

TOWN OF POMPEY TOWN BOARD MINUTES

The Town Board of the Town of Pompey held its Regular Meeting on Tuesday, January 9, 2024 at 6:30 p.m. The meeting was held in-person and was also live-streamed via Zoom platform. In attendance were: Supervisor Mark Nardella, Councilors Bill Lipe, James Loomis, Diana Carpenter, David Angello; Accountant Jim Pompo; Highway Superintendent B.R. Way; Town Attorney Tim Frateschi, Town Attorney David Capriotti; Town Clerk Nikki Reid; and Zoom Host Veronica Hotaling.

Supervisor Nardella called the meeting to order at 6:30 p.m. followed by the Pledge of Allegiance.

R-30-24 Motion by Angello, seconded by Lipe to adopt the Rules of Decorum as drafted by Town Attorney. All in favor. Motion carried.

The Rules of Decorum will be available to the public on the Town's website.

R-31-24 Motion by Loomis, seconded by Carpenter to ratify the resolutions that were passed by the Town Board at the Organizational Meeting. All in favor. Motion carried.

PUBLIC COMMENT:

Nancy Furdock, Sevier Road: She wanted to bring her issues regarding her high assessment to the Town Board. She stated that there are multiple houses in the town whose assessments need to be revisited and reassessed. She is paying top dollar while others are getting away with highway robbery.

CONTINUATION OF PUBLIC HEARING ON LOCAL LAW 2024-1: A LOCAL LAW AMENDING CHAPTER 165 TO AMEND ARTICLE VIII (ADMINISTRATION AND ENFORCEMENT) SECTION 165-44 (G) (2) THAT REGULATES HOME BASED BUSINESSES IN THE TOWN OF POMPEY

R-32-24 Motion by Carpenter, seconded by Loomis to reopen the Public Hearing on Local Law 2024-1 at 6:43 p.m. All in favor. Motion carried.

Supervisor Nardella stated that the basis of this local law will not affect people who have been operating their home-based businesses without any complaints from neighbors; the intent is to continue to allow them to do so.

The purpose of Local Law 2024-1 is to protect the health, safety, and welfare of neighboring residents and the preservation of the neighbors as a comfortable place for the people who live there. The two important things are an expansion to the already existing "grandfathering" of pre-existing home-based businesses to fall into the existing home occupation law. The second

important thing is to make it clearer the process that people who want to run a home occupation business need to go through.

Supervisor Nardella stated that this local law will also give our Code Officer a clear process of how to enforce home based businesses.

Supervisor Nardella asked Town Attorney Tim Frateschi to amend the draft to include the discussed concerns from the Board Members.

PUBLIC COMMENT:

Greg Herlihy, Pompey Center Road: What will actually change with this legislation? The laws that the Town of Pompey might pass could be superseded by New York State Building Code and a variety of other things could affect people who are operating home-based business.

R-33-24 Motion by Angello, seconded by Carpenter to close the public hearing at 6:52 p.m. All in favor. Motion carried.

ACCOUNTANT’S REPORT:

Town Accountant Jim Pompo gave an update on town finances. The town received the last installment of mortgage tax for 2023 in the amount of \$79,500.00. That actually puts the town below budget by \$19,000.00. NYCLASS brought in \$7,400.00.

R-34-24 Motion by Carpenter, seconded by Loomis to approve the following transfer:

General Fund:

A1220.4	Supervisor - Contractual	\$50.00
A1990.4	Contingent	(\$50.00)
A1620.4	Buildings - Contractual	\$350.00
A1990.4	Contingent	(\$350.00)
A3120.4	Police Contractual	\$2,600.00
A1990.4	Contingent	(\$2,600.00)

All in favor. Motion carried.

R-34-24 Motion by Lipe, seconded by Angello to accept the December 2023 Bank Reconciliation Reports for the Supervisor Account. All in favor. Motion carried.

R-35-24 Motion by Lipe, seconded by Angello to authorize Supervisor Nardella and Deputy Supervisor Henry to sign town checks. All in favor. Motion carried.

TOWN CLERK'S REPORT:

R-36-24 Motion by Loomis, seconded by Lipe to accept the December 12, 2023 Regular Meeting minutes. All in favor. Motion carried.

R-37-24 Motion by Loomis, seconded by Carpenter to accept the December 2023 Bank Reconciliation Reports for the Town Clerk and Tax Collector. All in favor. Motion carried.

R-38-24 Motion by Lipe, seconded by Angello to approve the following payment of bills as amended: Abstract Nos. 633-664, totaling \$28,772.27 and Abstract Nos. 1-11, totaling \$29,354.19. All in favor. Motion carried.

HIGHWAY SUPERINTENDENT'S REPORT:

R-39-24 Motion by Lipe, seconded by Angello to accept the 284 Agreement, and to authorize all Town Board Members to sign the Agreement. All in favor. Motion carried.

R-40-24 Motion by Angello, seconded by Lipe to accept the quote from S&W Services for the purchase of a new pump in the amount of \$16,239.51. All in favor. Motion carried.

SUPERVISOR'S REPORT

Supervisor Nardella stated that he and Councilor Angello and Councilor Carpenter will be attending Newly Elected Official Training this week. He's hoping to come back more knowledgeable and helpful to the Town.

R-41-24 Motion by Carpenter, seconded by Loomis to Codify the following Local Laws: Local Law 2022-1, Local Law 2022-2, Local Law 2022-4, Local Law 2023-1, Local Law 2023-2, Local Law 2023-3, Local Law 2023-4, Local Law 2023-6 in the estimated cost of \$3,000.00 and \$3,400.00. All in favor. Motion carried.

Supervisor Nardella announced that Attorney David Capriotti will be serving as the Town Attorney for the Town of Pompey going forward. Supervisor Nardella thanked Town Attorney Tim Frateschi for his service these last four years. All the Town Board members and Town Clerk gave their thanks to Tim Frateschi for his service. He will be very missed.

R-41-24 Motion by Carpenter, seconded by Loomis to adjourn the meeting at 7:22 p.m.
All in favor. Motion carried.

Respectfully submitted,
Nikki Reid
Pompey Town Clerk