rate is telling the municipality that there is inequity in the roll. Mr. Zukowski said they will drive around Town and take pictures, and then they will compare the assessment records to the property cards to see if there are any changes. Then they run the evaluations based on what properties are selling for in your neighborhood. At the end of the project, they will send out change notices to people. From there, they have a chance to meet with them one-on-one. They make changes, if necessary, and people also have an opportunity to go to the Board of Assessment Review. Mr. Eminger stated this is a valuation project, not a taxation project.

Mrs. Von Wald asked if they would define neighborhood. Mr. Zukowski said neighborhood is a group of houses that have similar attributes. Mr. Eminger added it's residential only. Mr. Avery asked about timeline – if it's started this year, can it be done by next March, or are we looking at 2023. Mr. Zukowski replied if they get approval relatively soon, they can finish the project so that they can wind it up and it will be a 2022 project. He mentioned that they will carry payments over three years - they try to be municipal friendly. Mr. Ferrara said he sent the proposal to the Board Members, and it's not an inexpensive ordeal. There is a range of \$30 to \$70 per household depending on what option the Board goes with. If this group does all the work, the cost is about \$200,000. He said the best case scenario would be the Assessor with some other people with training from these folks. Mr. Ferrara stated it's not cheap, but it's something that needs to be done.

After further discussion, Mr. Ferrara requested that the Board review the proposal. He would like to have it on the Agenda for June, one way or another – if we are going forward with it or not.

Mr. Ferrara stated he formulated a budget committee with the major goal being to remove the dependency of Landfill revenue from the Town Budget. He said that takes time; with Local Law #3 in effect, the Landfill is slated to close in 2025. He thanked Susan Porter and Brad Jones who are on the Committee, along with Mrs. Warfel and himself. They have met with Town Counsel individually and they will be meeting with Department Heads to give them an idea of what they are working on at the next Meeting.

#### Petitioners:

Paul Kelsey – Taxes and Landfill: Paul Kelsey stated he worked at Goulds for 47 years. He proceeded to tell a story about when he worked at Goulds. He mentioned the re-evaluation project the Board is considering, and said the last time it was done, taxes went from 3% to 9% - where did the money go. The Town still got the Landfill money and didn't put in the sewer line, but it was still kept at 9%. Mr. Ferrara stated the difference in

percentage of the Landfill money that was provided went into capital improvement accounts and reserves for capital improvement projects – it's been used and is being used. Mr. Kelsey stated the reason the Board is up there is not to increase taxes – it's to decrease taxes. This is the way he looks at it.

Frank Sinicropi – Landfill Permit: Frank Sinicropi stated he believes the Town should give the Landfill the Permit as the Town will have more leverage over the Landfill. When you give them the Permit, you now know they know the Town Code, Host Agreement language and whatever other laws they must comply with. Without the Permit, the Town's ability to enforce the requirements set by the Town have less meaning. The Town will have a stronger position to negotiate any remedies to any issues.

Mr. Sinicropi referred to odor control, and said Hydrogen Sulfide is what you smell, attaching itself to methane gas. If the Town grants the Permit, it can negotiate and have a stronger position, knowing they must comply with the Permit. Since there is no specific amount the Town is guaranteed each year from the Landfill, the Town could propose to reduce the amount for any one year by \$250,000 to get additional odor control procedures with the Landfill contributing the same amount - it's in everyone's interest to take care of the odor issue. He further went on to give an example of a procedure that can be put in place to confront the Landfill on this issue.

Mr. Sinicropi stated another issue is the derogatory name of Dump. This is a Landfill and should be addressed in this manner. He believes using the word Dump is disrespectful to the employees working there. Mr. Sinicropi said he cares about the children in this Community, and he certainly doesn't want them to be exposed to dangerous situations, but using them to cause hysteria or as pawns for the odor from the Landfill is a terrible thing. He noticed those using this tactic never seem to mention the adults that are working at these locations - stop using the health of children as the reason to close the Landfill and start to work with the Landfill to minimize the odors for the next 57 months. Mr. Sinicropi said please begin working on various costs to the Town if the Landfill closes.. As Citizens, we need to know the implications of the Landfill closing as it relates to removal of trash from the Community and the cost for this removal. He would like the question – what are the pros and cons of not issuing the Permit - presented by the Board to the public at the next Meeting.

Mr. Sinicropi said the Landfill is a multi-million dollar business and they are not going away without a fight. The Board has a right to pass local laws under Article 4 of the Constitution; one sentence in Article 4 states "those laws must not be inconsistent with this Constitution". He believes Local Law #3 is inconsistent with the Constitution. That sentence is going to cost the Town a lot of money. The Landfill legal team can prolong the issue for 15 years or more, costing the taxpayers of Seneca Falls hundreds of thousands of dollars or more.

Kyle Black: Kyle Black presented the Town with the 1<sup>st</sup> quarter check in the amount of \$627,022.65. He said the amount is low because they are still dealing with COVID.

#### Approval of Minutes:

A motion was made to approve the minutes of the regular monthly Meeting of April 6, 2021 by Dave DeLelys and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

#### Reports:

Dog Control Officer: A motion was made to accept the Dog Control Officer's report by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

Zoning Officer: A motion was made to accept the Zoning Office report by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 ayes.

Parks & Recreation: A motion was made to accept Mary Jones' report by Dawn Dyson and seconded by Michael Ferrara.

Mrs. Jones said there are several Special Events which will be discussed under New Business. Mr. Ferrara stated that he and Mrs. Jones communicate a lot, and she is doing a great job. He thanked her for being on board.

The above motion made by Dawn Dyson and seconded by Michael Ferrara to accept Mary Jones' report was carried 5 ayes, 0 naves.

Highway Superintendent: A motion was made to accept Mr. Peterson's report by Doug Avery and seconded by Dawn Dyson.

Mr. Peterson mentioned that the Leaf and Brush pickup will be on May 24<sup>th</sup> one day only. They will begin blacktopping next week - King Road on Monday and Tuesday; Center and Canal Street on Wednesday and Thursday.

The above motion made by Doug Avery and seconded by Dawn Dyson to accept Mr. Peterson's report was carried 5 ayes, 0 naves.

Assessor: A motion was made to accept Mrs. Von Wald's report by Steve Churchill and seconded by Dawn Dyson.

Mr. Avery asked what the explanation is for the Seneca Knit PILOT. Mrs. Von Wald replied she and Lisa Keshel updated PILOTS; the only thing that's missing is the Seneca Knit PILOT. She did find an old one but it wasn't the updated one. She added it's a Town PILOT that was done inhouse, not through the IDA. Mrs. Von Wald said she is still looking into it because we need an end date.

The above motion made by Steve Churchill and seconded by Dawn Dyson to accept Mrs. Von Wald's report was carried 5 ayes, 0 naves.

Attorney for the Town: Mr. Morrell stated the Board passed Local Law #3 of 2020 which had to do with parking, specifically, putting in place No Parking in areas near the intersections of Route 89 and Bayard Street Extension and Garden Street Extension. That Local Law was subject of an Article 78 proceeding which the Town was successful in a motion to dismiss. That decision to dismiss has been appealed, and that Appeal was filed during the last month. Mr. Morrell requested that the Board authorize Boylan Code Law Firm to handle that Appeal as this is more in line with what they do.

A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:  
WHEREAS, the Cayuga Indian Nation has filed an Article 78 proceeding challenging the adoption of Local Law #3 of 2020 regarding parking of motor vehicles; and  
WHEREAS, the proceeding was dismissed by the Seneca County Supreme Court; and  
WHEREAS, that decision is now being appealed to the Appellate Division – 4<sup>th</sup> Department; and  
WHEREAS, the Town of Seneca Falls has engaged the services of the law firm Boylan Code on other matters and that firm has agreed to expand the scope of services agreement to include this appeal at the rates stated in the existing agreement.  
NOW, THEREFORE, BE IT RESOLVED by the Town of Seneca Falls that the scope of services for the law firm Boylan Code is expanded to include the appeal of the Matter of the Article 78 Proceeding of the Cayuga Indian Nation and Clint Halftown v. Town of Seneca Falls.  
No questions. Motion carried 5 ayes, 0 naves.

Water & Sewer: A motion was made to accept Mr. Tullo's report by Doug Avery and seconded by Dawn Dyson.

Mr. Ferrara said Mr. Tullo's report is pretty explanatory; water and sewer have been very busy on different projects. They are re-paving roads where there were watermain breaks from the past few months.

The above motion made by Doug Avery and seconded by Dawn Dyson to accept Mr. Tullo's report was carried 5 ayes, 0 naves.

Town Justices: A motion was made to accept the reports of Judge Lafler and Judge Kelley by Dave DeLelys and seconded by Steve Churchill. No questions. Motion carried 5 ayes, 0 naves.

Police Chief: A motion was made to accept Chief Peenstra's report by Dave DeLelys and seconded by Dawn Dyson.

Chief Peenstra stated on April 24<sup>th</sup>, they were at Kinney Drugs for the Drug Take Back Day. It was their largest event – 92.2 lbs. of prescription medication were taken back. Brief discussion followed relative to the Police Department's increased activity report for last month.

The above motion made by Dave DeLelys and seconded by Dawn Dyson to accept Chief Peenstra's report was carried 5 ayes, 0 naves.

Barton & Loguidice: A motion was made to accept Town Engineer Peter Baker's report by Michael Ferrara and seconded by Dave DeLelys.

Mr. Baker noted there were two items on the Agenda. He said they pursued some Federal funding relative to Kingdom Road Pump Station infrastructure project, and it was selected as one of the projects for consideration.

The above motion made by Michael Ferrara and seconded by Dave DeLelys to accept Mr. Baker's report was carried 5 ayes, 0 nays.

MRB Grant Writing Services: A motion was made to accept the report of MRB for grant writing services by Michael Ferrara and seconded by Dawn Dyson.

Emily Palumbos stated they worked with the Police Department on the Governor's Traffic Safety Committee. They are looking at applying for \$20,000 more than they did last year. She referred to the Bridge NY grant and said the Bayard Street culvert application was submitted, and the Rumsey Street/Veterans Bridge application will be submitted tomorrow.

Mr. Ferrara stated a lot of things we want to do is tied in with the CFA and the Great American Recovery Act; municipalities are slated to receive funds from this Recovery Act. Seneca Falls is slated (not official) to receive \$925,000. That money can be used for COVID related expenses; there are other uses for the money if you can provide justification – water is one of the things you can use it for.

The above motion made by Michael Ferrara and seconded by Dawn Dyson to accept the report of MRB for grant writing services was carried 5 ayes, 0 nays.

SF Development Corporation: Mr. Avery stated Farmers Market is slated to open June 15<sup>th</sup>. There will be 17 Vendors, along with a barbeque truck and an ice cream truck. Hours are Tuesdays from 3 PM to 7 PM. He referred to the DRI and said they haven't heard anything except that the people who make the decisions are starting to talk to each other now. Mr. Avery stated the statue "Ripples of Change" will be in People's Park when the DRI comes through and hopefully, the revamping of Peoples Park area. For the next couple of years, it will be across from Generations Bank in the same area as the Three Women's statue.

A motion was made to accept the report of the SF Development Corporation by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

#### Communications:

A motion was made to receive and file Communications numbered 1 to 6 by Michael Ferrara and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays. Communications numbered 1 to 6 are as follows:

1. Minutes of the Zoning Board of Appeals Meeting of March 25, 2021.
2. Checks and deposits totaling \$49,338.48 representing sale of scrap; Retirees Insurance; burial fee; dumpster fees; copies of Police reports; Judge Lafler's March Report; disability reimbursement; refund of duplicate payment; restitution; School Resource Officer reimbursement; return of Tax Receiver petty cash; Judge Kelley's March Report; Vince's Park deposit; SFCSD fuel reimbursement; tower rent; tote purchases and cancelled training reimbursement.
3. Copy of letter to Bridgeport Fire District requesting absentee ballot for Fire district elections from John Stapleton.
4. Minutes of the Planning Board Meeting of March 25, 2021.
5. Notice of Public Hearing relative to an Area Variance for property located at 3557 Route 89 from Town of Fayette.
6. Copy of letter to Congressman Reed from Town Supervisor relative to improving the Town's infrastructure.

Sale of Surplus Property: Mr. Morrell stated the sale of 115 Fall Street is still pending. As to 10 Fall Street, proposals will be received prior to the next Meeting. Mr. Ferrara asked if Mrs. Karsten-Murney know this. Mr. Avery said he didn't think so. They are asking that it be put out for 6-8 months to give developers an opportunity to get in on this. After discussion as to the length of time to advertise, it was decided that responses will be due August 31, 2021.

Mr. Ferrara said 115 Fall Street is still not closed? Mr. Morrell replied they are trying to work out the Condo title which says the Village of Seneca Falls, and it's being sold by the Town of Seneca Falls. He is working with the title company to resolve this so it is not creating problems. Mr. Ferrara asked if their Attorney knows this; Mr. Morrell replied yes, he has been in contact with them.

60 State Street: Mr. Ferrara stated last month, the Board passed a resolution for the leasing of 60 State Street; there was a 30-day waiting period (permissive referendum). He asked the Town Clerk if she received any petitions; she replied no – she has not received anything. Mr. Ferrara stated Elderlee would be the Lessor, and the amount would be \$700 a month. Mr. Morrell stated this is a six months lease which will expire before the end of the year. Mr. Ferrara mentioned that he spoke with the person who has the purchase offer just so she doesn't get the wrong message.

Town Demands Relative to License to Operate Landfill: A motion was made by Michael Ferrara and seconded by Doug Avery to adopt the following resolution:

WHEREAS, Chapter 185 of the Town of Seneca Falls Town Code requires a permit for the construction or operation of a landfill within the Town of Seneca Falls; and

WHEREAS, Seneca Meadows, Inc. submitted an application for a permit for the year 2020; and

WHEREAS, the Town has sought to impose reasonable conditions on that permit; and

WHEREAS, Seneca Meadows, Inc. has refused to implement or even engage in negotiation of these conditions;

WHEREAS, Seneca Meadows, Inc. has invoked procedures to terminate the Host Community Agreement between the Town and Seneca Meadows, Inc.; and

WHEREAS, the 2020 year has passed and the permit issue has not been resolved.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Seneca Falls that the Chapter 185 Permit application submitted by Seneca Meadows, Inc. for the year 2020 be denied.

Mr. Avery stated this is just to put 2020 to bed. Mr. Ferrara stated the majority of the Board requested that Mr. Morrell do a resolution to put 2020 to bed; the 2021 permit is still out there.

The above motion made by Michael Ferrara and seconded by Doug Avery to adopt the above resolution to deny Seneca Meadows, Inc. permit application for 2020 was carried 4 ayes, 1 nay; Supervisor Ferrara with the dissenting vote.

Town Manager Feasibility Committee: Mr. Ferrara stated there will be a Special Meeting with the Town Board and the Town Manager Feasibility Committee at 6:00 P.M. tomorrow evening. He said the Committee wants to meet with the Board to see what direction it wants the Committee to move into.

Vince's Park – Budget Modification for Repairs: Mrs. Jones stated she doesn't have many numbers yet for repair work; she has some for the different parts of the pool and the poolhouse, the pumps and the roofs. She has the process started, but she doesn't have the figures yet; hopefully, by the next Meeting she will have that. Mr. Ferrara stated the pool normally opens the first week in June, but that is not going to happen. He added with COVID, Mrs. Jones will have to develop an operational plan. He wants everyone to make sure they understand; some decisions have to be made because people have to be lined up to work.

Mr. DeLelys stated he would like to see the pool repaired – some money is budgeted. There was a quote of \$5,200 to repair the pool floor. Mr. Ferrara said they can't do the work until late this year or next year. Mrs. Jones stated someone just called her today and they would like the opportunity to look at the pool floor. They think they can fix it at a very good price and get it done before the pool opens (by the end of June). Mr. Avery asked if the floor repair has to be done before the pool opens; Mrs. Jones replied no, but it would be nice to get as much as we can done.. Mr. Avery stated if there is one company and they can't do it until fall, that doesn't mean we have to close the pool. Mrs. Jones said they also have someone coming next week to check on the leak. Mr. Churchill requested that Mrs. Jones get the numbers and get it to the Board; Mrs. Jones replied she would do that.

Approval of Water Treatment Plant Study (NYSERDA/FlexTech): A motion was made by Michael Ferrara and seconded by Doug Avery to adopt the following resolution:

WHEREAS, there has not been a completed Water Treatment and Distribution Study in the Town of Seneca Falls for over 15 years; and

WHEREAS, there is grant money available through NYSERDA that would provide 50% of the cost of the study; and WHEREAS, the Town needs to develop a comprehensive plan for infrastructure improvements and a 3-5 year budget plan; and

WHEREAS, the scope of the project would be completed with NYSERDA and approved by NYSERDA; and

WHEREAS, once the study is completed, the preliminary engineering report can be applied for any future funding for engineering projects related to the Water Treatment Plant and water distribution projects; and

WHEREAS, the estimated cost of the study is \$52,000.

THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls employ Barton & Loguidice to complete the study at a cost not to exceed \$26,000 for the Town's 50% contribution; and

THEREFORE, BE IT RESOLVED, that the funding would be used from the F1440.400 Engineering Planning Fund.

Mr. Ferrara noted that there is \$30,000 in that line item for engineering study; the \$26,000 will be taken from that line item.

The above motion made by Michael Ferrara and seconded by Doug Avery to adopt the above resolution to approve the Water Treatment Plant Study was carried 5 ayes, 0 nays.

New Business:

Approval of Special Events: Mrs. Jones stated the Democratic Caucus will be held on May 19<sup>th</sup> in People's Park. The Ende Brothers are organizing a Canalside Skate Jam at the Community Center which is a fundraiser to benefit the Skate Park. It will be held on May 30<sup>th</sup> with COVID regulations. On May 31<sup>st</sup>, Kirk Casey American Legion will have a Memorial Day Parade; they have submitted their insurance. The Studio of the Dance Arts will be holding a dance performance at the bandstand at People's Park on June 20<sup>th</sup> and 21<sup>st</sup> (rain date June 22<sup>nd</sup>); insurance has been submitted, and they will be following all COVID guidelines. Mr. Ferrara stated he cannot emphasize enough that everyone needs a COVID-19 plan that has to be approved. He informed Mrs. Jones that this should be forwarded to Seneca County Department of Health.

A motion was made to approve the Special Events as listed above as they are a benefit to the Town by Michael Ferrara and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Bids – Rental of Heavy Equipment: Mr. Morrell stated one bid was received from Seneca Pipe & Paving; everything looks to be in order and in line with other bids that have been received every year for this purpose.

A motion was made to accept the bid of Seneca Pipe & Paving for the rental of heavy equipment, with bid effective from July 1, 2021 to December 31, 2021, and with the pay schedule as outlined in the bid, by Doug Avery and seconded by Michael Ferrara. No questions. Motion carried 5 ayes, 0 nays.

Bids – Tree Removal: Mr. Morrell stated the low bid was from Lumbermac, Inc. of Phelps; bids were per day and by hour, and both (per day and by hour) were lower over the other bid that was received.

A motion was made to accept the bid of Lumbermac, Inc. for tree removal, effective to December 31, 2021, and with the pay schedule as outlined in the bid, by Michael Ferrara and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Proposed Local Law #5 – Amend Parking Restrictions: A motion was made by Michael Ferrara and seconded by Doug Avery to adopt the following resolution:

WHEREAS, a Public Hearing was duly held on May 4, 2021 at the Seneca Falls Community Center 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, pursuant to part 617 of the implementing regulations pertaining to Article 8 State Environmental Quality Review Act (SEQRA) it has been determined by the Town Board that adoption of proposed said Local Law would be Type II action under 6 NYCRR 617.5(c) (22) & (33); and

WHEREAS, after due deliberation and consideration of the comments submitted by the Town residents and other interested parties, including the Chief of Police and Highway Superintendent, the Town Board of the Town of Seneca Falls finds it in the best interest of the Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Seneca Falls hereby adopts said Local Law #5 entitled "A Local Law to add Section 280-13-A and Amend Sections 280-14 and 280.18 of the Seneca Falls Town Code relating to Parking", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk is directed to enter said Local Law in the minutes of this Meeting and in the Local Laws of the Town of Seneca Falls, and to give due notice of the adoption of said Local Law to the Secretary

of State of New York.

No questions. Motion carried 5 ayes, 0 nays.

Mr. Avery mentioned that there was a No Overnight Parking sign on the other side of the Bridge Street bridge. After brief discussion, it was noted that Chief Peenstra and Mr. Peterson will look into it.

Final Payment – Seneca Falls Visitors Center: A motion was made authorizing the final payment of \$50,784 to the Seneca Falls Visitors Center by Michael Ferrara and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Moratorium – Green Energy Projects for One Year: Mr. Ferrara stated at last month's Meeting, there was discussion about a one-year moratorium on energy production and distribution; there was a 3-2 vote to move

forward with a resolution to put a year moratorium on this. Mr. Morrell stated a moratorium is a local law; a local law requires a Public Hearing. He noted tonight there is a resolution with terms of the local law and setting a Public Hearing for next month's Meeting.

A motion was made by Steve Churchill and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Town Board of the Town of Seneca Falls believes that it would be advantageous to the Town to amend the Town Code as it relates to the Energy Production and Distribution; and

WHEREAS, the Town anticipates that there may be an increase in the demand for energy producing and distribution facilities in the Town and that it may receive a number of new applications for, and inquiries about, the establishment or enlargement of energy producing and distribution activity within the Town; and

WHEREAS, the Town Board of the Town desires to address, in a careful manner, this integration question on a comprehensive Town-wide basis, rather than on an ad hoc basis, and to adopt local law provisions to properly regulate the same.

NOW, THEREFORE, BE IT RESOLVED, that proposed Local Law No. 6 of the year 2021 entitled "A Local Law Imposing a Temporary 1 Year Moratorium on Approvals for Energy Production and Distribution Facilities" be and the same is hereby introduced before the Town Board of the Town of Seneca Falls, New York; and

BE IT FURTHER RESOLVED, that copies of the aforesaid proposed local law be laid upon the desks of each Member of the Town Board; and

BE IT FURTHER RESOLVED, that the aforesaid local law be referred to the Town's Planning Board and Seneca County Planning Board for review and recommendation; and

BE IT FURTHER RESOLVED, that the Town Board will hold a Public Hearing on said proposed Local Law at 6:00 P.M. on June 1, 2021; and

BE IT FURTHER RESOLVED, that the Town Clerk publish or cause to be published a notice of said Public Hearing in the Official newspaper of the Town at least ten (10) days prior thereto.

Mr. Avery asked if this wording is sufficient so that it slows down and increases conversation of large commercial projects and it still leaves possibility for home owner or building owner. Mr. Morrell replied yes, part of the local law designates the types of projects that come under this.. He encouraged the Board to review this – it's casting a wide net, but it specifically excludes from the moratorium projects for energy that is used offsite, and for 25kw – that is generally for your typical residential installation. Mr. Avery asked if the whole idea of this is to study and communicate. Mr. Morrell replied to study, talk and take action, and put regulations for these projects. Mr. Avery stated what if this is ready to go in six months; Mr. Morrell replied the Board can rescind this local law at any time.

Mr. Ferrara stated he is in favor of looking at renewable energy, solar energy and different projects to align our zoning and codes to those types of projects. Renewable energy is the main focus point in many communities throughout the Country. He said the Town should certainly do some comprehensive work on setting the parameters. He recommended that the Board allow the Development Review Committee to begin looking at this to set up the parameters. Mr. Ferrara stated he is opposed to this as written because it affects the projects that are in the pipeline. He said the project in the pipeline should be allowed to continue as they have invested a lot of time and resources in this project. Mr. Morrell stated this will affect that project; it prohibits a building permit being issued, and it prohibits action being taken by the Boards - wherever they are in the process would be put on hold. He said if the Board is of the mind to not affect that, it can be written that way. He requested that the Board let him know, and he can prepare it as the Board sees fit. Mr. Churchill stated he is in favor of holding up the one project because he doesn't know enough about it, but it seems to have some potential adverse implications for our Town. Mr. Morrell asked that the Board look at the application, and proceeded to explain what the project involves. After further discussion, Mr. Ferrara requested that Mr. Morrell prepare an amendment for June; Mr. Morrell responded that he would do that.

The above motion made by Steve Churchill and seconded by Dave DeLelys to adopt the above resolution setting a Public Hearing for proposed Local Law #6 – 2021, imposing a temporary one year moratorium on energy production and distribution was carried 5 ayes, 0 naves.

Resolution – Sackett/Shamrock Streets Lighting Project: A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the roads of Sackett and Shamrock Streets were extended by the Village of Seneca Falls several years ago; and

WHEREAS, no street lights were added at the time of constructing these extensions which has resulted in a safety hazard for those residents who walk that extension.

THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby authorize the Principal Account Clerk to modify the 2021 Town Budget with an increase to line A5182.200 Street Lighting Equipment, by \$2,040.31. The funds to come from A1990.400 Contingency.

The work will be done by NYSEG, which provided the estimate of work. Funds must be paid prior to the start of the installation work.

Mr. Ferrara stated residents have complained that this is a very dark corner; Mr. Peterson has worked with NYSEG to get this project going. Mr. Churchill said this is not a budgeted item. Mr. Ferrara confirmed that it is not a budgeted item. Mr. Churchill stated there are areas all over town that don't have streetlights -what is the criteria for people to get streetlights up where they live. Mr. Ferrara said in his opinion, it it's a safety hazard, it should be considered; people are making complaints, and that's an issue. He asked the Highway Supervisor and the Police Chief to look at it. Mr. Churchill said we talk about saving money – where do we draw the line; it's not budgeted – it's taken out of Landfill money. Mr. Avery stated he doesn't see a problem with this – this is exactly what the Board should be spending money on. Brief discussion followed.

The above motion made by Michael Ferrara and seconded by Dave DeLelys to adopt the above resolution authorizing the installation of street lights on Sackett/Shamrock Streets was carried 4 ayes, 1 nay; Councilman Churchill with the dissenting vote.

Resignation of Supervisor's Confidential Secretary: A motion was made to accept the resignation of Kim DeVay as the Supervisor's Confidential Secretary by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

Resolution – Upgrade Town's Website: A motion was made by Michael Ferrara and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Town of Seneca Falls website has not been updated in over 10 years; and

WHEREAS, the current website is confusing to use, utilitarian in nature, and quite antiquated; and

WHEREAS, it fails all tests of ADA compliance, and is not fully mobile, is non-secure, and suffers from an outdated clunky architecture; and

WHEREAS, three proposals were requested for the updating of the website, and the complete upgrading will include mobile responsiveness, ability to list core departments, forms, documents, resources, Town services, contact information and more, provide ADA compliance, provide secure https:// website with SSL certificate.

THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls enter into an agreement to update the Town's website at a cost not to exceed \$7,600.00 for the web development, which will include staff meetings to gather data and input and provide training. Web Hosting will be provided with a variety of payment options when needed including a package ranging from \$80.00 to \$60.00 per hour. The funds will be transferred from the A1990.400 Contingency Fund to the A1010.407 fund.

Mr. Churchill asked when did the Board move to send out RFPs for this project. Mr. Ferrara replied there was no formal RFP. He mentioned the website needed updating last year. He did not put out an RFP – it's a professional service, so it's not needed. Mr. Ferrara said he met with the Police Chief and two of the three companies. He explained that the Police Department has their own website, and this discussion started with the fact that they would like to make it all the Town of Seneca Falls website. Mr. Ferrara stated the bottom line is the website is not ADA compliant which opens the door for issues. He added nobody gave him permission – he felt obligated legally to do that.

After discussion relative to the proposals and the costs, Mr. Ferrara said he would be recommending FL1 as they

have been the Town's web designer and host for multiple years, and it's an established business with five employees. Mr. Churchill agreed with Mr. Ferrara, and said they are also very responsive. Discussion followed.

A motion was made to amend the above resolution to state that the contract will be awarded to Finger Lakes1 at a cost not to exceed \$7,600.00 by Michael Ferrara and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 naves.

The above motion made by Michael Ferrara and seconded by Doug Avery to adopt the above resolution to upgrade the Town's website with the amendment stating the contract will be awarded to Finger Lakes1 at a cost not to exceed \$7,600.00 was carried 5 ayes, 0 naves.

Highway – Surplus Certain Items Not in Use: A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Highway Department would like to surplus the following items: fuel tank, tool box, 5x8 utility trailer; and

WHEREAS, these items will be put on Auctions International for sale. These items are no longer being used.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby authorize the surplus of these items to be auctioned off through Auctions International.

No questions. Motion carried 5 ayes, 0 nays

W/S Resolution – Approve New Roof Installation: A motion was made by Michael Ferrara and seconded by Dawn Dyson to adopt the following resolution:

WHEREAS, the Town Water/Wastewater Department needs a roof installed on the wastewater pump building; WHEREAS, three bids were received for the roof with the low bidder being Proctor Enterprises from Stanley, NY for \$13,250.00.

THEREFORE, BE IT RESOLVED, the Town Board authorizes Proctor Enterprises to install the roof at the Wastewater Plant for \$13,250.00.

No questions. Motion carried 5 ayes, 0 nays.

W/S Resolution – Purchase Watermain Valves: A motion was made by Michael Ferrara and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Town Board approved purchasing easy valves from FW Webb for 2021; and

WHEREAS, the Water/Wastewater Department is in need of 2 – 6” easy valves (Johnston Street & State Street).

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does hereby authorize the purchase of the valves from FW Web for \$10,950.00 installed.

No questions. Motion carried 5 ayes, 0 nays.

Recreation Resolution – Water Street Hill Maintenance: A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

BE IT RESOLVED, that the Seneca Falls Town Board approves the maintenance of Water Street Hill by Barbay’s Ground Maintenance, LLC of Seneca Falls for a cost of \$5,495. The project includes pre-season weeding, plantings and mulching as well as watering, weeding and other care throughout the season. The cost is within budget.

No questions. Motion carried 5 ayes, 0 nays.

Recreation Resolution – Transfer of Funds: A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Vince’s Park Manager, Kevin Korzeniewski will not be returning; and

WHEREAS, Park Manager responsibilities will be handled by the Assistant Park Managers; and

WHEREAS, every year the Grounds Crew expenditures exceed budget allowance.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board approves the transfer of funds from Park Manager Code CR2-7110.100 to Grounds Crew Code CR2-7110.103 in the amount of \$6,000, resulting in proactively covering the Grounds Crew required expenditures.

Mr. Ferrara stated Mr. Korzeniewski has resigned, and he is being replaced with two people. Mrs. Jones said take Mr. Korzeniewski’s \$6,000 and put it in the Grounds Crew code for the two Assistants. Discussion followed.

The above motion made by Michael Ferrara and seconded by Dave DeLelys to adopt the above resolution relative to the transfer of funds to the Grounds Crew line item was carried 5 ayes, 0 nays.

Resolution – Senior Account Clerks Pay Adjustment: A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, it has been the goal of the Town Board to allow for training the Senior Account Clerks to absorb some of the responsibilities of the Principal Account Clerk as the scope of those responsibilities have become larger than the ability of one person to appropriately handle; and

WHEREAS, it has been the goal of the Town Board to allow for training the Senior Account Clerks to be cross trained in all aspects of office duties and responsibilities; and

WHEREAS, it has also been the goal of the Town Board to allow for training the Senior Account Clerks to be prepared to absorb the responsibilities of the Principal Account Clerk in preparation for her eventual retirement;

WHEREAS, there is becoming a clearer delineation of duties as payroll has been completely turned over to Kasandra Gramling as part of the initial transfer of duties; and

WHEREAS, with this transfer more of the water/sewer responsibilities are being shouldered by Sarah Wright due to the increased time spent by Kasandra with her new responsibilities; and

WHEREAS, the Principal Account Clerk still maintains oversight of all the responsibilities and duties of the office until such time as training is complete, the transfer of duties is accomplished to the satisfaction of the Supervisor and Town Board, and she has notified the Board of her intent to retire.

THEREFORE, in consideration of the progress of the Senior Account Clerks in the pursuit of their training and successful implementation of the training that they be granted an increase of \$1.25/hour to be effective with Payroll #10.

Mr. Avery stated this was explained to the Board exactly as stated. Mr. Ferrara said Mrs. Warfel's job is a complicated one. His goal is to get these two people to take over and share those responsibilities.

The above motion made by Michael Ferrara and seconded by Dave DeLelys to adopt the above resolution relative to the Senior Account Clerks pay adjustment was carried 5 ayes, 0 naves.

Appoint Alternate Member of Zoning Board of Appeals: A motion was made to appoint Susan Sholar as an Alternate Member of the Zoning Board of Appeals, said terming expiring December 31, 2021, by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

Resolution – Lower Speed Limit on Noble Road Hill: A motion was made by Michael Ferrara and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Seneca Falls Town Board would like to have the speed limit lowered to 25 MPH on Noble Road Hill between Route 89 and Lower Lake Road; and

WHEREAS, this will make it safer for residents and people walking on the shoulder of the road.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby authorize NYS DOT to do a study on this road and set the new speed limit according to the study.

Mr. Ferrara explained this was supposed to be done two years ago; the Board agreed to move forward with the DOT at that time. The former Town Supervisor was to reach out, but it never happened.

The above motion made by Michael Ferrara and seconded by Doug Avery to adopt the above resolution requesting to lower the speed limit on Noble Road Hill was carried 5 ayes, 0 naves.

Resolution – Modify Signage Budget for No Parking Signs: A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, due to the need to enforce current "no parking" codes in the Town of Seneca Falls Code Book; and

WHEREAS, the no parking code cannot be enforced without proper signage to indicate that parking is prohibited;

WHEREAS, "no parking" signs were not installed along streets which code requires there be no parking; and

WHEREAS, the cost to purchase the "no parking" signs is a non-budgeted item and will result in line A3310.402 being overspent when the budgeted signage is purchased.

THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby authorize the Principal Account Clerk to modify the 2021 Town Budget with an increase to line A3310.402 Road/Street Signs by \$2,000. The funds to come from A1990.400 Contingency.

Mr. Ferrara explained that when they tried to match the Code to the signage, they found there was a law in the Code but no signage. They tried to make it consistent which made this budget short. Mr. Churchill asked if the signage budget is depleted; Mr. Peterson responded pretty much – it was almost \$5,000 for the posts and signs for this project. He added those signs are paid for, but there are more signs that need to be put up. Mr. Churchill asked if he needs it this year – can they wait; Mr. Peterson replied yes, we can wait a year. Mr. Churchill said then the Board wouldn't have to take money out of Contingency. Further discussion followed.

The above motion made by Michael Ferrara and seconded by Dave DeLelys to adopt the above resolution modifying the signage budget for No Parking signs was carried 5 ayes, 0 naves.

Restvale Cemetery – Repair of Headstones: Mr. Ferrara stated the Cemetery Commission requested bids from area contractors for repair of 34 sites. The one bid was received from Seneca Monuments for \$31,774.00. Having used this business in recent years, the Commission recommends and supports awarding the bid to Seneca Monuments of Palmyra, New York. Mr. Ferrara noted that this is budgeted. Brief discussion followed.

A motion was made to accept Seneca Monuments bid for repair of headstones at Restvale Cemetery, said bid is \$31,774.00, by Michael Ferrara and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 naves.

W/S Review Bids – Water Plant Intake Structure: A motion was made to accept the low bid of \$33,090 to have the water intake valve inspected at the Water Plant by Michael Ferrara and seconded by Dave DeLelys.

Mr. Baker stated they were requested to send out RFPs; the request is for commercial divers to go down and inspect the pipe on the outside and send a commercial camera down to inspect the valve as well. He said it's

specialized work, and they reached out to three firms; one cannot meet the requirements, and the low bidder of the other two is a highly qualified firm. Mr. Churchill asked if this was budgeted; Mr. Tullo replied yes.

The above motion made by Michael Ferrara and seconded by Dave DeLelys to accept the low bid of \$33,090 to have the water intake valve inspected at the Water Plant was carried 5 ayes, 0 naves.

Appoint Part-Time Zoning Officer: A motion was made to appoint Richard Stabinsky to the part-time position of Zoning/Code Enforcement Officer at a salary of \$32,000 by Michael Ferrara and seconded by Dave DeLelys.

Mr. Ferrara stated this is a Civil Service position; the Personnel Committee interviewed the applicants. Mr. Stabinsky has experience in nearby communities, and if appointed, he will start Thursday. Mr. Morrell stated there is a residency requirement. Mr. Ferrara said he lives in Waterloo – both applicants live in Waterloo. After brief discussion, Mr. Morrell recommended that he be appointed on an Interim basis, and he will check with Chris Wagner at the County.

The above motion was amended to read – a motion was made to appoint Richard Stabinsky as part-time Interim Zoning/Code Enforcement Officer until the residency requirements are complete by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

The above motion made by Michael Ferrara and seconded by Dave DeLelys as amended is to appoint Richard Stabinsky to the part-time position of Interim Zoning/Code Enforcement Officer at a salary of \$32,000 until residency requirements are researched, was carried 5 ayes, 0 naves.

Letter from NYS DEC Relative to Landfill Expansion: Mr. Morrell explained this is a lead agency letter from the DEC. They are notifying the Town that they are nominating themselves as lead agency for the Landfill expansion application; the Town has until May 8<sup>th</sup> to respond. The Town can respond contesting their designation as lead agency if the Town Board wants to be lead agency in this application, which is not recommended. The Board can respond to say it doesn't object to the DEC being lead agency, or it does not respond which means the same thing, or the Board can respond and give comments to the application itself. Mr. Morrell said this is the beginning of a fairly long and involved process with the DEC which will have much opportunity for public comments. He said this is the application and SEQR review that the Board authorized Barton & Loguidice and Boylan Code to participate in on behalf of the Town.

Mr. Churchill asked if the Board has seen the application for expansion. Mr. Morrell replied no – they haven't sent it to us – he is sure you can get it from the DEC. Mr. Churchill asked how can they expect the Board to make a judgment of whether we want to be a lead agency for a project the Board hasn't seen. Mr. Morrell replied what is required is they send Part I of the Environmental Assessment form which the Board has. Mr. Churchill stated his understanding is the application is not complete in its entirety. He thinks the Town should have a copy of that application for review by the Town's Engineer and Boylan Code before the Board decides if it wants to be lead agency. He would like to recommend that the Board respond to the DEC that it can't make a decision because it hasn't seen the complete application. Further lengthy discussion followed.

Mr. Churchill made a motion that the Town's response to the DEC will be that it cannot make the decision of lead agency based on the fact that there is no completed application for review by the Town's Engineer or Counsel, seconded by Doug Avery. No questions. Motion carried 4 ayes, 1 nay; Supervisor Ferrara with the dissenting vote.

Resolution – Compensation for Part-Time Zoning Officer: A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, Kim Rose was appointed to the position of part-time Zoning Officer in July 2020, her duties being to look for zoning violations throughout the Town and issuing Notice of Violation letters; and

WHEREAS, on September 15, 2020, Zoning Officer Dean Zettlemoyer went out on medical leave and since then has decided to retire; and

WHEREAS, Kim Rose assumed extra duties to fulfill the responsibilities of the Zoning Officer along with the Asst. Zoning Officer.

NOW, THEREFORE, BE IT RESOLVED, that Kim Rose be given compensation of an additional \$1.00 an hour for assuming these added duties and responsibilities; and be it

FURTHER RESOLVED, that this increase in compensation shall be retroactive to September 15, 2020; and be it  
FURTHER RESOLVED, that this compensation applies only to her position as part-time Zoning Officer, and is effective until such time as the Zoning Officer position is filled.

The Town Clerk stated this is a very busy time as far as zoning. Mrs. Rose has assumed a lot more duties, such as going out inspecting properties. Issuing permits, doing research on the computer, talking to those who need

guidance in submitting permits. The Town Clerk added that she has done a great job. Mr. Ferrara said he appreciates everything she has done. He mentioned that the Town Clerk is the Assistant Zoning Officer, and he doesn't know why we have that position. The Town Clerk stated that position is for her to handle permits coming in, getting them into the computer and scheduling Zoning/Planning Meetings. Mr. Ferrara said we have an Asst. Town Clerk who works 15 hours for Planning and Zoning. The Town Clerk explained she is a Deputy Town Clerk who works three hours a day - 1 ½ hours as Deputy Town Clerk and 1 ½ hours for Zoning – which is to transcribe minutes for HPC, Planning and Zoning.

Mrs. Von Wald stated someone should have discussed this with her. She has taken on more responsibility to help the rest of the building function. She was told to cut her department, and she cut a lot. Her opinion is any raise given should be adjusted during budget, not in the middle of the year. Mrs. Von Wald said she doesn't want this to affect her department when she worked so hard to cut it. The Town Clerk stated this raise is not something that is permanent – it's from the time Mr. Zettlemyer got sick until a new Zoning Officer is appointed. Mr. DeLelys asked if it comes out of Mr. Zettlemyer's salary – not out of the Assessor's budget. The Town Clerk replied it comes out of his salary – it has nothing to do with the Assessor.

The above motion made by Michael Ferrara and seconded by Dave DeLelys to adopt the above resolution to compensate the part-time Zoning Officer was carried 5 ayes, 0 naves.

#### W/S Credits:

A motion was made to approve the Water/Sewer credits totaling \$2,808.36 as per Memo dated May 4, 2021 by Michael Ferrara and seconded by Dave DeLelys.

Mr. Avery stated in the first application, they are supposed to provide a brief description of the repair and there is nothing. In his discussion with Mrs. Wright, this person lives in Florida and it's been difficult getting information. He added there is a process, and she has chosen not to follow it. Mr. Avery's recommendation is to hold off on item 1 and approve items 2 & 3.

A motion was made to amend the above motion and grant credits for applications 2 and 3 and hold off on item 1 by Doug Avery and seconded by Steve Churchill. No questions. Motion carried 5 ayes, 0 naves.

A motion was made to approve the original motion with the above amendment to grant credits for applications 2 and 3 and hold off on item 1 by Michael Ferrara and seconded by Doug Avery. Motion carried 5 ayes, 0 naves.

Letter to SMI Attorney – Re: Chapter 185 Permit: Mr. Morrell stated this is a letter to Scott Turner, SMI's Attorney, regarding permit issues. It outlines the Town's position, and he would like the Board's approval to send the letter. Mr. Ferrara referred to the letter and said Mr. Morrell listed two areas that the Board disagreed with. It references the Host Agreement, and encourages the opportunity for both sides to sit down and discuss the situation to work out some type of remediation.

A motion was made to approve sending the letter to Scott Turner, SMI's Attorney, by Steve Churchill and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 naves.

#### Payment of Bills:

A motion was made by Michael Ferrara and seconded by Dawn Dyson to approve and order paid the following bills:

General Fund - \$172,566.83 (Abstract #5)

Recreation Fund - \$10,346.45 (Abstract #5)

Miscellaneous Fund - \$91,463.27 (Abstract #5)

Vince's Park Fund - \$1,652.99 (Abstract #5)

Highway Fund - \$23,474.11 (Abstract #5)

Sewer Fund - \$143,039.93 (Abstract #5)

Water Fund - \$204,217.86 (Abstract #5)

No questions. Motion carried 5 ayes, 0 naves.

At 9:15 P.M., a motion was made to go into Executive Session to discuss personnel matters under Section 105.1 of Public Officers Law by Michael Ferrara and seconded by Steve Churchill. No questions. Motion carried 5 ayes, 0 naves.

A motion was made to reconvene the regular Meeting at 9:30 P.M. by Michael Ferrara and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 naves.

Being there was no further business, a motion was made by Dawn Dyson and seconded by Doug Avery to adjourn the Meeting. No questions. Motion carried 5 ayes, 0 nays.

Meeting adjourned at 9:30 P.M.

Respectfully submitted,

NICALETTA J. GREER  
Town Clerk