

## TOWN OF POMPEY TOWN BOARD MINUTES

The Regular Monthly Meeting of the Town Board of the Town of Pompey was held on May 5, 2014 at the Pompey Hill Fire House. In attendance: Supervisor Carole Marsh; Councilors Carl Dennis, Greg Herlihy, Victor LaFrenz and Craig Smithgall; Highway Superintendent Tom Purcell; Accountant 1 Tom Chartrand, Town Attorney Jeff Brown, Code Enforcement Officer Rick Penhall and Town Clerk Ann Christmas.

Supervisor Marsh called the meeting to order at 7 p.m. followed by the Pledge of Allegiance and a moment of silence for our service men and women and also for Debbie Lampreda and Major General Robert Knauff who recently passed away.

County Legislator David Knapp spoke to the Town Board. He informed them that he had been meeting with Victor LaFrenz about the hamlet of Pompey Hill and how to fix it up. The park is owned by the State. He has also been talking to Senator David Valesky about this. The state is not ready to turn it over to the town but we could get permission from the state to do minor improvements. If the Town wants to do the minor improvements he would need a letter citing the basic improvements to be done and he will take it to Senator Valesky and the DOT. He also informed the Town Board that both Cortland County and Onondaga County will be co-lead agencies in connection with OCRRA and Cortland County.

Supervisor Marsh asked him if there would be any money coming from the County to help with the town roads. He informed her that the county Legislature would vote on that issue tomorrow. If this is approved the Town Highway Department would receive approximately \$40,000.00. He stressed that this is highway money. Supervisor Marsh questioned if the Town decided to do anything in the park could they as the Town doesn't own it. Attorney Brown stated that an Intermunicipal Agreement would have to be drawn up.

Rosemarie Bush asked that the Town have a safety study done before deciding to do anything in the hamlet. She is a former bus driver for Fabius Pompey School District. There is limited site distance at many of the intersections. She gave one example where buses couldn't go and it was on Academy Street at Route 91. She is concerned that if the park is fixed up that there will be kids roaming around it and this could pose a larger hazard.

Councilor LaFrenz informed the Town Board that the DOT has responded to the letter that Supervisor Marsh sent out. They have performed a traffic study. They are reviewing it and will make a few suggestions. The Pompey Hill Community Development Group will have an informational meeting when they get the results back. Rosemarie Bush stated that not everyone in the hamlet wants something done there. She has lived in Pompey Hill for 30 years.

The monthly report of the Supervisor was submitted and reviewed. He reported that the penalties from the Town and County taxes were more than we expected, the fines are coming in a little slower, swim registration funds are starting to come in and that we have received one-half of the snow and ice removal funds from the County. County Legislator David Knapp stated that there will be a severity factor because of the long hard winter. He is not sure of the amount.

R-83-14 Made by Dennis, seconded by Herlihy to approve the following transfers:

GENERAL FUND

From:	A9060.8	Employee Benefits	Hospital	\$2,000.00
To:	A9040.8	Employee Benefits	Workers Comp	\$2,000.00

SPECIAL SEWER FUND

From:	SS599	Appropriated Surplus	Fund Balance	\$5,020.00
To:	SS8121.4	Pompey Pines	Contractual	\$5,020.00

All in favor.

Highway Superintendent Purcell reported that the new Western Star truck came in.

R-84-14 Made by Dennis, seconded by Herlihy to declare the 1991 White Auto Car truck as surplus and to take it to the municipal auction in Palymra. All in favor. Motion carried.

R-85-14 Made by Marsh, seconded by Dennis to approve the contract with Industrial Medical Associates to perform substance abuse testing. All in favor. Motion carried.

R-86-14 Made by Dennis, seconded by Herlihy to authorize the Highway Superintendent to purchase a used roadside tractor mower at

the municipal auction in an amount not to exceed \$20,000.00.  
All in favor. Motion carried.

Supervisor Marsh thanked the Highway Department for the great job they did this winter.

Code Enforcement Officer Penhall reported that to date there have been 14 building permits issued. Of this there are two single family homes. He reminded everyone that there is a burning ban in effect until May 15<sup>th</sup>. He questioned the Town Board on what to do with small home businesses. He was advised to go with the way he has been interpreting the code and that the homeowner can always appeal his decision.

Supervisor Marsh reminded the board members that there will be a training session on Workplace Violence on May 14<sup>th</sup> at 6:30 p.m. We are required to do this. She also informed them that she has received a number of calls where people are letting their animals run loose and causing problems for the neighbors. There is a leash law in the town where dogs are to be under your direction or on a leash.

Councilor Smithgall stated the Town is responsible for providing a safe workplace. He has traveled a number of roads with Richard Penhall and he feels it is a big job getting the zoning violations addressed and money should be put aside to handle the worst offenders. He feels that the jobs of Supervisor and Councilors is expanding and would like to discuss next month the idea of meeting twice a month. Supervisor Marsh stated that the Town Board has always called for a second meeting during the month as needed.

Councilor Herlihy informed the Town Board that he attended the Pompey Hill Fire Department's Installation Banquet the other night and John Windhausen celebrated his 50<sup>th</sup> Anniversary as a member of the Pompey Hill Fire Department. This is a huge accomplishment.

Councilor Dennis stated that he was glad to see that the new highway truck has arrived. It's great that it was paid for by good budgeting so that we did not have to bond.

R-87-14 Made by Herlihy, seconded by Dennis to approve the lease agreement with the Pompey Historical Society. All in favor.  
Motion carried.

Attorney Brown informed the Town Board that this is subject to a permissive referendum. This will not become fully effective until 30 days have passed.

Supervisor read the following Notice: In accordance with the requirements of the NYSDEC SPDES General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems (MS4's), Permit No. GP-0-10-002 a draft copy of the Stormwater Management Program Annual Report is available in the Town Clerk's office for review and comment. Written comments on the Report can be submitted to the Town Clerk until May 23, 2014.

- R-88-14 Made by Smithgall, seconded by Herlihy to authorize the Supervisor to sign the MS-4 Municipal Compliance Certification Form. All in favor. Motion carried.
- R-89-14 Made by Dennis, seconded by Herlihy to approve the bank reconciliations and monthly report of the Tax Collector/Town Clerk and Supervisor. All in favor. Motion carried.
- R-90-14 Made by Dennis, seconded by LaFrenz to authorize the payment of General Fund Abstract Nos. 138-170, totaling \$73,606.81; Highway Fund Abstract Nos. 68-84, totaling \$292,788.64; Trust & Agency Abstract No. 7-15, totaling \$10,257.26. All in favor. Motion carried.
- R-91-14 Made by Dennis, seconded by Herlihy to authorize the Supervisor to sign the Notice of Termination for Storm Water Discharges Authorized under the SPDES General Permit for Construction Activity in connection with The Preserve contingent upon approval by the town engineer. All in favor. Motion carried.

Jesse Walser asked the Town Board if they have looked into grants for broadband internet service. He understands that there are grants available for businesses as well as town, city and state entities. He asked the Town Board to look into this. He also spoke about the trash that is being dumped along Bush Road. Highway Superintendent Purcell stated that he had picked up a number of paint cans along that road.

Mike Andrews stated that he works for the state and that they prioritize what needs to be done (i.e. potholes, etc.) Fabius, LaFayette and OCRRA have hazardous waste days.

Respectfully submitted,

Ann Christmas  
Pompey Town Clerk