

**ROMULUS TOWN BOARD MEETING
NOVEMBER 18, 2015**

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 Robert Gerlach	Present
	Councilman Ralph Walborn, Jr.	Absent
	Councilwoman Theresa Jackson	Present
	Councilman Kyle Collinsworth	Present

Others Present: Town Clerk, Terry Smith
Planning Board Chair, Tom Bouchard
Planning Board Vice Chair, William Karlsen
Zoning Board Member Barbara McCall
Town Attorney, Steven Getman
Bookkeeper/Secretary, Mary Farnsworth
Water Department, Robert Stapleton
Finger Lakes Community Paper Reporter, Aneta Glover
Residents: 4

Pledge of Allegiance: followed by moment of silence.

Approval of Minutes

- a. October 21, 2015
- Motioned by: Councilman Robert Gerlach
Seconded by: Councilwoman Theresa Jackson
Carried unanimously

Communications:

- a. Time Warner Cable
 - b. NYMIR – Rate adjustment for 2015-2016
- The communications a. and b. have been filed with the Board.

Code Enforcement Officer

- a. 2120 Cayuga Street, Romulus, New One Family Residence
- b. 6577 Iron Bridge Road, Romulus, Deck
- c. 5733 Route 89, Romulus, Shed
- d. 2166 Cayuga Street, Romulus, Solar Panels
- e. 5760 Rte 96, Romulus, Deck/Hot Tub
- f. 6590 S. Cayuga Lake Road, Ovid, One Family Structure

Zoning Board

No Meeting this month

Romulus Planning Board:

- a. Seneca County Planning Board Meeting - attached
 - b. Seneca County Planning Board Minutes – October 8, 2015 – attached
- Since the last Board Meeting Mr. Bouchard and Mr. Karlsen attended the Sampson State Park – Masterplan for expanding the camping areas. Possibly 5 loops for campers and 1 more for

seasonal only. Also 16 cottages on the Lake Shore. If you have any comments, send them in by the 4th of December, 2015.

Mr. Bouchard stated they had their Local Board Meeting on the 9th of November, 2015. The Planning Board would like to request research the feasibility cost and legalities of taking over the Depot, the research portion of it. I would like to bring that to the Town Board's attention.

Mr. Bouchard wrote a letter to WDTC requesting a meeting to get together to discuss the lake front and we have a tentative meeting next Wednesday, 11/25/15, prior to that to talk to the insurance agent. The letter is all done and ready to go.

We have an issue that will come up next meeting on Poplar Beach Rd. Division. Mr. Schrader will get in contact with the party that is involved. We will try and get him at our next meeting on 12/7/15.

We also have an issue with allowing chickens in a residential area. There is some confusion in the Zoning with that problem. We are going to clarify that.

Also, we would like to thank Bill Karlsen for putting up the farm signs. They really look nice.

Highway Report – attached

Water Department – attached

A new fire hydrant was put up on County Rd 132A.

Dog Control Officer

No report this month.

Bookkeeper – Attached

Supervisor

Supervisor Kaiser said that one thing we need to do is amend the contract with LaBella. Associates for the Depot Envisioning, in the meeting that was held on the 5th of November, 2015. Our share of the contract was \$1660.00. I would like to put on the table to have a resolution to amend the original Resolution #82-15 and to approve the amount of \$1660.00, in #88-15 Resolution.

The Depot meeting we had on the 5th of November, 2015 with the Town of Romulus and the Town of Varick, Planning Board of Varick and the Planning Board of Romulus plus quite a few Residents was issuing their opinions and there was a good discussion. During the course of that discussion, the offer made to the towns half heartedly, was \$1.00. In talking with Mr. Bouchard, and the Planning Board as well, Mr. Getman made me aware of the complexity of such a thing. It is much more involved than I thought it would be. I asked Mr. Getman if he could research it and give us a report and explain to us what all it would involve. There is a lot we need to understand before we can move forward. Any information the Planning Board can give to Mr. Getman would be appreciated.

Lake Shore Landing Sidewalks. – We have a plan and have talked with the Board one on one, and Town attorney. Back in November, Mr. Getman had given us a proposed zoning law, that basically what it would do would be to change our zoning laws, so that our present zoning would comply to all owners with a sidewalk. As it stands right now, our current zoning which we already have in place, there is a section here “all sidewalks, walkways, stairs, driveways, parking spaces, similar areas, shall be kept in a proper state of repair, maintained free of hazardous conditions.” This applies to all homeowners in the towns that have sidewalks. Also, on the main Street in Romulus, when the town instituted the sidewalk replacement program, everyone who got the sidewalks, signed a release. In that release it says “The undersigned land owners in consideration of participating in the Towns of Romulus sidewalk replacement program hereby agrees to indemnify and hold harmless the Towns of Romulus and Varick its Officer, Employees

and Agents from any and all liability associated directly or indirectly with the installation, maintenance or existence of said sidewalk associated with the lands and premises of the undersigned.

THIS RELEASE, shall bind the undersigned and the undersigned's heirs, successors, and assigns."

The people in Romulus who have sidewalks, other than Lake Shore Landing, are already by Law, responsible and libel for the sidewalks in front of their homes. The difference being these current regulations apply to the owners. Lake Shore Landing sidewalks – the Town is the owner. That is the only difference. To be fair to all the owners in all the towns, no favorites. The Town Board would go after a vote, by resolution, forward a proposed local zoning law to the Planning Board to review and go thru the process. Hopefully, we will be able to put a law on the books that I will present tonight. It does not add anything more than what they have to comply with. All this amendment will do is to make the sidewalks in Lake Shore Landing comply with what all the other residents in town already have complied with. Because they are our sidewalks, we need to make them safe before we adopt this law. I have talked with Mr. Morrell, and he has agreed to work with the Town and do something with the sidewalks. Mary has put \$10,000.00 into an account, a line item in the budget, by taking the money out of the building maintenance. The tax rate will not change. It will be the same tax rate as our tentative budget. With this local law, the residents at Lake Shore Landing will be responsible to maintain their sidewalks and keep them up and indemnify the town of their liability. This will be handled tonight by resolution then handed over to the Planning Board. The Town Planning Board will make a report to the Town Board in the December Town Board Meeting. If the Town Board chooses to go forward than, then they forward it to the County Planning Board and at the same time schedule a Public Hearing. If everything goes along, we would be in position to adopt the law at the January 2016 meeting.

Old Business – Mr. Getman said that it was common knowledge that some people give property such as Hernon Park to municipalities and if the municipalities did not want them anymore would give the owners first choice of taking the property back. Supervisor Kaiser wants to look further into the deed and see what can be done. Mr. Getman will review the deed and see how it reads.

New Business – We will need volunteers to check light bulbs for the Christmas lights to be put up. Also will check into having someone to put the Christmas Lights up this year. We only pay to have lights put up.

Resolutions:

83-15 Verification of Payables

Motioned by: Councilman Kyle Collinsworth

Seconded by: Councilman Robert Gerlach

Carried Unanimously

84-15 Introducing Local and Calling for a public hearing. Proposed Local Law D of the year 2015: "A local law repealing Local Law #2 of the year 2015".

Motioned by: Councilman Robert Gerlach

Seconded by: Councilwoman Theresa Jackson

Discussion: The reason we are doing this is because we passed this law in anticipation that

We weren't going to be able to keep the town budget within the tax cap this year.

Albany lowered the tax cap allowed the increase from 2% to 7.3%. We were concerned that we were going to be able to keep it under that 7.3% this year. So we passed that tax cap over ride. What happens by doing that, the residents in the town ineligible for the incentive check that everyone gets. We worked to make it possible to lower the budget

and keep it flat. We want to adopt the Final Budget. We had to change the Tentative Budget from last month. By overriding this tonight, our residents are still eligible for the Incentive.

Carried Unanimously

85-15 Accept Preliminary Budget

Motioned by: Councilman Robert Gerlach

Seconded by: Councilwoman Theresa Jackson

Carried Unanimously

86-15 Budget Transfers-Appropriations

Motioned by: Councilman Kyle Collinsworth

Seconded by: Councilwoman Theresa Jackson

Carried Unanimously

87-15 Proposed Local Law Sidewalk Maintenance Town of Romulus Planning Board to review and report on a proposal to amend Town of Romulus, Local Law 1 of the Year 2015, "the Zoning Ordinance for the Town of Romulus," at Article XIV,) Property Maintenance Section 4. Minimum Conditions, B. Exterior Property Areas, 3.3, sidewalks and Driveways:

Motioned by: Councilman Robert Gerlach

Seconded by: Councilman Kyle Collinsworth

Carried Unanimously

88-15 Amend Contract with Labella and Associates for increase in amount we authorized at \$1660.00 This is an amendment to Resolution #82-15.

Motioned by: Supervisor David Kaiser

Seconded by: Councilman Robert Gerlach

Carried Unanimously

Town Clerk's Report

a. Report attached

Motioned to accept: Councilman Kyle Collinsworth

Seconded by: Councilman Robert Gerlach

Carried Unanimously

Adjournment

Motioned by: Councilman Robert Gerlach

Seconded by: Councilwoman Theresa Jackson

Carried Unanimously