

TOWN OF TULLY
June 8, 2011

PUBLIC HEARING – PROCUREMENT POLICY

Supervisor Lund declared the public hearing open at 7:25pm.

Notice of this Public Hearing was published in the Post Standard on May 14, 2011 with same being posted at the Town Hall and on the sign board at the Tully Post Office on May 16, 2011.

Supervisor Lund and Mr. Chartrand explained that the public hearing is for the purpose of removing the procurement policy from our General Code book and making it a local law so that when we need to change or amend it, it could be done by town board resolution rather than having to go through the process of making it a local law each time. Mr. Lund called for comments from the floor.

With no one wishing to comment, the following motion was made:

RESOLUTION 47-2011

MOTION TO CLOSE THE PUBLIC HEARING was made, seconded and carried unanimously by the Town Board 4 ayes (Lund, Masters, Chapman, Snavlin) 0 naves.

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

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

Absent Councilor Frank Speziale

Others present: Financial Officer Thomas Chartrand, Town Attorney Steven Primo, Highway Superintendent John Herold, *The Tully News* Editor David Blatchley, Assessor Cristine DeFuoco, Michael Fogel, Anita Williams and several residents including Mary Kirk, Sonny Battle, Larian and Dan Johnston, Sally Greene, Bill Coffin, Anne Padget

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

RESOLUTION 48-2011

MOTION TO APPROVE THE MINUTES OF THE MAY 11TH MEETING. Motion made by Councilor Chapman, seconded by Councilor Masters.

Before the minutes were approved, Town attorney Steven Primo advised the board that they need to change the language of Resolution 44-2011 to read, "Be it resolved that the term of office of the town clerk shall be four years and that this resolution shall be submitted to the qualified electors of the town for their approval or disapproval at the next biennial town election which is in November 2011."

Following some discussion, the motion to approve the minutes of the May 11th meeting was carried with the changes noted above.

RESOLUTION 49-2011

MOTION TO APPROVE THE VOUCHERS AS AUDITED was made by Councilor Snavlin, seconded by Councilor Masters; motion carried 4 ayes (Lund, Snavlin, Chapman, Masters) 0 naves.

RESOLUTION 50-2011

MOTION TO APPROVE THE VOUCHERS FOR THE 2011 GRIEVANCE BOARD OF REVIEW IN THE AMOUNT OF \$200 EACH. Motion was made by Councilor Chapman, seconded by Councilor Masters; motion carried 4 ayes (Lund, Snavlin, Chapman, Masters) 0 naves.

Financial Report: Mr. Chartrand reviewed the Monthly Statement of Supervisor for May 2011 and reported on the following: Town Clerk receipts which were up this month due to Parks & Rec activities; justice court fines; tax collector closed out petty cash account; interest earned on highway fund; ambulance donations ahead again this month. On the expense side, it was a quiet month.

RESOLUTION 51-2011

MOTION TO ACCEPT THE FINANCIAL REPORT made by Councilor Masters, seconded by Councilor Snavlin. Motion carried 4 ayes (Lund, Snavlin, Chapman, Masters) 0 naves.

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Parks and Recreation: No report.

Supervisor Lund reported that the demolition had been done at Green Lake and the electrician was scheduled to be back by the weekend, so power would be restored shortly. Brief discussion followed.

Highway: John Herold gave a brief report on highway activities including:

- 🚧 Road treatments on several roads around town
- 🚧 Speed limit signs on Long Road and Quail Ridge are installed
- 🚧 Repaired lawns from demolition at Green Lake
- 🚧 Mowing is going well

Assessor: Cristine DeFuoco was present this evening and answered questions regarding Grievance Day. She also thanked the grievance board for their time and effort and professionalism during the grievance process.

Ambulance & Fire: No report.

RESOLUTION 52-2011

MOTION THAT THE TOWN BOARD HAS AUDITED BOTH THE TOWN CLERK'S RECORDS AND THE TAX COLLECTOR'S RECORDS FOR 2010 AND VERIFIED THAT ALL MONIES COLLECTED HAVE BEEN TURNED OVER TO THE PROPER TOWN OFFICIALS. Motion made by Supervisor Lund, seconded by Councilor Snavlin and carried 4 ayes (Lund, Snavlin, Chapman, Masters) 0 naves.

Next, Supervisor Lund advised the board that the historical society has again requested the use of town property for the circus this year. After a brief discussion, the following motion was made:

RESOLUTION 53-2011

MOTION TO APPROVE THE AGREEMENT BETWEEN THE TOWN OF TULLY, THE TULLY AREA HISTORICAL SOCIETY AND THE KELLY-MILLER BROS. CIRCUS, LTD., WITH THE SAME LANGUAGE PROPOSED BY COUNCILOR SNAVLIN IN 2009 REGARDING NO LITTER (METALS) LEFT ON FIELDS. Motion was made by Councilor Snavlin, seconded by Councilor Masters and carried 4 ayes (Lund, Masters, Snavlin, Chapman) 0 naves.

Floor: Anita Williams, president of the Otisco Lake Preservation Association, made a presentation on hydrofracking and protecting the Otisco Lake watershed of which Tully is a part. Brief discussion followed.

Resident Sonny Battle expressed some concern about the village Slayton Square property and proposed that a coalition of organizations be involved to lay out and use the property, perhaps also involving the joint village and town planning board and having them as the lead agency on this project. Discussion followed with comments by Supervisor Lund who spoke in response to Sonny and advocated for T.A.G. to be the lead agency. Mr. Lund also said T.A.G. would involve the whole community, town and village.

Larrian Johnston, a resident of Tully and representative of the Tully Action Group, addressed the board and gave a brief presentation on T.A.G. explaining that it is a grassroots organization that was started 21 years ago. It's a not-for-profit, has applied for and received grants, conducted numerous fundraisers and welcomes all community members of all faiths and political parties to get involved, not only in this project, but all projects. Larrian also invited everyone to visit the South Meadows Nature Area if they have not already done so.

Residents Sally Greene and Dan Johnston also had comments and questions regarding the intent of Janowski for the property and its use. Brief discussion followed including comments by Mr. Primo on overlapping insurance coverage for the property.

RESOLUTION 54-2011

MOTION AUTHORIZING OUR TOWN ATTORNEY TO DRAW UP A SUBLEASE AGREEMENT WITH A ONE-YEAR TERM, EFFECTIVE JUNE 15TH EVERY YEAR, UPON AGREEMENT OF THE PARTIES. Motion was made by Councilor Masters, seconded by Councilor Snavlin and carried 4 ayes (Lund, Masters, Snavlin, Chapman) 0 naves.

Legal: Town Attorney Steven Primo asked the board to consider adopting as Local Law No. 1 of 2011 the local law rescinding the procurement policies from the code book.

RESOLUTION 55-2011

MOTION RATIFYING THE PRIOR ADOPTION OF THE PROCUREMENT POLICIES AND THEN ADOPTING THE STANDARD CONTRACT SPECIFICATIONS FOR PURCHASES AND PUBLIC WORKS CONTRACTS. Motion was made by Councilor Chapman, seconded by Councilor Masters and carried 4 ayes (Lund, Masters, Snavlin, Chapman) 0 naves.

Next legal issue was the scheduling of a public hearing on a proposed local law addressing fireworks displays.

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RESOLUTION 56-2011
MOTION TO SCHEDULE A PUBLIC HEARING ON JULY 13TH AT 7:25PM FOR PROPOSED LOCAL LAW NO. 2 OF 2011 ENTITLED, "FIREWORKS DISPLAYS." Motion was made by Supervisor Lund, seconded by Councilor Snavlin and carried 4 ayes (Lund, Masters, Snavlin, Chapman) 0 naves.

The final legal matter for the board to consider involved scheduling a public hearing on the proposed critical environmental area which, as Steve explained, now encompasses the parcels that have Onondaga Creek and its tributaries running through them and is limited to 35 feet on either side of the creek and those tributaries. And the map is updated as well to reflect those areas. Some discussion followed.

RESOLUTION 57-2011
MOTION TO SCHEDULE A PUBLIC HEARING ON JULY 13TH AT 7:00PM FOR THE PROPOSED CRITICAL ENVIRONMENTAL AREA. Motion was made by Councilor Chapman, seconded by Supervisor Lund and carried 4 ayes (Lund, Masters, Snavlin, Chapman) 0 naves.

Floor: (cont'd) Dan Johnston expressed some concerns about the teamsters' contract with the school district. Some discussion followed.

RESOLUTION 58-2011
MOTION TO ADJOURN THE MEETING at 8:35pm was made by Councilor Snavlin, seconded by Councilor Chapman and carried 4 ayes (Lund, Masters, Chapman, Snavlin) 0 naves.

Respectfully submitted,

Susan Vaccaro,
Town Clerk