

The Seneca Falls Town Board held a regular monthly Meeting on Tuesday, October 5, 2010 in the Town Hall Meeting Room, 81 W. Bayard Street.

Present were Supervisor Peter Same; Councilpersons Timothy Snyder, T.J. Casamassima, Susan Sauvageau and Duane Moore. Also present were Patrick Morrell, Attorney for the Town; Jame Spina, Commissioner of Parks and Recreation, Steven Turkett, Zoning Officer; Donald Wood, Highway Superintendent; Cynthia Loncosky, Assessor; Jeffrey Rowe, Town Engineer and a Member of the local media.

Supervisor Same called the Meeting to order at 7:00 P.M. A roll call was taken of the Board Members and all were present; the Pledge of Allegiance followed.

Petitioners:

Karl Hagen – Bonadio Group: Karl Hagen of The Bonadio Group presented draft Audit reports relative to the 2008 Justice Court Audit and the 2009 Audit of the Town of Seneca Falls. He referred to the 2008 Justice Audit, and explained what their responsibility was under the Auditing Standards generally accepted in the US and Government auditing standards. He stated they were hired to issue an opinion on the financial statements, and they were unable to issue a clean opinion on the Justice Court audit; they issued a disclaimer of opinion. Due to insufficient records, they were unable to find enough support for the amounts that they listed in the schedule. Mr. Hagen reviewed the significant audit findings:

- They were unable to obtain accurate reports supporting the identified open bail that was in existence at or being held by the Justice Court as of December 31, 2008.
- They were not able to verify the amounts classified as due to New York State because they were not able to determine whether amounts held by the Court were for open bail, whether they were fines – there was not enough information to identify those amounts.
- There are two sensitive estimates in the schedule of Justice accounts – (a) estimate the amounts of open bail held by the Court on December 31<sup>st</sup>, and (b) there is an amount in there labeled as unidentified funds which he considers to be an estimate. They believe it is an educated estimate of what should be paid back to New York State.
- Certain disclosures in the Financial Statements or the schedule of Justice accounts are particularly sensitive because of their significance to the users of the schedule. There are two disclosures they believe are sensitive; they discuss the identified funds and why supporting records were not available for these amounts.
- Corrected and uncorrected misstatements: They did prepare the schedule of Justice accounts from Justice records; because they prepared them from those records, there were no misstatements in the records.
- They did not encounter any significant difficulties in dealing with management. They were able to access all the records they needed to and they were made available to them. There were delays in the completion of the audit which they attributed to the illness of the key management contact.
- There were no disagreements with management, either with the Town or Justice Court.
- Management Consultations with other Independent Accountants – There were not aware of any such consultations.

Mr. Hagen believes the significant audit findings revolve around the unidentified funds and the open bail.

Mr. Hagen referred to the Schedule of Justice Court accounts which they prepared from the Justice records, and explained the Schedule on Page 1 of the Audit, as well as summarized the significant accounting policies. Discussion followed.

Mr. Hagen stated they tried to understand what the internal controls are over the finances of the Justice Court, and did identify several deficiencies in that internal control. The highest level is the material weakness which is a deficiency such that there is a reasonable possibility that a material misstatement of financial statements or the schedule will not be prevented. He said that is the case with the record of bail not being maintained. They recommend that a supplemental record be maintained each month and reconciled to the components of the cash balance. Judge Mahoney said the report is maintained every month but you can't balance it. Brief discussion followed.

Mr. Hagen stated the Justice Court is required to be reviewed annually by the Town Board or an external auditor. He said during the audit of the Justice Court, they noted that it is not a routine internal control of the Justice Court or Town to perform a monthly review or required annual audit.

During their audit, they noted that during the transition from one judge to another which occurred during 2005, there was unidentified money which cannot be connected to any matter currently pending before the Court. They recommend that the disposition of the unidentified money in the Justice's bank accounts should be discussed with NY State in terms of final disposition.

Mr. Hagen stated Records Retention was discussed. They tested 15 cases to look for records, and there was one instance where the case file was not able to be produced. He said the Court is required to maintain all case files containing all papers and other documentation.

In connection with their audit, they noted that passwords for access to computers and programs containing sensitive information were not being changed. They suggest that they be changed on a periodic basis, preferably on a quarterly basis.

Mr. Same stated he will take credit for the lack of the annual audit, but going forward, the Board will have to get it done. He said this is a major milestone of where the Board has been with the Court over the last several years, based on what happened through three Judges, through a fire, through transition, computer breakdowns, etc. – this is a way to start fresh and go forward. Mr. Casamassima asked if the Board is required to do an annual audit. Mr. Hagen replied it can be done by the Town Board internally.

Mr. Hagen referred to the 2009 audit of the Town's financial statements and reviewed the same. Under Tab 1 is a similar required communications letter for this financial statement audit. He said they are issuing a clean opinion (a non-qualified opinion), and they had no significant issues that would prevent them from issuing a clean opinion. The audit was substantially completed in April 2010; the records were available to them and they performed the audit as planned.

Mr. Hagen stated there were no transactions entered into by the Town for which there is a lack of authoritative guidance. All transactions were in accordance with generally accepted accounting principles, and all significant transactions were recognized in the financial statements in the correct period of time. The most sensitive estimates affecting the financial statements were Actuarial assumptions related to retirement and post-employment liabilities; accrued payroll and related liabilities; asset lives for depreciable fixed assets and allowances for doubtful accounts from CDBG notes.

Mr. Hagen stated there were no difficulties in dealing with management and no disagreements. He proceeded to explain the summary of audit adjustments as per Exhibit 1 in the Audit Report.

Mr. Hagen referred to Tab 3 which is the Management letter that identifies deficiencies in internal controls; they are not considered material weaknesses and are not considered significant deficiencies. They recommend the Town develop and incorporate formal documentation for the approval of disposals of capital assets into its capital assets disposal policy. Mr. Hagen said they noted a few capital assets that did not seem to have appropriate supervisory approval.

Mr. Hagen stated they recommend the Town review the requirements to report its unclaimed funds to the State under the State's Voluntary Compliance Program. There is a few thousand dollars in the Trust and Agency account that should be turned over to the State once it reaches three years.

Mr. Hagen noted there was one material weakness regarding a prior period adjustment which occurred in the funds financial statement. The Special Grant Fund had been calculated in error and reported improperly in the 2008 Financial Statements, and as such, the fund balance of the Special Grant Fund was reduced by \$194,000.00. The overstatement occurred because the revenue recognized in the Special Grant Fund should be under the modified accrual basis; it was reflected using the full accrual basis in those financial statements. After explaining this further, Mr. Hagen stated this has been corrected. He added the guidance provided by the State Comptroller's Office is now in effect and that's how those grants are being recorded.

Mr. Same indicated the Drafts will be on the Agenda for approval.

#### Approval of Minutes:

A motion was made to approve the minutes of the regular monthly Meeting of September 7, 2010 by Duane Moore and seconded by Tim Snyder. Being there were no additions or corrections, the minutes were accepted as presented 5 ayes, 0 nays.

#### Reports:

Dog Control Officer: The Dog Control Officer's report states that five dogs were impounded – four redeemed and one dog still being held; five Appearance tickets were issued. A total of \$30.00 in fees was collected and turned over to the Town Clerk.

A motion was made to accept the Dog Control Officer's report by T.J. Casamassima and seconded by Sue Sauvageau. No questions. Motion carried 5 ayes, 0 nays.

Zoning Officer: Mr. Turkett stated the Board has a copy of both Town and Village Permits that were issued

during the month of September. The Town Building Permits issued were Building Permit #2299 issued to Jason E. TenEyck, 1908 County House Road, cattle barn; Permit #2300 issued to Montezuma Properties, 1655 Auburn Road, demolition; Permit #2301 issued to Ron & Terry Scarpulla, 2189 Lake Road, repair foundation; Permit #2302 issued to Michael Adams, 2403 Lower Lake Road, deck & storage shed (By Order ZBA) and Permit #2303 issued to Melissa Morganti, 3195 E. Bayard St. Ext., pool.

A total of \$250.00 was collected from the issuance of these Permits, and 72 Building Permits have been issued to date for the year 2010.

The Village Building Permits issued were Building Permit #30557 issued to James D'Eredita, 25 Bridge Street, replace windows; #30558 issued to Dale Derby, 14 Auburn Road, replace roof; #30559 issued to Joyce & Fran Brady, 7 Jay Street, replace roof; #30560 issued to Compound Holdings, 126 E. Bayard Street, demolition & remodel; #30561 issued to Seneca County, 27 Cayuga Street, renovations; #30562 issued to Glenda Marriott, 6 Seneca Manor Drive, storage shed; #30563 issued to Frank Howard, 30 Tyler Avenue, addition; #30564 issued to Malcolm Pirnie, Inc., 50 Johnston Street, sub-slab depressurization system; #30565 issued to Mickey DeSanto, 8 Jay Street, replace decking & railing; #30566 issued to George Havelin, 16-18 Toledo Street, demolition; #30567 issued to Bruce Barto, 26 Chapin Street #17, replace windows; #30568 issued to Waterloo Contractors, 24A Courtney Drive, residence; #30569 issued to Timothy Scharett, 11 Spring Street, handicap ramp; #30570 issued to John Bonacci, 3 Joanne Avenue, roof; #30571 issued to Ferrara Lumber, 26-30 W. Bayard Street, re-side stucco part of building; #30572 issued to Samuel Ferrara Sr., 154 W. Bayard Street, repair porch arch; #30573 issued to Kristian Wasney, 52 Mechanic Street, storage shed; #30574 issued to Daniel Dowd, 234 Fall Street, windows, siding, porch roof & rear entrance; #30575 issued to John Litzenberger, 12 Miller Street, repair steps; #30576 issued to Gerald & Cynthia Anderson, 3 Seneca Manor Drive, storage shed; #30577 issued to David & Patricia Pedulla, 13 White Street, remodel porch; #30578 issued to Sylvester Campese, 171 Fall Street, replace windows; #30579 issued to John Lemmon, 26 Mynderse Street, replace siding; #30580 issued to Bill Struzyk, 5 Boston Avenue; replace roof; #30581 issued to Maura Lucchesi, 92 W. Bayard Street, replace porch roof; #30582 issued to Arline Rosenkrans, 44 Bridge Street, replace porch; #30583 issued to John Bell, 40 Maple Street, replace porch; #30584 issued to Maria Fowler, 116 Clinton Street, replace roof; #30585 issued to Robert Pietrocarlo, 94 Ovid Street, repair porch and #30586 issued to Dennis Miller, 34 Oak Street, replace garage

A total of \$610.00 was collected from the issuance of these Permits, and 30 Building Permits were issued during the month of September 2010. Total Permits issued for August and September 2010 was 61 Building Permits.

Mr. Turkett stated he met with Consultant William Reemtsen who is looking to see if County zoning is appropriate and feasible; also discussed was shared services with Fayette, Romulus and Seneca Falls. He said Hampton Inn is moving forward. The Village asked him to provide reporting on permits for all of 2009 and all of 2010 to current which he provided. Mr. Turkett said he reviewed the Town's Zoning Code on kennels and pet breeders in view of the recent press. He also discussed this with Mr. Getman, Romulus Attorney; our Code is as strong as it can be, and Romulus used our Code as a model. He added the only addition Romulus did was put a moratorium on any new breeders for a couple of years.

Mr. Same asked for an update on the added workload and new staff and how things are progressing. Mr. Turkett replied the workload has been accommodated with the Town Clerk and new staff; no one is waiting for permits – many of the permits are issued the same day. He is starting now with jumping into further enforcement. Mr. Turkett noted that we are going through and digitizing a lot of the records; there are some other items that we are looking at to get them electronically transferred.

Mr. Turkett said he discussed one section of Village Law with Mrs. Dygert regarding the grass growing above 10" and the notification; the way the Code is written is that the Village Clerk/Treasurer rides around with the Chief of Police to determine which grass is 10" or higher. He suggested that it be stricken and be left to the Zoning Officer or the Zoning Officer's designated person to take care of the Code as far as overgrown grass. He added the Village is going to take that on as a local law at their next Meeting. Brief discussion followed.

Mr. Same mentioned the discussion relative to a badge that the Village Zoning/Code Enforcement Officer had that now resides with the Chief of Police. Mr. Turkett stated the idea was to show some authority; previous zoning officers had that identification with them. He said in discussions with the Chief, he indicated that he doesn't want to turn that over. Mr. DeLelys said it was discussed, and they thought it was a liability issue. Mr. Same said is what Mr. DeLelys saying is the Town should make up their own badge; Mr. DeLelys replied he thinks this is what the Chief is recommending. After further discussion, Mr. Same stated he would leave it up to Mr. Turkett; the position is responsible for both Town and Village – maybe some sort of ID badge with your picture, besides the signs on your car.

A motion was made to accept Mr. Turkett's report by T.J. Casamassima and seconded by Sue Sauvageau. No questions. Motion carried 5 ayes, 0 nays.

Mr. Same mentioned that the Village Administrator indicated that the Village Board is extremely pleased with

Mr. Turkett's reporting, activities and that he is doing a great job.

Commissioner of Parks & Recreation: Mr. Spina stated the Forever Young 5K race sponsored by the Community Center will be held this Saturday at Kids' Territory; 100 are pre-registered, and they expect close to 200 will participate. There are two portions – one is a kids fun run and an adult race. The Halloween Program will be on Saturday, October 30<sup>th</sup> at 2:00 P.M.; the downtown business will partnership with them again, and then they will go to the Community Center for awards and entertainment.

Mr. Spina stated John Kenny is going down to the Boaters Facility on weekends. There are some boats stuck here this week until at least Thursday, due to the high water level. The Art Program went very well; it was a good start to try and do something different other than just offer the facility.

Mr. Spina mentioned the Firemen's Field building and said they have come up with some ideas on that. Mr. Marquart's recommendations are a new roof as the roof is leaking; block off the windows; new steel outside door; upgrade electric service and revamp the bathrooms. Mr. Same suggested an extended roof to keep people out of the weather when they have to wait for driver testing. Mr. Spina said right now, the building is used for storage of equipment; if they were to lose the building, they would have to find another place for storage. It's a decent building as far as the outside goes. He added the roof has to be done before winter as it won't make the winter the way it is now. Mr. Casamassima asked if it would make any sense to look into a new shed. Mr. Same indicated the building is a lot bigger than a shed. Mr. Spina stated they use the fields for practice; they would have to come up with some sort of bathrooms, so they would have to continue with port-a-potties. Mr. Same stated the building is a solid structure, and it does give them storage. He added for years, Tina Lotz has been asking for some sort of shelter, and he thinks the shed roof is a great idea – it would be good for the Community to do that. He thinks the building is valuable and the Board needs to preserve it. Mr. Moore stated the first thing is to get the roof fixed and then go from there. Further discussion followed.

A motion was made to start the repairs necessary on the Firemen's Field building with the cost not to exceed \$11,480.00, said amount to be taken from the Recreation Fund Contingency for this year by Tim Snyder and seconded by Sue Sauvageau. No questions. Motion carried 5 ayes, 0 nays.

Mr. Spina stated his laptop needs to be replaced; Mr. Marquart's computer has failed, so he will be using his old laptop which is good enough for what Mr. Marquart has to get done. The cost of a new computer (State bid price) is not to exceed \$1,200.00 – this will include software and docking station, and it is in his Budget.

A motion was made authorizing Mr. Spina to purchase a laptop computer at a cost not to exceed \$1,200.00 by Tim Snyder and seconded by Duane Moore. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to accept Mr. Spina's report by T.J. Casamassima and seconded by Sue Sauvageau. No questions. Motion carried 5 ayes, 0 nays.

Highway Superintendent: Mr. Wood stated they paved Noble Road; the driveways are all done, and they are waiting for the striper. They are doing the final mowing, and hope to get it done by Thursday. The waterline restoration is done, and most of the property owners have hooked up.

Mr. Wood stated the Airport is under construction. He talked to the Engineering firm as he was concerned about any damage on Martin Road. They are getting the equipment maintained and ready for the winter months. He mentioned that there was some flooding on Noble Road and Farron Road during all the rain. Mr. Casamassima asked if there was anything they can do about flooding. Mr. Wood replied it's flat land – they had a drainage plan, but the Indians bought the land and will not give them access.

A motion was made to accept Mr. Wood's report by Tim Snyder and seconded by Duane Moore. No questions. Motion carried 5 ayes, 0 nays.

Assessor: Mrs. Loncosky stated she printed out the reval documents and started the actual reval project. She said there was an issue with the computers last month, as they had a virus. A technician came in and spent many hours and finally got rid of it. Since it's budget time, maybe the Board could consider an agreement for service as it gets expensive on an as call basis. Mr. Same said the Board could discuss it during the budget process.

Mrs. Loncosky noted that the CAP Agreement was approved by Fayette; it's on the Agenda for Board approval. Mr. Morrell stated he reviewed the Agreement and spoke with the Town Attorney for Fayette. The Agreement would go for five years, and is the same Agreement we had for the last five years that has been working well for both towns.

A motion was made to approve the CAP Agreement between the Town of Seneca Falls and the Town of Fayette for the period of five years by Sue Sauvageau and seconded by Tim Snyder. No questions. Motion carried

5 ayes, 0 nays.

A motion was made to reappoint Frank Sinicropi as a Member of the Board of Assessment Review, said term to expire September 30, 2015, by Sue Sauvageau and seconded by T.J. Casamassima. No questions. Motion carried 5 ayes, 0 nays.

Mrs. Loncosky stated she has some STAR penalty paperwork that was signed; people are going to be fined \$100.00, which is going to be relieved on their taxes. She has found that some people have had two STAR exemptions. Mr. Morrell said this is appropriate; the Board would need to authorize it being placed on the tax bills. Discussion followed.

A motion was made to accept Mrs. Loncosky's report by Sue Sauvageau and seconded by Tim Snyder. No questions. Motion carried 5 ayes, 0 nays.

Attorney for the Town: Mr. Morrell stated he has prepared a local law to rezone a portion of Route 89 between Noble Road and going north to the State Park. The rezoning would change that area from R-1 (single family residential) to R-2 (2-family and multi-family residential). Mr. Morrell said this is being done to address the existing situation that is already there on some of those properties; some properties have pre-existing multi-family residential uses. He stated the next step is to refer this to the County Planning Board and the Town Planning Board for their review and recommendation. He advised the Board to nominate itself as lead agency for SEQR.

A motion was made recommending that the proposed zoning change be referred to the Seneca County Planning Board and the Town Planning Board for their review and recommendation by Sue Sauvageau and seconded by Duane Moore. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to declare the Town Board as lead agency for SEQR relative to the proposed local law to rezone a portion of Route 89 by Sue Sauvageau and seconded by Tim Snyder. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to hold a Public Hearing at 7:00 P.M. on November 3, 2010 relative to the proposed local law to rezone a portion of Route 89 by T.J. Casamassima and seconded by Tim Snyder. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to accept the Town Attorney's report by Sue Sauvageau and seconded by T.J. Casamassima. No questions. Motion carried 5 ayes, 0 nays.

Town Justice: Judge Mahoney reported that the Court received two Dell Computers as a result of a State Grant. She referred to Mr. Hagen's Audit Report and said he didn't mention that when they balanced the deposits, receipts and checks on her account, it balanced to the penny - there is no money missing. She invited any of the Board Members to come in and look at the actual books. Judge Mahoney said she will be meeting with Mr. Hagen because there are a few things that need to be changed in the report before he does the final draft.

Judge Mahoney stated she is setting up a Meeting with Covert Security and Mr. Same to discuss increasing the security cameras and installing panic alarms; the Grant money has to be used within six months or the Town will lose it. Mr. Same asked if this was all covered under the Grant dollars; Judge Mahoney replied she received the estimate one year ago, so they will know when they meet. Mr. Same said if the cost is beyond what the Grant is, then it will have to come back to the Board for discussion. Brief discussion followed.

A motion was made to approve Judge Mahoney's report by T.J. Casamassima and seconded by Sue Sauvageau. No questions. Motion carried 5 ayes, 0 nays.

Committee Reports: None.

Communications:

A motion was made to receive and file Communications numbered 1 to 19 by Tim Snyder and seconded by Duane Moore. No questions. Motion carried 5 ayes, 0 nays. Communications numbered 1 to 19 are as follows:

1. Minutes of the Seneca County Planning Board Meeting of August 12, 2010.
2. Monthly Report of all moneys received and disbursed during the month of July 2010 from Town Supervisor.
3. Section 504 Compliance Handbook, September 2010, from Thompson Publishing Group.
4. Check in the amount of \$36,143.20 from Town Justice representing fines, fees and forfeitures collected by the Court during the month of August 2010.
5. Statement of Accounts, August 1-31, 2010, from M & T Investment Group.
6. Pledges of Collateral, September 3, 7, 8, 13, 14, 16, 20, 22, 23, 2010, from M & T Investment Group.
7. Reports and Resolutions relative to an Area Variance from Seneca County Planning Board.
8. Check in the amount of \$302.00 from Seneca County IDA representing Payment in Lieu of Taxes for

Blue Star Development.

9. Summary Report of Grant Activity as of September 2, 2010 from J. O'Connell & Associates, Inc.
10. Monthly Report for the month of August 2010, as per Town Operating License and Host Community Agreement, from Seneca Meadows, Inc.
11. Check in the amount of \$112.77 from Shirley Andrews representing Mrs. Andrews' portion of health insurance premium.
12. Monthly Report of all moneys received and disbursed during the month of August 2010 from Town Supervisor.
13. Minutes of the Town Planning Board Meeting of September 23, 2010.
14. Check in the amount of \$413.15 from Timothy Kaiser representing payment for curbstoep and pipe.
15. Checks in the amount of \$300.00 each from Stewart Jensen, Doris Swanson, Patrick Stein, Mary Stein, Erwindale Farms and Marjorie Wilcox representing payments for curbstoep fees.
16. Check in the amount of \$325.47 from John Sinicropi representing Retiree's portion of health insurance premium.
17. Check in the amount of \$419.61 from Steven Turkett representing his portion of health insurance premium.
18. Check in the amount of \$855.23 from Robert Tansley representing Retiree's portion of health insurance premium.
19. Network News Newsletter from Cayuga Lake Watershed Network.

Old Business:

Sale of Property – 10 Fall Street: Mr. Same stated he had a conversation with Mr. O'Rourke who would like to meet to discuss future use of the Building. He is looking for an opportunity; if there is one, he will bring it back to the Board for discussion. Mr. Casamassima said he has talked to someone out of town who may be interested in the Building. Mr. Same stated the Board will entertain any and all opportunities for the use of the Building, including but not limited to the Town moving back to Town Hall at some point in the future.

Noble Road Project: Mr. Morrell noted a Public Hearing was held with the Zoning Board of Appeals at the last Meeting, and the Applicant was present. The Zoning Board has some time after the Public Hearing to make a determination on the matter. They will be looking at their options and making a determination on that. Mr. Morrell stated the Applicant did say they did not get our first round of notices. In addition to the notices of the Hearing, they were saying that there was some miscommunication between themselves and the Town Representatives. He thinks it could be a more positive thing going forward.

LDC Request – Incentive Grant Program: No report.

New Business:

2011 Tentative Budget: Mr. Same stated the 2011 Tentative Budget has been prepared and presented to the Board. The Budget has a full request for everything that Department Heads have submitted, including requests that have come from the Community for support. Workshops have been scheduled for October 18th, 19th and 20<sup>th</sup>. Mr. Same noted the proposed Budget has no Town tax rate; there is a slight increase in the Highway outside tax rate because of a minimal increase in the Highway Budget.

Budget Transfers: A motion was made to approve the attached Budget Transfers by Tim Snyder and seconded by Duane Moore. No questions. Motion carried 5 ayes, 0 nays.

Financial Support – Purchase of Police Uniforms and Equipment: Mr. Same stated he has been working with the Village Police Chief and talked to some members of the Police Union and the Village Board, and he believes the language is in place for the ability of the Village to bring on some part-time officers to fill the overtime shifts that are currently driving the Village Budget up. He noted there is a request from the Police Chief to help with the expenses associated with the equipment needed for part-time officers; the request is for the Town to fund up to \$4,000.00 for equipment needed for those officers. He recommends that the Board proceed with this because it helps to move this process forward and bring on those part-time police officers to help reduce the overall cost to the residents for police protection.

A motion was made to approve the funding of up to \$4,000.00 for equipment needed for part-time police officers by Sue Sauvageau and seconded by Duane Moore.

Mr. Moore asked if it included training of the officers; Mr. Same replied this is strictly to cover the equipment necessary. He added his suggestion is to set up an account at the Town, and as the Village expends those funds, the Town will reimburse the Village for what they spend for those officers. Mr. Casamassima said if they cut overtime, wouldn't that come from the overtime that they planned on. Mr. Same replied he had the same thought, but he doesn't know what the reason is right now that the Village has not actually gotten people on board. He believes the Chief has to recommend to the Village Board those Individuals that would be qualified

to fill these positions. He said this equipment would become equipment of the Town if it goes through with the Townwide police force as the Board has committed to do. Mr. Casamassima mentioned that it's going against what the Town agreed to – to take the same number they had; now they are adding more. Mr. Same stated it puts these officers on the Village payroll, but the purpose of these officers is to fill overtime shifts which they are now paying at an exorbitant rate where they could be paying at a less hourly rate. Further discussion followed.

The motion made by Sue Sauvageau and seconded by Duane Moore to approve the funding of up to \$4,000.00 for equipment needed for part-time police officers was carried 4 ayes, 0 naves and 1 recusal; Councilman Snyder recused himself from voting.

Mr. Same addressed Mr. Wayne in terms of the Petition that was submitted to the Board awhile ago and the comments made by the Board. The Petition said they wanted to have a referendum that would require the voters to have a vote on whether there shall be a Townwide police force. It was said at that time and it has been further confirmed by the Town Attorney and the Association of Towns Attorney that this is not subject to referendum – it is not something that can be voted on by the general public; it is something that the Board makes a decision on. Mr. Wayne said he thinks the Board should listen to a lot of the taxpayers who do not want that added expense. Mr. Same stated he wanted to address the issue and the Petition out of respect for Mr. Wayne and the people that signed it.

Change Insurance Carrier: Mr. Same stated there is a proposal from Eastern Shore Associates whose actual representatives are Bob Rosenkrans and Molly Headley; the Town would be covered by NYMIR, and it would give the Town a savings of approximately \$19,000.00 a year. Mr. Moore asked if our people have looked at the policy to make sure the coverage is adequate. Mr. Same replied he went through it with them, and it is actually a little better coverage than the Town has.

A motion was made to change Insurance Carrier effective November 1, 2010, to work with Eastern Shore Associates and convert to NYMIR insurance by Tim Snyder and seconded by Sue Sauvageau. No questions. Motion carried 5 ayes, 0 naves.

Donation – SF Rotary Jazz Festival: Mr. Snyder stated last month, the Board had a request for \$150.00 from Seneca Falls Rotary for the Jazz Festival; in the past, the Town has contributed \$150.00.

A motion was made to donate \$150.00 to the Seneca Falls Rotary Jazz Festival by T.J. Casamassima and seconded by Sue Sauvageau. No questions. Motion carried 3 ayes, 0 naves and 2 recusals; Supervisor Same and Councilman Moore recused themselves from voting.

Change November Meeting Date: A motion was made to hold the next Town Board Meeting on Wednesday, November 3, 2010 at 7:00 P.M. by T.J. Casamassima and seconded by Tim Snyder. No questions. Motion carried 5 ayes, 0 naves.

Public Hearing – 2011 Preliminary Budget: A motion was made to hold a Public Hearing relative to the 2011 Preliminary Budget at 7:00 P.M. on November 3, 2010 by T.J. Casamassima and seconded by Sue Sauvageau. No questions. Motion carried 5 ayes, 0 naves.

Planning and Zoning Boards – Attendance at Regional Government Workshop: A motion was made authorizing Planning and Zoning Board Members to attend the Regional Government Workshop on November 19, 2010, the cost being registration fee and mileage, by Duane Moore and seconded by Sue Sauvageau. No questions. Motion carried 5 ayes, 0 naves.

Relevy Delinquent Curbstops & Culvert Pipe Payments and STAR Penalties on Town/County Tax Bills: A motion was made to relevy delinquent curbstops and culvert pipe payments and STAR Penalties on the Town and County tax bills by Duane Moore and seconded by Sue Sauvageau. No questions. Motion carried 5 ayes, 0 naves.

Dog Census: The Town Clerk explained that a Dog Census is needed as one has not been done for several years. She has received many complaints regarding unlicensed dogs. The Census would cover the Village and the Town; budgeted is \$2,500.00, but she doesn't know if this is going to be enough to cover the cost of doing this. Mr. Same stated he thinks this needs to be done; if the cost is more than \$2,500.00, the Town Clerk should come back to the Board. Brief discussion followed.

A motion was made authorizing the Town Clerk to go forward with a Dog Census at a cost not to exceed \$2,500.00 by T.J. Casamassima and seconded by Sue Sauvageau. No questions. Motion carried 5 ayes, 0 naves.

Transition Process: Mr. Same stated the Board has gone out for proposals two months ago to help with the

transition. The Board conducted interviews with MRB Group, Barton & Loguidice and Camber Group, and has reached a decision. He is recommending the Board contract with Barton & Loguidice for that service. He feels very comfortable that they are more than qualified to help the Board.

A motion was made to contract with Barton & Loguidice to provide services regarding the dissolution of the Village and transition by Duane Moore and seconded by Tim Snyder.

Mr. Same stated if this is approved, this would put them on task to start scheduling Meetings with the Board so that they can start designing a plan.

Ms. Sauvageau thanked Barton & Loguidice for taking this on, and commented that she enjoyed their presentation; there was some serious competition but they did an excellent job, and the Board will be happy to work with them. Mr. Snyder added their team was very professional.

Mr. Same stated the question was asked as to the cost for preparing the plan with timelines, and they said it would not exceed \$5,000.00. Mr. DeLelys asked about the dissolution process plan the people voted on; Mr. Same replied the dissolution process plan is basically the guideline for proceeding.

The motion made by Duane Moore and seconded by Tim Snyder to contract with Barton & Loguidice to provide services regarding the dissolution of the Village and transition was carried 5 ayes, 0 naves.

Mr. Same commented that work is being done by Attorney Mark Butler, as he is in the process of setting up meetings with Red Jacket Fire Department and Seneca Falls Fire Department to talk to the current volunteers in those organizations. Hopefully, this new fire protection district can be implemented by the end of the Village Budget year (May 31<sup>st</sup>).

Mr. Casamassima suggested that the Town Clerk notify those companies that were not chosen. Mr. Same said that he would take the responsibility to contact the other companies to let them know the Board has made a decision, and to thank them for submitting proposals.

Dave Shaw asked if Barton & Loguidice would also be working on fire. Mr. Same replied Mr. Butler would be a piece of the plan; whatever he is doing, Barton & Loguidice will work with him to put that into the plan. Mr. DeLelys asked if the Board would follow the dissolution plan that the people voted on; Mr. Moore replied the Board is committed to that – this Board agreed to 98% of what went on, except for the police district.

Draft Audits: A motion was made to approve the draft 2008 audit of the Town Court and the draft 2009 Town audit by Sue Sauvageau and seconded by Tim Snyder. No questions. Motion carried 5 ayes, 0 naves.

Payment of Bills: A motion was made by Tim Snyder and seconded by T.J. Casamassima to approve and order paid the following bills:

General Fund - \$70,931.92 (Abstract #10; vouchers numbered 456-499)

Miscellaneous Fund - \$86,372.06 (Abstract #10)

Highway Fund - \$98,241.67 (Abstract #10; vouchers numbered 109-121)

Recreation Fund - \$35,365.52 (Abstract #10; vouchers numbered 313-353)

Vince's Park Fund - \$8,103.47 (Abstract #10; vouchers numbered 130-133)

No questions. Motion carried 5 ayes, 0 naves.

Ms. Sauvageau stated that there are two young people who have chosen to open businesses in town recently – Jessica Sinicropi who opened a shop on Fall Street, and Pete Rogers who is operating a barber shop on State Street. She added these are younger folks who are making a commitment to our town. She wished them well.

Being there was no further business, a motion was made to adjourn the Meeting by Tim Snyder and seconded by T.J. Casamassima. No questions. Motion carried 5 ayes, 0 naves.

Meeting adjourned at 9:00 P.M.

Respectfully submitted,

NICALETTA J. GREER  
Town Clerk

