

TOWN OF FAYETTE  
TOWN BOARD MEETING MINUTES  
NOVEMBER 9, 2017

Present: Supervisor Cindy Lorenzetti, Councilwoman Coreen Lowry, Councilmen Bill Goff, Jimmie Johnson and Jeff Trout, Town Clerk Marleen Hubbs and Attorney Steve Ricci.

Others Present: Highway Superintendent Bill Trout, Account Clerk Sue Hensel, Dog Control Officer Dallyn Jenkins, Jason McCormick, Engineer, Jim Bromka. Residents: John Christensen, Sandy and Bill Caster, Richard and Jeanne Giovannini, Dave Fitzgerald, James Mitchell, Neil Teague, Mark Morrissette and Linda Zwick.

Moved by Councilman Johnson and seconded by Councilman Trout to open the Public Hearing to Over-ride the Tax Levy Limit at 6:45 p.m. 5 Voting Yes/0 Voting No. Carried. No one wished to speak.

Moved by Councilman Trout and seconded by Councilwoman Lowry to close the Public Hearing to Over-ride the Tax Levy Limit at 6:47 p.m. 5 Voting Yes/0 Voting No. Carried.

Moved by Councilman Trout and seconded by Councilwoman Lowry to open the Public Hearing for Fire Contract Requests at 6:50 p.m. 5 Voting Yes/0 Voting No. Carried. No one wished to speak.

Moved by Councilman Trout and seconded by Councilwoman Lowry to close the Public Hearing for Fire Contract Requests at 6:51 p.m. 5 Voting Yes/0 Voting No. Carried.

Moved by Councilman Trout and seconded by Councilwoman Lowry to open the Public Hearing regarding Review of the 2018 Preliminary Budget at 6:57 p.m. 5 Voting Yes/0 Voting no. Carried. No one wished to speak.

Moved by Councilman Trout and seconded by Councilwoman Lowry to close the Public Hearing regarding Review of the 2018 Preliminary Budget at 7:00 p.m. 5 Voting Yes/0 Voting no. Carried.

Supervisor Lorenzetti called the Regular Meeting to order at 7:01 p.m. with the Pledge of Allegiance.

Privilege of the Floor:

Dick Giovannini, Gusty Lane: Waiting to see what Planning Board says about Vacation Rentals later in meeting.

Neil Teague, Resident: Has an issue with senior citizen exemption on school taxes. Was eligible in 2009 when turned 65 thru 2015. Notified by Assessor that he was not eligible for 2016 and 2017 because he was over income limit. His attorney says he was eligible. Attorney Ricci will review. Advised Mr. Teague to have his lawyer get in touch with him to address the issue.

Dog Control Officer: One dog picked up for the month. State Inspector came in September. Received an unsatisfactory report from Ag & Markets. This is only the 2<sup>nd</sup> time she has received unsatisfactory report. Animals fine, paperwork unsatisfactory. DL18 Form – Not always filled out. Says she is not changing the way she does things. She works at the pleasure of the Board and it is up to them if they want to appoint another Dog Warden.

Code Enforcement Officer Report: Month of October – Approved five permits. Jury Trial scheduled for November 21, at 5 p.m. for Land Use Violation.

Town Assessor Report: Assessor absent. Councilwoman Lowry reported that Re-Assessment process moving along. One-half of the properties completed in field work. On 11/16/17 will be merging files with the county. New values getting entered.

Fayette Historian Report:– None

Highway Superintendent: Getting ready for winter.

Town Clerk: Took in \$913 for the month of October. \$75 to Ag & Markets for 45 dog licenses. Check to Town Supervisor for \$838. New Elected Officials 2018 Training School in Rochester from 1/17-19/2017. To be approved at December 14 meeting for payment.

Moved by Councilwoman Lowry and seconded by Councilman Trout to approve the Board Meeting minutes for 10/12/17 and Budget Workshop minutes for 10/28/17. 5 voting yes, 0 voting no, Carried.

Moved by Councilwoman Lowry and seconded by Councilman Trout to approve the Budget Adjustments as written: 5 voting yes, 0 voting no. Carried.

Budget Adjustments

From A1990.4 Contingent	\$6660.00	
To A1220.42 Website Maintenance		\$ 35.00
To A8989.4 Fall Cleanup		\$417.00
To A1620.2 Chip Seal Parking Lot		\$545.00
To A5132.2 Chip Seal Parking Lot		\$5663.00
From A8989.11 Fall Cleanup O/T	\$454.00	
To A8989.1 Fall Cleanup wages		\$454.00
From DA5130.1 Shop Wages	\$3088.00	
To DA5140.1 Mowing Wages (through Oct.		\$3088.00

From DA5142.11 Snow O/T	\$1670.00	
To DA5142.1 Snow Payroll		\$1670.00
From DA1910.4 Insurance	\$10,000.00	
From DA5130.4 Day to Day Expenses	\$ 565.00	
To DA5140.4 Mowing Repairs		\$1099.00
To DA5142.4 Salt Purchases		\$9466.00
From SW1-1990.4 Contingent	\$3.00	
To SW1-8310.4 Postage	\$3.00	
From SW5-8310.4 Day to Day Expenses	\$550.00	
To SW5-8310.2 Master Meter install	\$550.00	

Moved by Councilman Trout and seconded by Councilman Goff to approve the warrants. 5 voting yes, 0 voting no, Carried.

Abstract #11 – Vouchers #398-441

General Fund – Townwide	\$47,115.56
General Fund – Outside Village	2,608.44
Highway Fund – Townwide	\$27,029.39
Highway Fund – Outside Village	\$20,369.80
Fayette Light Distr. – LD006	170.06
Canoga Light Distr. – LD001	198.49
Fayette Water Distr. #1	229.69
Indian Acres #2 – WD018	1,356.16
Cayuga Lake #3 – WD019	1,343.39
Fayette Water Distr. 5 – WD025	1,231.81
<b>TOTAL</b>	<b>\$101,652.79</b>

Supervisor’s Report: Today attended the open house for “Rudolph & Co.” – new business in the Town of Fayette, very nice. County working on budget.

Committee Reports:

Insurance & Assessment – Coreen – Insurance company needs update on highway drivers’ licenses. Will be talking to Ed Boudreau from Fingerlakes Partners Insurance.

Water Committee – Jason McCormick/Jeff - Jason has draft for Townwide Water Project informational meeting on November 30. Not going into detail here. Contains budget costs, maps of existing system and map of what system would become and budgetary numbers by road/section of what each area costs. Outlined projects – summary and benefits of each project. Jason’s recommendation for construction – makes sense to hire contractors to larger water mains on state roads. Harder for municipal crews to do larger roads. Time is of essence. Most likely to receive funding for larger projects by contractors. Town can do smaller roads easier. Signed petitions by residents and emails will be added to presentation to show where everyone

wants water to see if it helps to prioritize. Priority hookup would be districts 5 and 3. Hardly any users, but benefit to both districts. Jason has manual that explains benefits and come up with formula. That shows what will get funding. Attorney Ricci asked it will need comptroller approved. Jason – may not. Jeff: Could we start with smaller lines. Jason – yes. Informational meeting will be held November 30, 2017 at 6 p.m. at Fayette Fire House. Will be advertised on Finger Lakes 1, press release and website.

Planning & Zoning – Bill Goff, Board Member – Joint meeting held last month with Town Board and Planning Committee, open to the public, to go over revisions to Land Use Regs.

Dave Fitzgerald, Planning Board Member – Nothing official being submitted tonight.

Regulations need to be “stiffened up”. Have been working on this approx. two years. Studied Geneva’s regulations, but things have changed over the years. Major definition changes are in solar, clay mines, hospices, long term care facilities, land fills, wind energy, termination of variances, farm breweries, Lake Water District (still up for discussion). None of these items seem to be holding up new regulations. Only Vacation Rentals seem to be the stumbling block. Maximum number of bedrooms will be 4 with 5 cars. Discussion ensued on the possibility of a moratorium on vacation rentals, raising cost of permits to \$500 and should permits be for one year or three, limiting the number of permits given out each year. Also can a part-time code enforcement officer handle the work. After discussion, Attorney Ricci asked the Board to think about and re-read revisions. Then come back to him with direction on where to go at the next meeting on December 14. A public hearing will have to schedule when they do decide to go ahead with revisions. Mr. Giovannini thanked the Town Board and Planning Board for all the time they have spent on this. Mrs. Giovannini noted that noted that an existing cottage on Parker Road that is a two bedroom is being advertised as 5 bedrooms. Asked how this could happen? Dave Fitzgerald – new revisions will specify size of rooms and windows. Mr. Morrisette suggested a flat fee or per bedroom fee be charged. Supervisor Lorenzetti: This has been a long process and it was thought to possibly take to county, but that could be a longer process. Thanks to Dave for attending the meeting with information.

Fire & Safety – Jim – Canoga Fire Hall – Attorney Ricci understands that they are still waiting on a government permit.

### **Resolutions/Motions:**

Moved by Councilman Johnson and seconded by Councilman Trout to adopt Local Law #1 of 2017 to override the tax levy limit established in General Municipal Law 3-C. 5 voting yes, 0 voting no. Carried. No discussion.

Moved by Councilwoman Lowry and seconded by Councilman Trout to approve the Fire Contract requests. 5 voting yes, 0 voting no. Carried. No discussion.

Moved by Councilman Trout and seconded by Councilwoman Lowry to approve the proposed Preliminary Budget for 2018. Discussion – Jeff - with amount of savings from last Budget Workshop would like to add \$500 for stipend for Deputy Highway Supt. and stipend for Water Operator, Grade D, with NYS Certification, \$2,500 for 2018, as per contract.

Moved by Councilman Trout and seconded by Councilwoman Lowry to amend the proposed Preliminary Budget for 2018. 5 voting yes, 0 voting no. Carried.

Moved by Councilman Trout and seconded by Councilman Goff to approve the amended 2018 budget for 2018 adding \$500 for stipend for Deputy Highway Supt and stipend for Water Operator, Grade D with NYS Certification, and \$2,500 for 2018, as per contract, sing additional fund balance. 5 voting yes, 0 voting no. Carried.

Moved by Supervisor Lorenzetti and seconded by Councilwoman Lowry to have the Town Attorney write another letter to DOT regarding the speed zone (55 to 45 mph) on East Lake Road. 5 voting yes, 0 voting no. Carried.

**Old/New Business:**

Bill Trout – would like to purchase a Flow Meter for Hillside from AquaLogics Systems, Inc. with a cost of \$5,200. Suggested by Jim Bromka. Would save on labor costs and testing. Talk to Varick about splitting cost. Town Clerk to send letter to Varick asking them to put on their agenda for their next Board meeting.

Attorney Ricci to clarify Plowing Contract with County. If okay, Supervisor will sign.

Moved by Councilman Trout and seconded by Councilwoman Lowry to go into Executive Session at 9:05 p.m. for a personnel matter, asking Linda Zwick to join in. 5 voting yes, 0 voting no. Carried.

Out of Executive Session at 9:15.

Moved by Councilwoman Lowry and seconded by Mr. Johnson to adjourn the meeting at 9:17 p.m.

Respectfully submitted,

Marleen Hubbs  
Town Clerk