

**DRAFT**

**TOWN OF DANBY  
TOWN BOARD MINUTES  
JUNE 9, 2008**

**PRESENT:**

Supervisor Dietrich

Councilpersons: Eugene Beavers, Leslie Connors, Daniel Klein

**ABSENT:**

Councilperson Joseph Salino (excused)

**Others Present**

County Representative Proto

Carol Sczepanski - Town Clerk

Susan Beeners - Code Enforcement Officer

Roy Casterline - Water District Supervisor

Pat Caveney - Fire Commissioner

Carl Seamon - Highway Superintendent

Laura Shawley - Bookkeeper

**Members of the Public**

Ames Brown, Joel Gagnon, Ronda Roaring

Supervisor Dietrich called the meeting to order at 6:40 p.m. and led all present to the Pledge of Allegiance to the American Flag.

**Additions to Agenda**

Under new business - motion for Supervisor to dispose of old electronic equipment.

Under old business - Cooperative correspondence between fire district and highway department.

Under new business - permission to use building for Eagle Scout Recognition.

Under new business - changing format for agenda meeting and town board meetings.

Under new business - creation of a position for MEO/Water Sewer Maintenance

**REPORTS**

**County Representative Report**

**T-Cat** - short approximately \$280,000 for 2008 due to cost of fuel. He has asked residents in Caroline and Danby about increasing route extensions i.e. running later busses. Service may be extended to Ithaca College if schedule can be arranged. They may consider possibly lowering fees.

**Water Resources Council** - Lake Source Monitoring Plant - there are sixty(60) sites to be monitored. They do not monitor all sixty(60) sites.

**Roads** - reported on the County Roads that they proposed to do in 2008. Bald Hill Road and Station Road are in poor condition. With the cost of gas and oil he does not know how many roads they will be able to complete.

**County Budget** - Committee looking at department requests for 2009.

**WIC** - NYS has extended all counties for one year.

**Assessments** Persons will be receiving letters after final review by the county.

**SPCA** - County has extended arrangement so that she can give information to TCCOG.

**Highway Report**

Highway Superintendent Carl Seamon reported on the activities of the road maintenance for May 2008. Laura Shawley and he attended the Local Roads Program at Ithaca College and the highway personnel have completed the IC100 and IC700 series and are now in compliance with the NIMS requirements. A resolution will be requested to approve the pay schedule for two new highway employees to comply with the CSEA pay regulation.

**Fire District Report**

Pat Caveney gave an update on the Fire Department building project. They are behind schedule and will be sending out bids in July. Ground breaking should be in July. They have received \$300,000 NYS emergency service loan at a low interest rate for a portion of the expansion. A grant of \$15,000 for equipment has been received from Senator Seward's office. They are seeing an increase for materials of 10-15 percent. He sent a letter from the Fire Commissioners requesting temporary use of the highway department fuel tanks during the construction period.

**Zoning Report** - Susan submitted monthly report for May and reported that the department addressed some junk complaints and attended several meetings and a pipeline safety class. The fire alarm system installation in the building is progressing.

**Community Council**

Joel Gagnon reported that the committee focused on two items. Danby Area News and concern of items that were not included. The committee would like to have more items in the Danby Area News rather than less. The editor made a decision not to increase the DAN to six(6) pages.

**Senior Sitizens:**

Carol Szczepanski reported that the seniors met for their monthly dis-to-pass supper on June 5<sup>th</sup> and was attended by more than 40 seniors. Entertainment was provided by the "Cayuga Chimes". They will be going to the Merry-go-Round Theater in Auburn to see "All Shook Up".

**Dog Control -**

Supervisor Dietrich said that he has met with most of the Tompkins County Town Clerks. Comments have been sent back for information to be forwarded to TCCOG.

**DEMPC**

Councilperson Beavers reported that he had a meeting with John Gaden and Wayne Holden regarding a resolution that is before the board and fuel usage. They will be meeting to complete the Mutual Aid Package and to discuss cross training possibilities.

Susan Beeners reported that the DEMPC tent will have items on how to plan for a disaster. The

Highway Department is going to work on an activity for children of road safety.

**OLD BUSINESS**

Councilperson Beavers submitted a resolution regarding additional responsibilities for the highway department in emergencies.

**RESOLUTION NO. 51 OF 2008**

**ADDITIONAL RESPONSIBILITIES FOR TOWN OF DANBY HIGHWAY DEPARTMENT RELATED TO EMERGENCIES**

By Councilperson Beavers: Seconded by Supervisor Dietrich

**WHEREAS**, the Town of Danby and its highway superintendent have resources at their discretion that may prove useful in serving the public outside the strict applications of the New York State Town Law, therefore be it

**RESOLVED**, that the Town Board of the Town of Danby, by request of the town highway superintendent and by such authority as extended by applicable sections of the town law of the State of New York, do hereby permit, authorize, and direct the town highway superintendent to fulfill such additional responsibilities from time to time as circumstance necessitate, although such activities may not relate directly to the specific responsibilities of the highway department of the Town of Danby as specified by the highway law. This includes:

- \* The removal of snow, as required, from all municipal properties and the maintenance of outdoor safety conditions thereon;
- \* Emergency assistance as may be requested by the chief or other responsible officer of a local fire company, in support of fire and EMS-related emergencies;
- \* The rendering of such assistance as may be requested from time to time to cope with related emergency situations of any special district within the Town including West Danby Water district;
- \* The use of town highway department resources as may be determined by the highway superintendent to be necessary and in the best interests of the general population of the Town of Danby.

It is understood that there are reciprocal activities provided to the highway department by the fire and EMS agencies in certain emergencies.

This resolution is hereby submitted in the interest of and for the protection of the Town of Danby, its highway department, and its full complement of personnel.

Discussion:

Supervisor Dietrich asked that a copy of the resolution be sent to CSEA and to our Attorney. Councilperson Beavers said that if there is a problem with the resolution the board can resend it and that this will help us move along.

A roll call vote on the resolution resulted as follows:

(Councilperson Salino excused)

Beavers                      Aye

Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried****Fire Department and Highway Department Fuel Tanks**

Councilperson Beavers asked permission from the town board to coordinate with the fire district and the highway department for sharing fuel tanks while the expansion of the fire department building on NYS Rte.96B and town board to be the liaison to the highway department

**Motion Approving Discussions Concerning a Gas Option**

A motion was made by Supervisor Dietrich and seconded by Councilperson Klein that the Town Board of the Town of Danby authorize Councilperson Beavers to enter into discussions with the highway department and the Danby fire department on mutual shared agreements concerning a gas tank sharing agreement.

**Request to Use Building for Eagle Scout Award Event**

A motion was made by Supervisor Dietrich and seconded by Councilperson Beavers that the Town Board of the Town of Danby gives permission to Ramona Ehrhardt to use the town hall for an eagle scout award event on June 27, 2008 at 5:00 p.m.

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried****NEW BUSINESS****RESOLUTION NO. 52 OF 2008****AUTHORIZATION FOR TOWN SUPERVISOR TO EXECUTE CONTRACT WITH PLANNING CONSULTANT - HAMLET PLANNING PROJECT**

By Councilperson Beavers: Seconded by Councilperson Connors

**RESOLVED**, that the Town Board of the Town of Danby authorizes the Town Supervisor to execute a contract with Bergmann Associates and with Trowbridge and Wolf Landscape Architects, for professional services related to the Hamlet Planning Project, with the source of funding for those services to be the grant awarded to the Town by the NYS Office for Small Cities, and Comprehensive Plan Account A8020.401; and be it further

**RESOLVED**, that the Town Board of the Town of Danby designates Susan Beeners as owners representative.

A roll call vote on the resolution resulted as follows:

(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried**

**Change in Format for Board Meetings**

Councilperson Beavers asked the board to consider a change in format for board meeting agendas and have committee reports and public information to the agenda meeting. County Representative Frank Proto’s will report at the regular meeting schedule.

Councilperson Beavers suggested that committee representatives may submit written reports at the agenda meeting and that copies will be available at the board meeting for residents to view. If no report has been submitted for the agenda meeting they can report at the regular meeting.

Councilperson Connors suggested that we allow five(5) minutes for committee reports.

**Motion to Change Format for Board Meetings**

A motion was made by Councilperson Beavers and seconded by Councilperson Connors that the Town Board of the Town of Danby change the meeting structure to allow committee reports to be submitted in a written format by noon of the agenda meeting date for the board to review and if no written report is received they report at the regular meeting of the board. Copies of the written reports will be available for the public, letters will be sent to committee chairs notifying them of the change and the public will be notified.

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried**

**Motion to Extend Meeting**

A motion was made by Councilperson Beavers and seconded by Councilperson Connors that the Town Board of the Town of Danby extends the meeting one hour to 9:30 p.m.

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye

Klein	Aye
Dietrich	Aye

**Carried****Motion to Dispose of Old Office Equipment**

A motion was made by Councilperson Beavers and seconded by Councilperson Connors that the Town Board of the Town of Danby gives permission to the town supervisor dispose of old broken equipment and that a list (including serial numbers) be submitted to the town clerk to report to the town board.

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried****Creation of a New Position**

Supervisor Dietrich reported that the position created last year for Water District Assistant Superintendent was for one year only.

Councilperson Beavers said that we need to make this position permanent as it requires two people to provide the service.

**RESOLUTION NO. 53 OF 2008****CREATION A POSITION - MEO, WATER SEWER MAINTENANCE WORKER**

By Councilperson Beavers: Seconded by Supervisor Dietrich

**RESOLVED**, that the Town Board of the Town of Danby creates a position entitled "MEO, Water Sewer Maintenance Worker.

A roll call vote on the resolution resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried****Motion - Appointment to Position of MEO, Water Sewer Maintenance Worker**

A motion was made by Supervisor Dietrich and seconded by Councilperson Connors that the Town of Danby appoints Carl Seamon to the position of MEO, Water Sewer Maintenance Worker for the West Danby Water District

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried**

**Motion to Approve Highway Department Personnel Salaries**

A motion was made by Councilperson Beavers and seconded by Councilperson Connors that the Town Board of the Town of Danby that the permanent hourly rate of pay be approved for \$18.03 per hour for highway department employees Bradley Berggren and Dave Thomas.

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried**

**Proposed Local Laws**

The Board reviewed the proposed local laws.

1. Emergency Towing of Vehicles

This proposed local law is an amendment in Section 5. Fees by increasing the payment of a towing charge to \$125.00 and a storage charge not to exceed \$30.00 per day and shall be payable by the owner or operator of the vehicle to the company responsible for towing and/or storing such vehicle

2. Fees for the Licensing of Dogs in the Town of Danby

The proposed local law proposes that the annual fee for licensing dogs in the Town of Danby. The total fee for Unspayed/ Unneutered fee \$20.00 and the total fee for spayed/neutered dogs \$12.00.

**Motion to Approve Advertising for Proposed Local Law - Emergency Towing of Vehicles**

Proposed Local Law No. 1 of 2008

A motion was made by Councilperson Beavers and seconded by Supervisor Dietrich that the Town Board of the Town of Danby authorizes the town clerk to advertise a public hearing for the proposed Local Law - Emergency Towing of Vehicles. to be held on Monday, July 14, 2008 at 6:30 p.m. at 1830 Danby Road, Ithaca, New York

A roll call vote on the motion resulted as follows:

(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried**

**Proposed Local Law - Fees for the Licensing of Dogs in the Town of Danby**

Discussion:

Supervisor Dietrich said that the costs should be incurred by the persons who use the services not necessarily the tax payers.

Councilperson Klein said that he would vote against it as he is not sure that every dog needs to be licensed. Dogs running free is a town wide problem. He would support a collar with the owners name and information.

Councilperson Connors said that these fees need to be collected and the fees go for the control of dogs.

**Motion to Approve Advertising for Proposed Local Law - Fees for the Licensing of Dogs in the Town of Danby**

Proposed Local Law No. 2 of 2008

A motion was made by Supervisor Dietrich and seconded by Councilperson Connors that the Town Board of the Town of Danby authorizes the town clerk to advertise a public hearing for the proposed local law - Fees for the Licensing of Dogs in the Town of Danby for Monday, July 14, 2008 following the proposed public hearing No.1 of 2008 at 1830 Danby Road, Ithaca, NY.

A roll call vote on the motion resulted as follows:

(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Nay
Dietrich	Aye

**Carried**

**REPORTS:**

**Supervisor's May 2008 Report - deferred**

**Town Clerk's May 2008 Report**

A motion was made by Councilperson Connors and seconded by Councilperson Klein that the Town Board of the Town of Danby approves the Town Clerk's May 2008 report as submitted.

A roll call vote on the motion resulted as follows:

(Councilperson Salino excused)



Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried**

**Approval of General Fund Warrant No. 6 of 2008**

A motion was made by Councilperson Beavers and seconded by Councilperson Klein that the Town Board of the Town of Danby approves the General Fund Warrant No. 6 of 2008 in the amount of \$17,317.20 - voucher numbers 216-251.

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried**

**Approval of Highway Fund Warrant No. 6 of 2008**

A motion was made by Councilperson Beavers and seconded by Supervisor Dietrich that the Town Board of the Town of Danby approves the Highway Fund Warrant No. 6 of 2008 in the amount of \$28,669.15 voucher numbers 72-89.

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried**

**Approval of the West Danby Water District Fund Warrant No. 6 of 2008**

A motion was made by Councilperson Beavers and seconded by Councilperson Klein that the Town Board of the Town of Danby approves the West Danby Water District Fund Warrant No. 6 of 2008 in the amount of \$702.80 voucher numbers 27-32.

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried**

**Other Business**

Councilperson Beavers asked to be excused from the July 7, 2008 Agenda Meeting.

**Motion to Move to Executive Session**

A motion was made by Councilperson Klein and seconded by Councilperson Connors at 9:05 p.m. that the Town Board of the Town of Danby move into an executive session to discuss a possible appointment for a Webmaster.

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Aye
Dietrich	Aye

**Carried**

**Meeting Reconvened**

The board meeting reconvened at 9:45 p.m.

**Motion to Continue With Current Webmaster**

A motion was made by Councilperson Beavers and seconded by Councilperson Connors that the Town Board of the Town of Danby continue with the current webmaster for two(2) months.

A roll call vote on the motion resulted as follows:  
(Councilperson Salino excused)

Beavers	Aye
Connors	Aye
Klein	Nay
Dietrich	Aye

**Carried**

**ADJOURNMENT**

On a motion the meeting adjourned at 9:45 p.m.