

Town of Tully
October 10, 2018

REGULAR TOWN BOARD MEETING
TOWN OF TULLY
TOWN HALL
5833 MEETING HOUSE RD TULLY NY

Members Present: Supervisor William A. Lund, Jr.
Councilor Frank Speziale
Councilor John Masters
Councilor Christopher Chapman
Councilor John Snavlin

Others present: Financial Officer Thomas Chartrand, Town Attorney Steven Primo, Parks & Rec Director Ryan Dando, Highway Superintendent John Herold, Ambulance Captain Bryan Ramsay, The Tully News Editor Ben Bibik, and residents Mary Fenlon and Jerry Doolittle

7:30 pm Supervisor Lund called meeting to order and led in Pledge of Allegiance.

MOTION TO APPROVE THE MINUTES OF THE SEPTEMBER 26th BUDGET WORKSHOP.
Motion by Councilor Masters. Second by Councilor Snavlin. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 nays.

MOTION TO APPROVE THE VOUCHERS. Motion by Councilor Speziale. Second by Councilor Masters. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 nays.

Financial Report

Tom Chartrand reported on receipts and disbursements including court fines which are slowing down; New York State revenue sharing which is a little over \$6,000; highway fund – all funds have been received; there was also a small insurance recovery; ambulance recoveries year-to-date are picking up. On the expense side, Tom said there wasn't much to report.

RESOLUTION 54-2018

MOTION TO ACCEPT THE MONTHLY SUPERVISOR'S REPORT FOR SEPTEMBER. Motion by Councilor Snavlin. Second by Councilor Chapman. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 nays.

Tom also reviewed some transfers for this month. The full transfer sheet is included below:

TOWN OF TULLY

Date: October 10, 2018

To: Town Board

From: Tom Chartrand

Re: Budget Transfers

HIGHWAY	Outside Village		
From:			
DE599	Surplus	PAVE NY & EWR Programs	\$19,250.00
		Total	\$19,250.00
			=====
To:			
DE5150.2	Improvements	Construction	\$19,250.00
		Total	\$19,250.00
			=====

(Transfers continued on next page)

AMBULANCE			
From:			
SM4540.2	Ambulance	Equipment	\$3,000.00
SM4544.4	Repair Equipment	Contractual	3,700.00
			<hr/>
			Total
			\$6,700.00
			=====
To:			
SM4541.1	Ambulance(PT/FF/EM	Personal Services	\$550.00
SM4543.1	Ambulance (Overtime)	Personal Services	5,000.00
SM9040.8	Employee Benefits	Workmens Comp.	1,150.00
			<hr/>
			Total
			\$6,700.00
			=====

RESOLUTION 55-2018

MOTION TO ACCEPT THE TRANSFERS. Motion by Councilor Speziale. Second by Councilor Chapman. Motion carried 5 ayes (Lund, Masters, Snavlin, Chapman, Speziale) 0 naves.

Lastly, Mr. Chartrand advised the board that the SOTS files have been updated by the County.

Parks & Recreation

Gary Heymann, member of the Parks & Rec board, reported on parks & rec activities in the absence of Ryan Dando:

- Soccer is just finishing up with 150 participants
- Basketball is set to start on November 6th
- The lines have been repainted on the basketball courts
- The tennis courts need to be resurfaced. The cost ten years ago was \$20,000, so it may be up to \$30,000 by now. Pickleball is a new game that's picking up in popularity, with similar elements to tennis, badminton & ping-pong. Gary reported that they would like to put lines for it on the tennis courts.
- And finally, the response to the walking path is overwhelming – residents love it!

Highway

John Herold reported on the following:

- Good month – no major breakdowns
- We have closed and winterized the bathrooms at Green Lake
- We finished paving the walking path down at Green Lake as well
- Not sure when we're closing the bathrooms out back here
- And finally, Cleanup Day is this Saturday, Oct. 13th. We're not accepting any TVs whatsoever.

Ambulance

Captain Bryan Ramsay reported on ambulance activities:

- Number of EMS calls for September - 42
- I have received the check from the former Amber Ambulance for \$12,750.21. I would like the board to approve putting \$1500.00 into a training equipment account, and the remainder amount of \$11,250.21 into a Capital Fund.
- The September EMS Directors Meeting was held at the Jamesville DOT garage. There is a building there that houses emergency management equipment that is available to any fire or EMS service in a time of need. This equipment has been stored since the September 11th build-up. There are several things that have a use-by date, and those dates passed three years ago.
- I keep hearing that the Town should look into staff leasing as a way to save monies with the ambulance district budget. I have for each of the Board Members a copy of the budget for the Village of Minoa for ambulance service for 2018 to 2019. They have staff lease service from WAVES ambulance out of Camillus. Minoa receives 2 EMS providers for 24 hours 7 days a week. They respond to emergency calls only. They do not do any housekeeping, records keeping or other duties our staff provides. Also, our staff does double duty as we are all NYS certified firefighters which Minoa does not have. The annual cost for the Village of Minoa is \$585,208.92 for personnel only, and a total operations cost of \$785,902.52 per year.

Fire

No report.

Floor

Nothing from the floor.

Town of Tully
October 10, 2018

RESOLUTION 56-2018

MOTION TO AUTHORIZE THE TOWN JUSTICE TO APPLY FOR A JCAP GRANT FOR STORAGE UNITS AND ACCESSORIES AND OFFICE CARPETING IN THE AMOUNT OF \$7633.42. Motion by Supervisor Lund. Second by Councilor Snavlin. Motion carried 5 ayes (Lund, Masters, Speziale, Snavlin, Chapman) 0 naves.

Supervisor Lund asked the board members if they have had time to review the teamsters' contract. Several councilors responded, and all agreed to wait until next month to approve it.

Next, Supervisor Lund brought up the issue of having Tru-Green treat our lawn around the town hall. It was raised at the budget workshop, but no monies were appropriated. However, Bill raised the issue again since it's \$129 for the fall application, and all agreed we should go ahead and have it done. Tom suggested we just have the one application done for now since we haven't approved the budget for 2019 yet. Steve suggested you could approve it for next year subject to budget and appropriation. Tom agreed.

Next, there was a 20-minute discussion on the bridge on Onondaga Street in the village as far as who is responsible for maintaining it. Mr. Primo explained that the town is responsible for maintaining the bridge, unless there are facts indicating that at some point in the past the village actually handled repairs or maintenance. And if that's the case, then it becomes a date issue. The discussion included possibly making improvements to the bridge, liability issues if someone were to get hurt, and was the village ever responsible. Supervisor Lund asked Mr. Primo to draw up a stipulation between the town and the village.

Legal

Town attorney Steven Primo raised the issue of an interoffice memo from Cathy Goodwin who clerks for Justice Gary Malone in the town court. DEC officer Richard Head had been trying to reach Mr. Primo and had not been able to get in touch with him. Mr. Primo advised the board he had spoken with Officer Head, but he wanted to talk to the board during an executive session to discuss it further and have the board rule on a specific issue.

Next, Mr. Primo asked the board about a sexual harassment policy which should be put in place as soon as possible. He would like to have the board consider adopting a resolution in the form that was handed out at the last meeting. Mr. Chartrand offered that he has a copy of the policy from NYMIR. Supervisor Lund asked that he send that to Steve. In the meantime, Steve would like the board to approve and adopt, on a provisional basis, the form policy, complaint form and additional guidance sheet that was distributed by the department of labor in collaboration with the division of human rights.

RESOLUTION 57-2018

MOTION TO APPROVE AND ADOPT ON A PROVISIONAL BASIS THE FORM POLICY, COMPLAINT FORM AND ADDITIONAL GUIDANCE SHEET THAT WAS DISTRIBUTED BY THE DEPARTMENT OF LABOR IN COLLABORATION WITH THE DIVISION OF HUMAN RIGHTS. Motion by Supervisor Lund. Second by Councilor Snavlin. Motion carried 5 ayes (Lund, Masters, Speziale, Snavlin, Chapman) 0 naves.

Next, Mr. Primo advised the board that there had been a change in the FOIL requirements. Steve went on to say that the legislature had enacted a very rigid attorneys' fee provision for denial of any aspects of a FOIL request including failure to respond within five days. So with our initial FOIL request form, he suggested we put some language in there to the effect that "it is our intent to respond within five days, but if you have not received a response from the town, you should contact the town clerk via email or phone and advise that there has been no response." Brief discussion followed after which Steve said he has the FOIL request form and would use it to make some changes to comply with the newly enacted legislation.

BREAK

RESOLUTION 58-2018

MOTION TO MOVE INTO EXECUTIVE SESSION AT 8:25PM TO DISCUSS POTENTIAL PENDING LITIGATION. Motion by Supervisor Lund. Second by Councilor Snavlin. Motion carried 5 ayes (Lund, Masters, Speziale, Snavlin, Chapman) 0 naves.

EXECUTIVE SESSION

RESOLUTION 59-2018

MOTION TO MOVE OUT OF EXECUTIVE SESSION AT 8:35PM AND MAKE THE FOLLOWING MOTION THAT DUE TO TIGHT BUDGET CONSTRAINTS, THERE IS NO BENEFIT TO THE TOWN TO PURSUE AN ACTION REGARDING THE LOCAL DEC

OFFICER'S ISSUANCE OF A TICKET TO ANTHONY SACCONE. Motion by Councilor Masters. Second by Supervisor Lund. Motion carried 5 ayes (Lund, Masters, Speziale, Snavlin, Chapman) 0 nays.

MOTION TO ADJOURN THE MEETING AT 8:40PM. Motion by Councilor Masters. Second by Supervisor Lund. Motion carried 5 ayes (Lund, Masters, Speziale, Snavlin, Chapman) 0 nays.

Respectfully submitted,

Susan Vaccaro, Town Clerk