

DRAFT
REGULAR TOWN BOARD MEETING
December 19, 2012

Call to Order: The regular Town Board Meeting was called to order by Supervisor David Kaiser at 7:30 PM.

Roll Call:	Supervisor David Kaiser	Present
	Councilman Gordon Carroll	Absent
	Councilman Ralph Walborn, Jr.	Absent
	Councilwoman Barbara McCall	Present
	Councilman Kyle Collinsworth	Present

Others Present: Town Clerk, Terry Smith
Romulus Town Attorney, Steven Getman
Finger Lakes Community Paper Report, Aneta Glover
Residents 11

Pledge of allegiance: followed by moment of silence. Supervisor Kaiser asked that we remember resident Millicent Humulock in our thoughts.

Approval of Minutes:

- a. November 14, 2012 Regular Town Board Meeting
Motioned: Councilman Kyle Collinsworth
Seconded: Councilwoman Barbara McCall
Carried Unanimously
- b. December 13, 2012 Special Town Board Meeting
Motioned: Councilman Kyle Collinsworth
Seconded: Councilwoman Barbara McCall
Carried Unanimously

Petitioners to the Board:

- a. Lake Shore Landing Residents
Mary Ann Kowalski spoke to the Board first. "I was walking my dogs one morning when I tripped on the uneven sidewalks and fell. When this happened, the safety of the sidewalks became a big issue. It was also a big issue to my neighbors. As we were talking with one another, we discovered the big issue actually was the trees. The roots from these trees, in the right away, are popping the side walk up making them uneven to walk on. I spoke with Supervisor Kaiser and Highway Superintendent Jim Williamson and I am hoping to come up with some sort of plan to resolve this."
Supervisor Kaiser spoke, saying "that usually the owner's property is not surveyed just to the sidewalk but to the center of the road. We don't own sidewalks in the town anywhere. Ms. Kowalski showed me her deed and it did say to sidewalk. We researched our records. The military planted the trees because they were fast growing. We were with the understanding that the trees were to be removed. The highway Superintendent is responsible for anything having to do with the highway. Mr. Williamson worked out a

plan with a local tree removal person, using some of the equipment the highway has of their own. They secured the plan at an affordable cost. We received multiple phone calls against taking the trees down. We have put a hold on removing the trees. We do not own any sidewalks in the Town of Romulus. As a board, we need to figure out how we want to proceed with this. We have different options. The least palatable is to remove the sidewalks if we own them. Or we can have each owner sign off to accept the ownership and the responsibility of the sidewalks if they want to keep them. We also could pass a local town law, to codify the whole town to put on record what has always been in place in Romulus of home owners owning and being responsible for the sidewalks everywhere. The fourth option is that the town create a sidewalk district. That would be so that any cost of repair, maintenance, upkeep, would be on the home owner's tax bill. With those four options, the town with, the help and consent of the resident, would have to decide how to proceed. The question raised was, "has the town decided who owns the sidewalks"? Attorney Getman said "it appears on the survey, the sidewalks are in the Town's Right of Way". The trees are owned by the town and the town can do what they want with them. A sidewalk district is one of the Town's options. The district could be formed like any other improvement district, the property owners could petition to have it done. There are legal requirements for that and I can't name them all right now. It is not a typical petition. It would have to be legally signed by the property owners and witnessed. It would make sense for the property owners to do the petition process. It would save them some cost. If there is a Homeowners Association, it would be in their best interest to have them start the petition". If the trees are a problem, the highway department will remove them. Supervisor Kaiser will talk to Jim Williamson tomorrow about the trees and high thoughts on the storm sewer. Attorney Getman will put together a model local law to accomplish what we are talking about tonight. I will contact each individual by mail or phone call to let you know what is happening.

Communications to be filed:

- a. NYS Dept. of Environmental Conservation – attached
- b. NYS Postal Service - attached
- c. Romulus Central School - attached
- d. US Department of Commerce - attached

Code Enforcement Officer:

- a. 6516 County Rd. 129 Ovid, Storage Addition
- b. 5766 State Rte 96, Romulus, Shed
- c. 6374 Rte 89 Romulus, In Ground Pool
- d. 1433 Main Street, Willard, Deck
- e. 3050 Swick Rd., Ovid, New Buildin
- f. 2339 Yerkes Rd., Romulus, Pole Barn

Romulus Planning Board:

- a. Romulus Planning Board Minutes
- b. Seneca County Planning board Agenda and Minutes

Romulus Zoning Board:

- a. Public Hearing for Variance Held November 29th Variance Passed for 6516 County Road 129

Highway Superintendent:

No report this month

Dog Control Officer:

Reports attached.

Bookkeeper:

Report Attached

Supervisor: Seneca County is planning on demolishing the building in Romulus tomorrow morning at 7:30 AM. Town will provide small amount of water for demolition as well law enforcement for traffic.

Old Business: Supervisor did get 3 phone calls from engineers regarding the Rte 89 water District. I have met with 3 firms. They are putting together a folder per request.

New Business: I would like to set up dates for Close Out meeting at 10:00 AM 12/27/12 and Reorganization Meeting 1/3/13.

Resolutions:

- 90-12 Verification of Payables
Motioned: Councilwoman Barbara McCall
Seconded: Councilman Kyle Collinworth
Carried Unanimously
- 91-12 Ovid VFW Post #6200 Bingo License
Motioned: Councilman Kyle Collinworth
Seconded: Councilwoman Barbara McCall
Carried Unanimously
- 92-12 Romulus Volunteer Fire Department Bingo License
Motioned: Councilwoman Barbara McCall
Seconded: Councilman Kyle Collinworth
Carried Unanimously
- 93-12 Romulus Volunteer Fire Department Games of Chance
Motioned: Councilman Kyle Collinworth
Seconded: Councilwoman Barbara McCall
Carried Unanimously
- 94-12 Budget Transfers
Motioned: Councilman Kyle Collinworth
Seconded: Councilwoman Barbara McCall
Carried Unanimously
- 95-12 Authorize Supervisor to Sign Contract
Motioned: Councilman Kyle Collinworth

Seconded: Councilwoman Barbara McCall
Carried Unanimously

Town Clerks Report:

Report Attached

Motioned: Councilwoman Barbara McCall

Seconded: Councilman Kyle Collinsworth

Carried Unanimously

Adjournment:

Motioned: Councilwoman Barbara McCall

Seconded: Councilman Kyle Collinsworth

Carried Unanimously