

DRAFT
Regular Town Board Meeting
October 20, 2010

Call to order:

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| Roll Call: | Supervisor David Kaiser | Present |
| | Councilman Robert Gerlach | Present |
| | Councilman Ralph Walborn, Jr. | Present |
| | Councilwoman Barbara McCall | Present |
| | Councilman Kyle Collinsworth | Present |

Others Present: Town Clerk, Terry Smith
Planning Board Chairperson, Kate Sinicropi
Planning Board Vice Chairperson, Tom Bouchard
Dog Control Officer, Aaron Covert
County Planning Board, Harriet Haynes
Residents

Pledge of Allegiance: followed by moment of silence

Public Hearing:

- a. Preliminary Budget for 2011 – Supervisor Kaiser opened the meeting at 7:32 PM. Our budget will reflect an \$.18 cent/1000 decrease from last year. This was our first year going with major changes in the structure of Romulus Government as far as not having the water and sewer contract anymore. It is now with Seneca County. There were a lot of staff adjustments and cost adjustments. We headed into the year not knowing what to expect. We now have a better idea and hope next year to be able to cut it some more. Motioned by Councilman Robert Gerlach to close this Public Hearing
Seconded by Councilman Kyle Collinsworth
Carried Unanimously
Hearing closed at 7:35

- b. Formation of Route 89 Water District – Supervisor Kaiser opened the Public hearing for the formation of Route 89 Water District at 7:36 PM. The first item to be clarified was an article that came out a week ago in the Ovid Gazette. The article mentioned that we went to an outside attorney to maintain partiality or at least it sounded that way. Because this is such a contentious issue, it was thought that we should get an attorney who was out of the area. Alex Humulock, from the Vineyard Road, Romulus, NY, wanted everyone to know that he is for the Waterline. Mr. Humulock read a letter that he wrote to Director of Region 8 in Avon, NY. Mr. Humulock raised four points of interest to the Director. 1. There is a higher rate of Cancer in Seneca County than in any other county or of the 5 boroughs in New York State. 2. On June 24, 2009, Zero Waste members, a nationwide green piece

group's findings are: Leachate contains contaminants that are considered to be carcinogenic and produces cancer. There is no connection between the rate of Cancer in Seneca County and the Seneca Meadows landfill. 3. The Environmental Protection Agency in Washington D. C. issued a pamphlet Titled "Water on Tap-what you need to know". Now they are saying this is out dated because of the new chemicals that have been found. 4. The statement made by the individual in the Geneva School System said " The consequence of toxins derived from landfill leachate are causing developmental disabilities in school children." What I am trying to do is get the Seneca Meadows personnel recognize the fact that there could be an issue that could affect our health and welfare and have a scientific study similar to what the department of Pharmaceutical companies do to identify that fact the yes there is a connection or it is not a connection. This leachate is emptied into nearby waters. The people who are getting water out of the lake may someday contend with this issue.

Rick Kaczka, Poplar Beach spoke and wanted to know where the water comes from. In a year's time the cost has already risen approximately \$100.00 more. Once this is passed or whatever happens with this, the people need to be aware that there may be a referendum vote on this and that it will come down to pros and cons. If I understand correctly, it is a majority vote. Please make sure your vote is heard and this is very important.

A resident wanted to know if the price is accessed by linier feet or lots. Ken Reimer spoke and answered that question. Water districts are accessed by lots. If you own one lot, it is accessed by one unit. A lot is what you pay tax on. Harry Gleason rose to speak. He said that if anything is needed, they need a sewer system first.

Jim Bromka from Route 89 spoke in favor of having municipal water in his home.

Harriett Haynes, spoke and said that state law now in areas that includes state agricultural districts do not allow districts to be accessed on agricultural land by basis of linier footage. This is to protect our agricultural base because farmers are not going to be any benefit from having that waterline run down the front of their vineyard or their corn etc. just for the sake of it running. That is why the law was changed.

Elaine Gleason Polluck spoke that she had 2 concerns. She does not understand that phrase 1 unit. Is there any talk of bringing any protective process to Cayuga lake in the quality of water which is bring all of this to issue in the first place? This would not be an issue if the water of this lake was suitable to drink.

Ken Reimer stated that they have lived on the lake for quite a few years and said that to get any municipal funding water must be done first. You cannot lay both water and sewer lines in same trench.

Why can't they just go down the Route 89? The people on the lake don't want the water down there and some do.

Motioned to close Public Hearing at 8:10 PM.

Councilman Kyle Collinsworth

Councilman Ralph Walborn, Jr.
Carried Unanimously

Approval of Minutes:

September 15, 2010 Regular Town Board Meeting
Councilman Ralph Walborn, Jr.
Councilman Robert Gerlach
Carried Unanimously

Petitioner to the Board:

- a. Harriet Haynes – Docks & Moorings grant has been awarded to Town of Romulus but has been delayed in giving it to them. The state is willing to award the grant to the Town of Romulus who was the applicant for the purpose of developing docks and mooring regulations that could be put in place in Romulus. We are now looking at one town instead of multiple towns. We are to a point where we would be looking at \$30,000.00. The intent that only \$28,000.00 from the state would be used. That would be used to hire the consultant, who has backed off on their fees by \$8000.00 because there was tax funds that the other town would be putting in. There is a match for the state funds that must be met. That as proposed, would be met by in kind services. There would be no cash match that the town would be putting up. We would be looking at approximately \$3000.00 total cost that would be town office official's hours being utilized. When there was a public hearing, the notices being put in the paper, would be the town's cost, because this was laid out originally to be a law county wide. The law could come out to be adopted after going through a public hearing before it would become law in the Town. The Town could ask the Planning Board to be the Chaired by someone from the Planning Board but it would also involve people from lakeshore residents from either lake. There also would be additional documentation to be developed under this grant. One would be a docks and moorings law.
- b. Donald Greule – Justice Court Assistance Program Grant – The court can request monies up to \$30,000.00 for security. Mr. Greule has quotes for removable bench which is a priority, cameras, shatter guard system for windows etc. I have one addition which is sound proofing of small office but I do not have anyone that will give me a quote for sound proofing. There is no cash match from town.
- c. Clare Redditt – Expressed her disappointment in the Puppy Mills fine of \$600.00 which showed other what is possible for nothing. The puppy mills is a very lazy way for the farmers to make money. Brucellous is a very serious disease. I would like to ask the Board to have this farmer's place inspected. I would like to ask Aaron Covert going to animal cruelty meeting and come and share with the Board next month.

Communications to be filed:

- a. Franklin & Gabriel Law Office Request for an Opinion
- b. NYS Senator Michael F. Nozzolio Route 89 Speed Limit
- c. Federal Communications Commission Time Warner Cable Inc. Petition for Special Relief
- d. Association of Towns Personnel Management and Labor Relations
- e. Sheen Housing Annual Report
- f. NY Municipal Insurance Reciprocal
- g. Time Warner Cable
- h. Resignation letter from Planning Board Member – Mickie Jacquet – with regret.
- i. Time Warner Cable
- j. Tag Town New Dog Licenses
- k. Association of Towns
- l. NYS Association of Municipal Purchasing Officials, Inc.
- m. What's New at the SCSO
- n. Excellus – Program changes and insurance changes
- o. NYSEG Changes in street lights
- p. NYS & Local Retirement System

Assessor's Report:

None this month.

Code Enforcement Officer Permits Issued/Letters Sent

- a. 28-10 5625 Rte 96, Romulus, shed

Romulus Planning Board

- a. September 13, 2010 Planning Board Minutes - attached
- b. September 9, 2010 Seneca County Planning Board Minutes - attached

Romulus Zoning Board

- a. No meeting last Month

Highway Superintendent:

- a. Report Attached.

Dog Control Officer

- a. Report Attached.

Bookkeeper

- a. Report Attached

Old Business

Receive one bid for the laptop Vostro 1000 from Jim Williamson. The amount of the bid was \$100.00. Accepted

Motioned: Councilman Robert Gerlach

Seconded: Councilwoman Barbara McCall

Carried Unanimously
The laptop was awarded to Mr. Williamson.

New Business: Will have Town Clerk advertise for Public Hearing to repeal snow Parking Law on November 17, 2010 at 7:30 PM.
Also, will have discussion with Jim Williamson about moving the Highway Garages and possibly constructing new building at next meeting.

Resolutions:

Resolution 73-10
Verification of Payables
Motioned: Councilman Robert Gerlach
Seconded: Councilman Ralph Walborn, Jr.
Carried Unanimously

Resolution #74-10
Appointment of Town Historian
Motioned: Councilman Kyle Collinsworth
Seconded: Councilwoman Barbara McCall
Carried Unanimously

Resolution #75-10
Accept 2011 Preliminary Budget
Motioned: Councilman Robert Gerlach
Seconded: Councilwoman Barbara McCall
Carried Unanimously

Resolution #76-10
Introducing Proposed Local Law #Z of the year 2010
Motioned: Ralph Walborn, Jr.
Seconded: Robert Gerlach
Carried Unanimously

Resolution #77-10
Enter into Contract for Farmland Protection Plan
Motioned: Councilman Kyle Collinsworth
Seconded: Councilman Ralph Walborn, Jr.
Carried Unanimously

Resolution #78-10
Budget Transfers-appropriations
Motioned: Councilman Ralph Walborn, Jr.
Seconded: Councilwoman Barbara McCall
Carried Unanimously

Resolution #79-10

Introducing proposed Local Law No. YY of the year 2010
Motioned: Councilman Robert Gerlach
Seconded: Councilwoman Barbara McCall
Carried Unanimously

Resolution #80-10
Town of Romulus Accepts Grant
Motioned: Councilman Robert Gerlach
Seconded: Councilwoman Barbara McCall
Carried Unanimously

Resolution #81-10
Order Conditionally Approving Formation of State Route 89 Water
District, in the Town of Romulus, County of Seneca and State of New
York.
Motioned: Councilman Kyle Collinworth
Seconded: Councilman Robert Gerlach
Carried Unanimously

Resolution #82-10
Authorize Romulus Court to Apply for Grant
Motioned: Councilman Robert Gerlach
Seconded: Councilman Ralph Walborn, Jr.
Carried Unanimously

Town Clerk's Report:

a. Report attached.
Motioned: Councilman Ralph Walborn, Jr.
Seconded: Councilman Robert Gerlach
Carried Unanimously

Adjournment:

Motioned: Councilman Robert Gerlach
Seconded: Councilman Ralph Walborn, Jr.
Carried Unanimously