

Town Board Meeting
May 20, 2019
6:30 p.m.

Present: Supervisor Aaron, Councilor Badami, Councilor Tucker, Councilor Coville, Councilor McCormack, Attorney Rhinehart.

Also, Present: Sue Murphy, Bridgett Winkelman, Allan Wellington, Martin Dillion, Dana Pickering, Jason Gabak (Skaneateles Press), Peter Wells, Peter Osborne, Dessa Bergan.

Department Reports

Highway, Water, Transfer Station: Highway Superintendent, Allan Wellington reported they had rebuilt a large catch basin on West Lake Street, near Skaneateles Country Club, installed a driveway culvert on Highland Avenue, replaced a cross pipe under Sheldon Road, cleaned highway ditches along County Line Road, Jewett Road and Gully Road. In the Water Department they had repaired a lawn on West Elizabeth Street at the location of the last water main break, flushed all hydrants in District 3, ordered 2 new fire hydrants to replace damaged ones and degreased the pump pit for sewer 6. At the Transfer Station they had been working with Syracuse Haulers to properly manage the recyclables and other items for disposal and had scheduled a pickup for the next load of cardboard.

Supervisor Aaron asked Town Engineer, John Camp if he could create an updated water district map to incorporate the additional properties that were receiving water in his update Map, Plan and Report for the Town of Skaneateles water district and how much that would cost. John Camp stated yes, he could, and the cost should not be more then \$1000.

Resolution #19-097

On a motion of Councilor Tucker, seconded by Councilor Coville and with unanimous (5-0) affirmation of the Town Board authorization was given to Town Engineer, John Camp to create an updated water district map not to exceed \$1000.

Parks: Sue Murphy reported they had been preparing for the mock emergency that is being planned at the waterfront. This exercise will include SAVES, Town lifeguards, the Village Police and the Fire Department. She also reported the Farmers Market will begin this Thursday and this is the 20th year of the Market. Dave Laxton started the Market in 1999 and he will be ringing the opening bell. The NYS DEC and Mandana boat launches opened this past weekend. They had reinstalled the boat washing machine in the shed at the Mandana parking area and are in the process of making sandwich boards for signage at the launches. She stated the construction at the Sims building had started. They are working on the permits for the waterfront and Playday. Softball and baseball are in full swing at the park. She thanked the Fire Department for donating a portable basketball net for the Playday program.

Councilor Badami asked if the Village had agreed to waive the fee for the building permit for the new Sims building at Austin Park. Supervisor Arron stated no, the Village had not, the fee for the building permit is in this abstract for payment.

Skaneateles Fire Department: Dana Pickering reviewed the March Chief's report stating there had been 23 calls during April bringing the total to 93 for the year. He reviewed the members hours for the month including training and drills. He reported as of May 6th 460 tickets have been sold for the High Stakes Money Drawing. This year there are only 850 available for purchase.

*report attached

Resolution #19-098

Minutes May 6, 2019: On a motion of Councilor Tucker, seconded by Councilor Badami, and with a (4-0) affirmation of the Town Board, Councilor McCormack abstained, the minutes of May 6, 2019 were accepted as presented.

Resolution #19-099

2018 Auditor Report – Insero & Co.: Supervisor Aaron introduced auditors Duane Shone and Evan Cleveland of Insero and Company. Mr. Shone reviewed the Executive Summary for the Town of Skaneateles' 2018 audit. He stated the audit performed was an audit with a qualified opinion, not an unmodified opinion since the changes in the law require Towns to adopt a post-employment benefit standard regarding insurance plans. Supervisor Aaron asked if this is something the Town needed to do. Mr. Shone stated it is a process that could be costly, since the Town would have to hire an actuary to determine what the Town's obligations would be, and it was not necessary at this time and will not affect bonding ability.

Mr. Shone stated in conclusion of their audit they found no deficiencies in internal controls and no noncompliance with all laws and regulations.

Evan Cleveland also reviewed the Executive Summary. He reviewed the statement of Net Position, stating the Town had assets totaling \$10,458,385 in 2018 as compared to \$10,184,350 in 2017. He reviewed total liabilities of \$1,588,276 in 2018 as compared to \$1,959,891 in 2017 giving the Town a total Net Position \$9,030,598 in 2018 as compared to \$8,523,992 in 2017. An increase of \$506,606 in 2018. Mr. Cleveland reviewed the individual funds: General and Part Town Funds, other Governmental Funds, Proprietary Funds including the Water and Sewer Funds.

Councilor McCormack asked if this was a complete audit or only a review of the Town's financial records for 2018. Mr. Shone stated, yes, this was a complete Town wide audit. Councilor McCormack asked who sets the standards for municipal accounting. Mr. Shone stated it was the Government Accounting Standards Board, a private organization.

Mr. Shone reviewed the communication letter and the auditing standards. He stated this letter meets the government auditing standard requirements. He reviewed the comment letter which is used to inform the Board of any findings or concerns. The Town has a capitalization threshold of \$100 and this is very low, their recommendation would be to increase the threshold to \$5000. To track every piece of equipment valued at \$100 or more is a lot of work for equipment that is not worth that much.

Mr. Shone reviewed the reports on the Town Clerk's office and the Justice Court. He stated both of these audits went very well. There were no comments of concern. He reviewed sections of the Financial Report that he presented to the Board. He stated the section that would be the most helpful for the Board to review would be "Management's Discussion and Analysis for the Year

ended December 31, 2018". This section is a good overview of the Town's financial position. The Town is in good sound financial position.

Councilor McCormack asked if the law requires Towns and Governments to supply retirees with health insurance benefits, as many private companies are not anymore. Mr. Shone stated yes and no, there isn't a specific law that requires Towns to provide insurance to retirees but there is a law that states if you are currently providing insurance upon retirement and it is part of your current plan, you can't change it.

Mr. Shone thanked Budget Officer for the ease and efficiency of the audit. He stated the Town is in good shape with Budget Officer Winkelman.

Councilor McCormack asked about the Justice Court Audit. There have been incidences around the state with justice clerks mishandling bail money. What is the Town's policy on bail monies? Mr. Shone stated the bail money is deposited into a separate bank account until it is returned.

Supervisor Aaron thanked Mr. Shone and Mr. Cleveland for their work and their report and praised Budget Officer Winkelman for her excellent control of the Town Budget.

Resolution #19-100

Mirbeau request for relocation of Town Water Main: Supervisor Aaron stated Elerion, LLC and Mirbeau had a request to relocate the existing Town watermain that currently crosses the Mirbeau property on Fuller Street. She introduced Peter Osborne of Appel Osborne Landscape Architecture representing Gary Dower and Mirbeau.

Mr. Osborne reviewed with the Board the request from the developer (Gary Dower/Mirbeau). They are requesting to relocate the Town watermain and abandon the existing Town easement, which bisects the eastern side of the property owned by the developer, located in the Village of Skaneateles. The purpose of the relocation is to create a contiguous parcel of land, allowing the property to be developed in the manner approved by the Village. The existing Town watermain will be relocated to the existing right-of-way on Fuller Street and reconnect with the existing Town watermain located in the right-of-way on West Genesee Street. He stated a 20- foot wide easement for the relocated Town watermain will be provided to the Town within the future lot 5 of the approved development to allow for the connection from Fuller Street to West Genesee Street.

Mr. Osborne also stated the developer will bear all costs associated with this construction and infrastructure relocation. Once completed, it will be turned over to the Town for ownership and maintenance.

Supervisor Aaron asked if Mr. Osborne or the developer would be writing this easement. Mr. Osborne stated yes, the attorney for the developer would be preparing the easement for the Town. He stated it was the attorney's recommendation the line be put in place before the easement description is written to have the exact location.

Supervisor Aaron asked Town Engineer if he had reviewed this request and would be in favor of the relocation. Mr. Camp stated yes, it has been discussed for a couple of years and he stated they were generally okay with the request and location.

Supervisor Aaron stated the Town would like to have a connection to the Village connection off of Highland Street. John Camp reviewed the map of the watermain connections to the Village water system. Supervisor Aaron stated the Town recently had a water break on West Elizabeth Street that drained the entire system. If the Town had the additional connection to the Village water system at Highland Street this would produce increased pressure and in the case of the recent water break it would not have drained the system. John Camp stated yes if the watermain break happened in the same area it would not have drained the system with this connection off Highland Street, it would have allowed the water department to shut the system off there and isolate the area where the break was.

Highway Superintendent, Allan Wellington stated the Town had the meter that could be installed at this location with Village approval.

Supervisor Aaron asked if this connection could be incorporated into this project. She stated to Mr. Osborne since their contractors will be doing the site work and this area will be open could the Town incorporate the installation of this connection and meter installation at the connection off Highland Street.

Mr. Osborne stated he would have to ask Gary Dower, the developer. The Village is also doing work along this section of watermain.

Councilor Tucker stated Mr. Dower needed our watermain moved in order to develop his lots, this could be an incentive. Supervisor Aaron said maybe they could work something out for the benefit of the Town and Gary Dower, the developer. Mr. Osborne said he would check with Mr. Dower and get back to the Board.

Supervisor Aaron stated the next step would be the easement. John Camp said it made sense to wait till after the installation of the pipe to have the exact location. Mr. Camp stated there is an existing easement that would no longer be needed. Mr. Osborne stated their attorney had not been able to find the existing easement on file. Supervisor Aaron stated we would look for it in our records.

Supervisor Aaron and Engineer John Camp stated there will be a request for an escrow deposit to complete this project and the drainage easements.

Supervisor Aaron stated the Board can have this on the next agenda after Mr. Osborne speaks to Mr. Dower and Engineer John Camp prepare and review the required paperwork.

Resolution #19-101

Schedule Bid Opening for Household Hazardous Waste Day – June 12, 2019 at 10:00 a.m.:
On a motion of Councilor Tucker, seconded by Councilor McCormack and with unanimous (5-0) affirmation of the Town Board authorization was given to go out to bid for a vendor to hold a household hazardous waste collection day at the Transfer Station. The bid opening date was scheduled for 10:00 a.m. on June 12, 2019.

Resolution #19-102

Approve Beach Safety Plan: On a motion of Councilor Coville, seconded by Councilor Badami and with unanimous (5-0) affirmation of the Town Board the 2019 Beach Safety Plan was approved as presented.

Parks Seasonal Employees/Playday Councilor/Lifeguards: On a motion of Councilor Coville, Seconded by Councilor Tucker, the following Parks Seasonal Employees were approved:

Lifeguards

Returning

Danaher, Kevin
Condon, Natalie
Illes, Brady
Dristal, Theresa
Dristal, Mary Elizabeth
Rottger, Rebecca
Priest, Tyler

New

Alphonso, Meghan
Burgher, Christopher

Playday Councilors

Returning

Parks, Michael
Carvalho, Levi
Feeney, Rachel
*Murphy, Matthew
*Cottril, Taylor

New

Falso, James
Adams, Abigail
Eldredge, Riley

Recreation Attendant- Boat Launch and Farmers Market

Katherine Ganley

Resolution #19-103

Legislation for Authority on Skaneateles Lake: Supervisor Aaron stated the Town of Skaneateles is seeking approval to have zoning authority on the lake to regulate the manner of construction and location of boathouses, moorings and docks within and adjacent to the municipal boundaries. She stated the Village is joining the Town seeking the same authority. Currently the authority lies with the Offices of General Services of the State of New York. The Town and Village are submitting this request to their State representatives for their support for this request to the Office of General Services. Supervisor Aaron read the following resolution:

**RESOLUTION REQUESTING THAT THE NEW YORK STATE
LEGISLATURE ENACT A LAW REGARDING LOCAL REGULATION OF DOCKS
AND BOATHOUSES**

WHEREAS, Navigation Law § 46-a permits numerous municipalities to regulate the manner of construction and location boathouses, moorings and docks within and adjacent to the municipal boundaries; and

WHEREAS, the Town of Skaneateles (“Town”) believes that regulating the construction and location of boathouses, moorings and docks in Skaneateles Lake is critical to the health and preservation of this important resource; and

WHEREAS, the Town Board desires to request permission from the State Legislature to be added to the list of jurisdictions under Navigation Law § 46-a; and

NOW THEREFORE IT IS HEREBY:

RESOLVED, that the Town Board hereby requests that Subsection 2 of Navigation Law § 46-a be amended to add the Town of Skaneateles to the list of jurisdictions permitted to adopt, amend and enforce local laws, rules and regulations not inconsistent with the laws of this State or the United States, with respect to the restriction and regulation of the manner of construction and location of boathouses, moorings and docks within or adjacent to its municipal boundaries; and

RESOLVED, that the Town Supervisor or her duly appointed representative is hereby empowered to execute all documents in furtherance of this Resolution; and

RESOLVED, that the Town Attorney or his duly appointed representative is hereby empowered to assist in the drafting of documents and perform any other legal services necessary to implement the intent and purpose of this Resolution; and

RESOLVED, that the Town Clerk is hereby directed to send a copy of this Resolution and all supporting documentation to the New York State Senate and Assembly home rule office, Senator Bob Antonacci’s office, and Assemblyman Gary Finch’s office; and

RESOLVED, that the Board directs the Town Clerk to maintain a copy of this resolution in the Office of the Town Clerk in files that are readily accessible to the public and made available upon request, subject only to the limitations established by the Freedom of Information Law.

Attorney Rhinehart stated with the Village joining the Town in this request this should be looked favorable on from the State and help with the possibility of approval. Supervisor Aaron stated the Town and Village Planning Boards are in favor of this. Councilor Tucker stated the Town previously had jurisdiction on the lake and it is already in the Town Zoning Code.

On a motion of Councilor Badami, seconded by Councilor Coville and with unanimous (5-0) affirmation of the Town Board the Resolution Requesting That The New York State Legislature Enact a Law Regarding Local Regulation of Docks and Boathouses.

**Resolution attached*

Announcements/Correspondence/Updates:

Transfer Station Solar Project: Supervisor Aaron announced she is meeting with Chris Carrick from CNYRPDB and Melissa Clark from Abundant Solar tomorrow and will have an update for the Board.

Hamlet Meetings – Mandana, May 22nd and Shepard Settlement May 29th: Supervisor Aaron stated last Hamlet meetings for 2019 are scheduled for Mandana on May 22nd and Shepard Settlement on May 29th.

Town of Skaneateles 2018 Water Quality Report: Supervisor Aaron announced the 2018 Water Quality Report is now available at the Town Hall or on the Town of Skaneateles Website. All the Town water customers will receive a post card with the link to the report on the Town website.

Hill-Rom Letter: Supervisor Aaron announced a letter was received from Hill-Rom regarding the complaint about garbage along Mottville Road. They stated they have removed the trash and will continue to monitor the area for cleanliness. They will be installing signage to request employees follow proper disposal practices and additional garbage and recycling dispensers near the affected area. Supervisor Aaron stated she had met with the President of Hill-Rom and had a tour of the facility. She stated they plan on changing the signs from Welch Allyn to Hill-Rom, she felt this is an indication they are going to stay in our community.

Public Comment: Dessa Bergan addressed the Board and stated she agrees with the proposed Local Law 2019-A regarding Nonconforming Lots. She agreed there should be more site plan review of projects, especially around the lake and more enforcement. She asked the Board if there are significant changes to the proposed Local law will there be another Public Hearing. Supervisor Aaron stated, yes they will hold another Public Hearing. She thanked Dessa Bergan for her comments.

Peter Wells addressed the Board and asked if it would be possible for him to remove the reusable electronics at the Transfer Station to repurpose some of the items. Supervisor Aaron stated this has been a problem with our insurance company in the past. She asked him to submit his request in writing for the Board to review.

Resolution #19-104

Budget Amendments: On a motion of Councilor Coville, seconded by Councilor Tucker and with unanimous (4-0) affirmation of the Town Board the following budget amendments were authorized for the abstract #19-10:

General Fund

\$ 5,500.00	Increase	013554.01.004.58	Assessor – CE - Legal
\$ 5,500.00	Decrease	014204.01.004.00	Attorney

Cost of Town Attorney - assessment disputes

\$ 510.00	Increase	019304.01.004.00	Judgement / Claims
\$ 510.00	Decrease	019904.01.004.00	Contingency

Amount of claim paid out of pocket

\$ 2,050.00	Increase	071104.01.004.45	Summer Equipment - Rental
\$ 2,050.00	Decrease	019904.01.004.00	Contingency

Cost of Port – a - potties in the park for public use

Resolution #19-105

Abstract #19-10: On a motion of Councilor Coville, seconded by Councilor McCormack and with unanimous (5-0) affirmation of the Town Board vouchers #19-0581 to 19-0674 were authorized from the following funds:

General Fund:	\$ 94,010.03	Part Town:	\$ 3,728.90
Highway:	\$ 7,315.74	Water:	\$ 1,835.70
Highway PT	\$ 3,342.98	Sewer:	\$ 35.06
T & A	\$ 2,213.00		
TOTAL:	\$ 112,481.41		


Resolution #19-106

Executive Session: On a motion of Councilor McCormack, seconded by Councilor Tucker and with unanimous (5-0) affirmation of the Town Board the meeting was adjourned to Executive Session at 7:45 p.m. for contract negotiations.

On a motion of Councilor McCormack, seconded by Councilor Coville the meeting was returned to open session at 8:20 p.m.

On a motion of Councilor Tucker, seconded by Councilor Coville and with unanimous (5-0) affirmation of the Town Board the meeting was adjourned at 8:15 p.m.

Respectfully Submitted,


Julie A. Stenger
Town Clerk

**RESOLUTION REQUESTING THAT THE NEW YORK STATE LEGISLATURE
ENACT A LAW REGARDING LOCAL REGULATION OF DOCKS AND
BOATHOUSES**

May 20, 2019

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WHEREAS, the Town of Skaneateles (“Town”) believes that regulating the construction and location of boathouses, moorings and docks in Skaneateles Lake is critical to the health and preservation of this important resource; and

WHEREAS, the Town Board desires to request permission from the State Legislature to be added to the list of jurisdictions under Navigation Law § 46-a; and

NOW THEREFORE IT IS HEREBY:

RESOLVED, that the Town Board hereby requests that Subsection 2 of Navigation Law § 46-a be amended to add the Town of Skaneateles to the list of jurisdictions permitted to adopt, amend and enforce local laws, rules and regulations not inconsistent with the laws of this State or the United States, with respect to the restriction and regulation of the manner of construction and location of boathouses, moorings and docks within or adjacent to its municipal boundaries; and

RESOLVED, that the Town Supervisor or her duly appointed representative is hereby empowered to execute all documents in furtherance of this Resolution; and

RESOLVED, that the Town Attorney or his duly appointed representative is hereby empowered to assist in the drafting of documents and perform any other legal services necessary to implement the intent and purpose of this Resolution; and

RESOLVED, that the Town Clerk is hereby directed to send a copy of this Resolution and all supporting documentation to the New York State Senate and Assembly home rule office, Senator Bob Antonacci’s office, and Assemblyman Gary Finch’s office; and


RESOLVED, that the Board directs the Town Clerk to maintain a copy of this resolution in the Office of the Town Clerk in files that are readily accessible to the public and made available upon request, subject only to the limitations established by the Freedom of Information Law.

CERTIFICATION

I hereby certify that at a meeting of the Town Board of the Town of Skaneateles, Skaneateles, New York on May 20, 2019, the foregoing Resolution was duly moved by Councilor Badami and seconded by Councilor Coville, quorum of five members of the five-member Board being present, and each voted on the Resolution as follows:

Supervisor Janet Aaron	Aye
Councilor David Badami	Aye
Councilor Robert Coville	Aye
Councilor Kevin McCormack	Aye
Councilor Mark Tucker	Aye

The Resolution was, therefore, duly adopted.


Julie A. Stenger
Town Clerk
Town of Skaneateles

Dated: May 20, 2019