

**Regular Town Board Meeting
September 20, 2006**

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

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

Others Present: Terry Smith, Town Clerk
Jack Holley, Water Commissioner
Jim Williamson, Highway Superintendent
David Hayes, Planning Board Chairman
Barry Roach, Planning Board Vice Chairman
Finger Lakes Times, Brian Lothridge
Residents 9

Pledge of Allegiance: Followed by Moment of Silence

Public Hearings:

- a. 2007 Tentative Budget - Supervisor David Kaiser opened this public hearing at 7:35 PM. We had a workshop awhile back and this is the result of that workshop. The General Fund has been reduced by \$.26/M. Due to fuel costs, we have increased the highway budget by \$.22/M. With the combined rate, we are proposing a budget with a \$.04/M decrease.
- b. Filing of Local Laws. In 2003, the Town Board had approved the Sub-division regulations presented to it by the Planning Board. We also approved two resolutions. We authorized the Planning to board to approve the sub-divisions and plans as written and also approved those regulations. For one reason or another in 2003, they were not actually sent to be filed with the state. Tonight, we are having the public hearing to approve again the filing of the sub-division regulation and all 82 pages of the Zoning with Map. Mr. Fred Swain spoke and said "Recently you have a new sub-division that the Planning Board has approved saying they don't have to go according to Zoning, because their sub-division revue law takes precedence over it". Mr. Swain disagrees with that. One reason why, is that the definition of the code which includes the sub-division revue law. The last paragraph states they may issue a waiver. However, the last paragraph of the law, it states they can issue a waiver but not if it has the effect of negating Zoning. If you have a 2 acre minimum lot, and if on their side they decide they don't need that, that is considered negating zoning. What Supervisor Kaiser said was that Mr. Swain was referring to a rural or minor sub-division. Mr. Swain said he was referring to Section 280 of the law. Mr. Hayes stated that he conferred with

the Town Attorney and the Town Attorney said, “the reason for major subdivision regulation was to have the ability to pinpoint where on the plat things were to go which he said supercedes any and all zoning”. The intent of the Zoning has been met.

Another point that was brought up was the fact that the Zoning Public hearings are not well posted. A suggestion made was to put in more than 2 small papers such as Ovid Gazette and Reville. Maybe expand to the Finger Lakes Times. Rick Kaczka from Poplar Beach in the Town of Romulus wanted to” thank David Hayes and Barry Roach for coming down last Saturday to address the residents on such a short notice. It was very helpful for the residents. It calmed down some of the fears and anxiousness because we are there and you get the buzz going and you really don’t know how all of a sudden things are just taking off. There were so many questions that are DEC related that we are waiting for a reply from DEC. Mr. Roach said there should be a separate meeting addressing the water flooding problem that has been experienced over there. It involves a number of departments i.e. DOT, DEC and the Town Highways to get the facts and see what is going on. Also, maybe the residents there including Trader’s Village, Chris Weaver, the Developer should all get together with you as the leader to bring this together and bottom this problem out. Some of the residents at this meeting offered to go and help clear all this brush etc. Supervisor Kaiser recommended that the Town Board along with the Planning Board set up a meeting inviting Mr. Weaver, the owner of the development, to bring Mr. Maybee, the engineer, and make sure that all the residents effected are well advise of the meeting. The group needs to have their questions ready so that they may take them to the proper Departments to get them answered. Supervisor Kaiser stated that the Town Board would make some arrangements within the next couple of weeks. Possibly the first week in October would be a possibility.

2-06 Filing of Current Sub-Division Regulations

3-06 Filing of 82 Page Zoning with Map

- c. Restore NY Grant – See Attached Copies are available to look at in the Town Office. The package is too bulky to put in every folder.
 - Demolition of Warehouses on Depot
 - Deconstruction of House at 5692 S. Main Street in Romulus
- d. Bids for Boiler – We only received one bid and that is from Michael Caskey. The Town board must decide whether to go with the one bid given or advertise further elicit bids. Councilman Gerlach spoke and said he would like to see more bids. Mr. Kaczka said he had an associate that might be interested in looking at the job site and inquired as to whether the associate could come down and look at the site. They are going to extend the bidding for 2 more weeks.

Supervisor Kaiser closed the Public Hearing at 8:45 PM.

Approval of Minutes:

August 16th, 2006 – Regular Town Board Meeting – Motioned Councilman Robert Gerlach

Seconded: Councilman Ralph Walborn, Jr.
Carried Unanimously

Communications to be filed:

- a. Seneca County Highway – Request for Signs - at Lake Shore Landing because we seem to have a problem with campers thinking they can drive straight through on E. Lake Rd to Sampson State Park. When they get into Lake Shore Landing to find that the road does not go through, they have a very hard time trying to turn their campers around. We would like two signs, one pointing up Kennedy Rd. from the East Lake Rd. and the second one at the top of Kennedy Rd and Route 96A saying that they should turn right for the State Park. The signs are already up.
- b. Romulus Town Court will be Closed October 11, 2006.
- c. Tax Collector's Resignation – The tax Collector, Elizabeth Wyckoff has served in this capacity for 36 years and due to family illness is unable to continue. She has submitted her resignation this month.
- d. Summer Recreation Program- See Attached Report to be given at later date.

Code Enforcement Officer's Report

- a. Monthly Report – See Attached Today is Brian Compton's last day. His resignation took effect as of September 20, 2006. A temporary officer will be appointed till the end of the year.

Water Commissioner's Report

Our water main (the 8 inch line) is all completed. We have to do testing and disinfection and then we will work on the services for the houses. We will be flushing and marking hydrants this next month. There will be tours at the Depot if anyone is interested. The water system will be open for tours.

- a. Annual Water Inspection Report for Willard Water District - Attached
- b. Annual Water Inspection Report for Romulus/Varick Water District - Attached

Planning Board's Report

- a. Monthly Report – attached.

There was not meeting for September.

Barry Roach and I went on a tour of several situations in the Town of Romulus. One is regarding dumping of debris off Iron Bridge Road down in the Gully. We had a resident who has complained about this problem. Mr. Roach had a good suggestion being that we post that area saying "NO DUMPING".

Zoning Board Report

Minutes attached.

Highway Superintendent's Report

Report attached. We are back at mowing the Roadsides at this time. The Town Board has decided that it would be a good idea to act on a suggestion made by Councilman Robert Gerlach that we provide an enclosure for the bus stop here in

Willard. There are people taking advantage of this bus service and one of those is our County Attorney. He parks his vehicle here and gets the bus here. We have located and enclosed bus stop free to the town. We have plans to install it out front.

Dog Control Officer's Report - No activity for this month.

Bookkeeper's Report – The tentative Budget is the report for this month.

Supervisor's Report I would like to ask the town board to investigate the passing of a local law dealing with the prohibition of certain sex offenders entering the Town Parks and playgrounds. This is a law modeled after a county law. This is just for disbursement to the Town Board. No action is necessary this evening. I had the County Attorney draw up this law adapting it to the Town. I would like to forward it on to our Town Attorney for his review. Just for a thought, if the Town Board would like to do something with this then I would like to bring it up on the agenda in the October meeting for a formal action. Then, we can schedule a public hearing if we so desire in November 2006. The Ethanol Plant is going in and the depot water lines are going to be opened again. Jack Holley and I have a meeting scheduled to talk to the DEC in Avon on the 28th of September, 2006. Also the engineer firm that we have hired will be at the same meeting. This will get the ball rolling to get the permits to draw water from the Lakes.

Committees Report

Heron Park Meeting is scheduled for 3 PM on September 25, 2006.

We need more people to volunteer to help with the park.

We are going to have a ball park dedicated to George Davis's son but we need more people to volunteer to help. Consider this a call to the community that more help is needed.

Old Business None

New Business None

Supervisor Kaiser read a thank you letter from Tom Bouchard and son Franco.

Resolutions

64-06 Accept 2007 Tentative Budget

Motioned: Councilman Robert Gerlach

Seconded: Councilman Ralph Walborn, Jr.

Carried Unanimously

65-06 Local Law 2-06 Filing Sub-Division Regulations

Motioned: Councilman Robert Gerlach

Seconded: Councilman Ralph Walborn, Jr.

Carried Unanimously

66-06 Accept Zoning Local Law and File
Motioned: Councilman Ralph Walborn, Jr.
Seconded: Councilman Robert Gerlach
Carried Unanimously

67-06 Deconstruction Grant Application
Motioned: Councilwoman Barbara McCall
Seconded: Councilman Robert Gerlach
Carried Unanimously

68-06 Accept Tax Collector's Resignation
Motioned: Councilman Robert Gerlach
Seconded: Councilman Ralph Walborn, Jr.
Carried Unanimously

69-06 Abolish Tax Collector Position
Motioned; Councilman Robert Gerlach
Seconded; Councilwoman Barbara McCall
Carried Unanimously

70-06 RVFD Renew Bing License #572
Motioned: Councilman Ralph Walborn, Jr.
Seconded; Councilman Kyle Collingsworth
Carried Unanimously

71-06 Verification of Payables #739-817
Motioned: Councilman Ralph Walborn, Jr.
Seconded: Councilwoman Barbara McCall
Carried Unanimously

72-06 Budget Appropriation Transfers
Motioned: Councilman Ralph Walborn, Jr.
Seconded: Councilman Robert Gerlach
Carried Unanimously

73-06 Request for Speed Limit on Poplar Beach Road
Motioned: Councilman Kyle Collingsworth
Seconded: Councilman Robert Gerlach
Carried Unanimously

74-06 Request for Speed Limit on Elm Beach Road
Motioned: Councilman Kyle Collingsworth
Seconded: Councilman Robert Gerlach
Carried Unanimously

75-06 – Authorize Water Dept. Employees to attend Conference

Motioned: Councilman Ralph Walborn, Jr.
Seconded: Councilwoman Barbara McCall
Carried Unanimously

76-06 Appointment of Zoning board Member
Motioned: Councilman Robert Gerlach
Seconded: Councilman Kyle Collingsworth
Motion Carried

Town Clerk's Report

Monthly Report See Attached.

Meeting Adjourned at 9:45 PM

Next Meeting will be October 18, 2006 at 7:30 PM.