The Town of Orleans Board Meeting December 29, 2016

The Town of Orleans town board held a regular scheduled board meeting on December 29, 2016 at 7:00PM at the municipal building in LaFargeville.

<u>Members Present</u>: Kevin Rarick, Peter Wilson, Gwen Kirkby Mary Ford-Waterman, and Thomas Johnston.

<u>Others Present:</u> Tammy Donnelly, Jim Burrows, Steve Dulmage, Brian Kirkby, Lee Shimel, Gunther Schaller, David St, Pam McDowell, Cindy Grant, Chuck Ebbing and Wendell Walldroff.

Supervisor Rarick called meeting to order at 7:07PM.

1. Cathy Satterley Financial Report- Cathy reviewed report with town board. Cathy reviewed the following budget transfers. Town board reviewed and adopted the budget transfers. A motion was made by Thomas Johnston and seconded by Gwen Kirkby to accept the following budget transfers.

Town of Orleans PO Box 103 LaFargeville, New York 13656 "This institution is an equal opportunity provider and employer" TDD# 1-800-662-1320

Zoning Officer Lee Shimel

Town Council Gwen Kirkby Peter Wilson Mary Ford-Waterman Thomas Johnston

Supervisor Kevin Rarick 658-4411 Town Clerk Tammy Donnelly 658-9950 Highway Superintenden 658-9920 Brin Kabestor Dale Rayno 658-4309

RESOLUTION #28

Fund transfer

Page 1 of 2

WHEREAS, the Town Board of the Town of Orleans, New York is vested with the authority and responsibility to manage and control the finances of the Town of Orleans and its various improvement districts; and

WHEREAS, the Town Board has asked its accountants to prepare the necessary reports to identify the status of municipal finances on a monthly basis; and

WHEREAS, the accountants for the Town of Orleans have prepared the report(s) and ded _________; and has recommended ____

WHEREAS, the Town Board for the Town of Orleans agrees that the following transfer is appropriate at this time to the extent the same is/are feasible. NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Orleans, New York that:

-----2. Town officials are authorized to take such steps as necessary to effect this

transfer.

з.

This Resolution shall take effect immediately.

Fund transfer

Page 2 of 2

The foregoing Resolution was offered by Board member <u>*Homas*</u> <u>Jackwes</u> <u>Hand</u> seconded by Board member <u>Junear</u>, and upon roll call vote of the Board was duly adopted as follows:

Supervisor Kevin Rarick Mary Ford-Waterman Peter Wilson

Tom Johnston

Gwen Kirkby

Yes_ No_ Yes_ No_ <u>Janung Areuelly</u> Tammy Donnelly Town Clerk

Yes__ No___

Yes__ No__

Yes__ No___

Dated: December 29, 2016

Town of Orleans Budget Transfers November 30, 2016 December 39, 2016

Increase Decrease

Highway:		
51124.3 Permanent Improvement CE	6.000	
51301.3 Machinery - PS	30.000	
51481.3 Services to Other Govt - PS	9,500	
90608.3 Medical Insurance	12,400	
51304.3 Machinery - CE		57,900
General Fund		
90558.1 Disability Insurance	102	
81601.1 Refuse/Garbage - PS	2,500	
80101.1 Zoning - PS		
14204.1 Attorney - CE	2,200	
90608.1 Medical Insurance	30,000	
40204.1 Regis of Vital Stats - CE	50,000	
88104.1 Cemetaries - CE		102
		2,500
81604.1 Refuse/Garbage - CE 16202.1 Buildings EQ		2,200
11104.1 Justices - CE		25,000
		5,000
90508.1 Unemployment Insurance		4,800
73104.1 Youth Programs - CE		10,000
51324.1 Garage - CE		35,200
Library:		
90608.5 Medical Insurance	2,300	
74104.5 Library - CE		2,300
		~
Sewer #1:		
90608.12 Medical Insurance	2,500	
81202.12 Sanitary Sewers - EQ	_,	2.500
		2.500
Sewer #3:		
90608.14 Medical Insurance	370	
81204.14 Sanitary Sewers - EQ	370	370
contary severa - EQ		370

Town of Orleans Budget Transfers November 30, 2016 Deccumber 29, 2016

Sewer #4: 81304.15 Treatment/Disposal -CE 90608.15 Medical Insurance 81204.15 Sanitary Sewers - CE

10,700 1,760 12,460

Water: 90608.16 Medical Insurance 83204.16 Source Power Pump - CE

2,500 2,500

Guen /Tom

2. Approval of minutes- A motion was made by Peter Wilson and seconded by Mary Ford-Waterman to accept November 2016 minutes as read.

Kevin Rarick Aye Peter Wilson Aye Gwen Kirkby Aye Mary Ford-Waterman Aye Thomas Johnston Aye All in favor motion carried

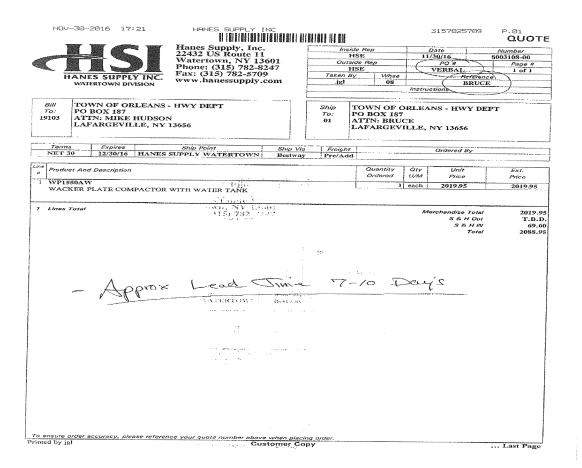
3. Brian Kirkby update- Brian received two quotes for asphalt plate tamper. Discussion was held. A motion was made by Peter Wilson and seconded by Mary Ford-Waterman to accept quote from McQuade & Bannigan Inc. in the amount of \$1,965.14.

Kevin Rarick Aye Peter Wilson Aye Gwen Kirkby Aye Mary Ford-Waterman Aye Thomas Johnston Aye All in favor motion carried

Min Office: www.MQB.com	QUC Order No 18129			
1300 Stark Street Utica, NY 13502	22696 Murrock Circle Watertown, NY 13601	6300 East Molloy Road East Syracuse, NY 13057	Order Date 11/30/2016 09:45:40	Page
Pb: (315) 724-7119 Fax: (315) 724-0171	Ph: (315) 788-2612 Fax: (315) 785-0361	Ph: (315) 671-4400 Fax: (315) 671-4404	11/30/2016 05:45:40	1 of 2
ВіШ То:			Ship To:	
TOWN OF ORLEA	ANS		TOWN OF ORLEANS	
TOWN OF ORLEA	ANS HWY		TOWN OF ORLEANS HWY	
PO BOX 187			PO BOX 187	
LAFARGEVILLE,	NY 13656		LAFARGEVILLE, NY 13656	

		PO Number MPER QUOTE		Ship Route		Ta DBR0	ker DWN	
Ordered	Quan	Remaining UOM Unit Size	Item ID Item Descri	iption		ricing JOM Unit_Size	Unit Price	Extendo Prio
I	0	1 EA 1.0	GP2000H MBW 20IN 5.5HP Hond Op weight & Exciter speed Travel speed Compaction	65lb///Plate size W d: 5050VPM	TE TAMPER		1.610.0407	1.610.0
1	o	1 EA 1.0	GP355011 MBW 201N 5.511P 110N Op weight: 2 Centr Force: Travel speed Compaction	3550# SOL PLA DA 226lb///Plate size; 3550lb; Exciter &	E. FE TAMPER WxL 21x22in	A 1.0	1.798.6698	1,798.6
1	0	1 EA 1.0	GP5800H		288LBS 4800VPM		3,064.8894	3,064.8
1	0	1 EA 1.0	Multiquip Re -Max/Forwar -Centringar	0.116# REVERSI versible Plate Tan d Speed: 79ft/min Porce: 101161bf		A PER 1.0	7.884.2262	7.884.2
i	0	1 EA 1.0	WP1550AW WAC 19.5IN Incl water tar Op weight 19 Centr Force: Travel speed Compact dep	ik and 5.5HP Hon Olbs///Plate WxL 3375ibs	E/ F PLATE TAMPER da engine		1,965,1393	1,965.1

This quotation is valid for a period of 30 days unless otherwise specified.



4. Abandonment and/or Discontinuance of a portion of Cross Street - A motion was made by Thomas Johnston and seconded by Peter Wilson to accept Resolution #29 as follows:

Town of Orleans PO Box 103 LaFargeville, New York 13656 This institution is an equal opportunity provider and employer"

Supervisor Kevin Rarick 658-4411

Town Clerk Tammy Donnelly 658-9950 Highway

Hignway Superintendent Brian Kirkby 658-9920

Town Assessor Date Raymo 658-4309 Zoning Officer Lee Shimel 658-2057 Town Council Gwen Kirkby Peter Wilson Mary Ford-Waterman Thomas Johnston

RESOLUTION #29

ABANDONMENT and/or DISCONTINUANCE OF PORTION OF HIGHWAY

WHEREAS, Brian Kirkby, as Superintendent of Highways for the Town of Orleans, has duly certified in writing that a Southern portion, or terminus, of Cross Street and consisting of 0.06± acres of vacant land, in the Town of Orleans, New York, which Southern portion, or terminus, is located on a survey map with narrative description has not been opened or worked within at least six (6) years from the date of his recommendation and declaration nor has it been traveled or used as a highway for more than six (6) or more years from the date of his recommendation and declaration; and

WHEREAS, the Superintendent of Highways for the Town of Orleans has recommended abandonment and/or discontinuance of that $0.06\pm$ acres portion of Cross Street as being proper and that the same will not cause injustice or hardship to the owners of abutting properties;

NOW, THEREFORE BE IT RESOLVED that the 0.06 \pm acres portion of Cross Street is hereby abandoned in accordance with NYS Highway Law § 205 and/or discontinued in accordance with NYS Highway Law §207; and

BE IT FURTHER RESOLVED, that the recommendation and order of the Highway Superintendent, together with this Resolution and Certificate, shall be recorded in the Town Clerk's office of the Town of Orleans and the same shall there upon be officially discontinued and/or abandoned; and

Page 1 of 2

BE IT FURTHER RESOLVED, th immediately.	at this resolution	shall take effect
The foregoing Resolution was <u>homas</u> <u>Johnsten</u> , and seconded by and upon roll call vote of the Board was duly ac	Board Member, 12	Board Member, ler Wilson,
Supervisor Kevin Rarick	Yes	No
Thomas Johnston, Jr.	Yes <u> </u>	No
Gwendolyn Kirkby	Yes <u>X</u>	No
Peter Wilson	Yes X	No
Mary Ford-Waterman	Yes X	No
Dated: December <u>29</u> , 2016	Tammy Donnelly, Tov	Na Clerk

Page 2 of 2

5. Public hearing win law amendments – Supervisor Rarick opened public hearing at 7:30PM. Town Clerk published notice of public hearing in Thousand Island Sun.

Town board would not like to change our current overlay district.

Chuck Ebbing of LaFargeville spoke and stated he thinks we could change the noise part of wind law. He feels wind law should be shorten and easier to read. Discussion was held.

Cindy Grant of Clayton, spoke and would like to see developer pay for pre-& post testing of ground water. Discussion was held.

Dave Storandt of Clayton feels we need to focus on the nuisances to the community.

Gunther Schaller of Clayton suggested the town board remove the overlay district. Discussion was held.

Pam McDowell of Clayton – We need to protect the charter of our community

Discussion was held.

A motion was made by Thomas Johnston and seconded by Gwen Kirkby to continue public hearing to January 12, 2017 meeting.

Kevin Rarick Aye Peter Wilson Aye Gwen Kirkby Aye Mary Ford-Waterman Aye Thomas Johnston Aye All in favor motion carried

6. Public Hearing to rescind tax cap override – Public hearing was opened at 9:15pm. Discussion was held. Public hearing closed at 9:20PM. A motion was made by Thomas Johnston and seconded by Mary Ford-Waterman to rescind the tax cap effective immediately. Local Law #4 as follows:

	w Filing			Albany, NY 1 www.c	2231-0001 dos.ny.gov
	(Use this form	to file a local lav	v with the Secretary	of State.)	
	should be given as a lerlining to indicate		include matter being	eliminated and do not	t use
County (Select one:) of Orleans	⊡City ⊠Town	□Village			
	-21 -				
Local Law N	No4		of the year 20 ¹⁶	_	
A local law	to repeal a Local La	w to override the Ta	ix Levy Limit		
Be it enacte	the Town Boa	ard islative Body)			of the
	☐City ⊠Town				
(Select one:) of Orleans				as follo	ows:
			aled effective immediat		
-	ANS. LOCAL LAW 3.	2016 shall be repea			
-	ANS, LOCAL LAW 3,	, 2016 shall be repe		ely.	
-	ANS, LOCAL LAW 3,	, 2016 shall be repe:			
-	ANS, LOCAL LAW 3,	, 2016 shall be repe:		Giy.	
-	ANS, LOCAL LAW 3,	, 2016 shall be repe:		Gy.	
-	ANS, LOCAL LAW 3,	, 2016 shall be repe:		ciy.	
-	ANS, LOCAL LAW 3,	, 2016 shall be repe:		ey.	
-	ANS, LOCAL LAW 3,	, 2016 shall be repe:			
-	ANS, LOCAL LAW 3,	, 2016 shall be repe:			

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

 1. (Final adoption by local legislative body only.)
 4
 of 2016
 of the (County)(City)(Town)(Village) of Orleans
 4
 of 2016
 of the (County)(City)(Town)(Village) of Orleans
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0
 0

Classage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer.)
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law No.
 I hereby certify that the local law annexed hereto, designated as local law

3. (Final adoption by referendum.)

I hereby certify that the local law and	nexed hereto, designated as local law No.		of 20 of
the (County)(City)(Town)(Village) of			was duly passed by the
(Name of Legislative Body)	on	_ 20, and was	(approved)(not approved)
(repassed after disapproval) by the	(Elective Chief Executive Officer*)	on	20

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chaipperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

DOS-0239-f-I (Rev. 04/14)

Page 3 of 4

6. (County local law concerning adoption of Charter.) I hereby certify that the local law annexed hereto, designated as local law No.______ of content of 20_____ of the County of _______State of New York, having been submitted to the electors at the General Election of November ______ 20_____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.) I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated paragraph ______ above.

(Seal)

DOS-0239-f-I (Rev. 04/14)

cal law, an	d was finally ac	lopted in the	e manner indic	ated in
1	amin	Deer	Olin	
Clerk of th officer des	e county legislat	Ve Body, City legislative bo	y, Town or yillag	je Clerk or
Date:	12/3	29/16_		

Page 4 of 4

7. Steve Dulmage update – Steve stated the town meter for sewer that was on Mr. Judson's house has been removed. Steve stated meter only ran 6/10 of an hour so far.

TIPark - Steve stated they had to do a small dig and replace a sewer line.

8. Lee Shimel update- Lee gave report for November and December. Lee also submitted his yearly report 2016. Lee stated board approved met tower for Ctv Ret 12.

Jackie Clark resigned from planning board effective 12/31/16.

9. Rob Campany update – LA Sewer Project is not at final draw as of yet. Should know on left over monies by 1/15/17. USDA would like to see solar here at sewer plant not the landfill. Rob suggested we wait to see if Nimo approves. Steve needs to put together a wish list.

TI Park – *Rob has not heard from DEC as of yet.*

Rte 12 water - Rob stated that surveying is being done on the culverts on Rte 12 for water project.

Jim Burrows stated some easements are ready. They are working on the critical ones first. There are approximately 250 easements.

Dave Storandt, Clayton supervisor wanted to know if the town had a water ordinance as of yet. Supervisor Rarick stated we do not have ordinance we are still waiting on figures and other information before ordinance can be written.

10. NYS Snow and Ice Agreement 2018/2019 - Discussion was held.

<u>Resolution #31</u>

A motion was made by Mary Ford-Waterman and seconded by Gwen Kirkby to accept the 2018/2019 NYS Snow & Ice Agreement to include Cty Rte 191.

Kevin Rarick Aye Peter Wilson Aye Gwen Kirkby Aye Mary Ford-Waterman Aye Thomas Johnston Aye All in favor motion carried

11. NYS Retirement Resolution – Standard workday & reporting resolution for elected and appointed officials. (Had to update the following only.) Original resolution was sent 11/16/2016.



Office of the New York State Comptroller New York State and Local Refirement System Employees' Refirement System Police and Fire Retirement System 10 State Street, Albany, New York 12244-0001 A

Standard Work Day and Reporting Resolution for Elected and Appointed Officials

RS 2417-A (Rev. 8/15)

Town of Orleans (Name of Employer) BE IT RESOLVED, that the _____ will report the officials to the New York State and Local Retirement System based on their record of activities:

Title	Standard Work Day (Hrs/day) Min. 6 hrs Max. 8 hrs	Name (First and Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy- mm/dd/yy)	Record of Activities Result*	Not Submitted (Check only if official did not submit their Record of Activities)
Elected Officials	Salar Salar Sp	an an the Chine and An and Art	and the shirt is	a da anti al da anti al Altra da anti al da a	land de la compañía d			
DeputySup/Councilman	8hrs	Peter Wäson	2743	3313083-2		1/1/12-12/31/2017	5.39	
Councilman	8hrs	Thomas Johnston Jr.	2733	3326775-8		1/1/16-12/31/56	CX19 4.95	
Councilman	8hrs	Mary Ford-Waterman	5326	6062141-4		1/1/16-12/31/19	5.06	1 1 1
Councilman Appointed Officials	8hrs		5326			1/1/16-12/31/19	5.06	
						and a second second	5.06	
						and a second second	5.06	

 I.
 Tammy Donnelly
 secretary/clerk of the governing board of the
 Town of Orleans
 , of the State of New Yor

 (Name of secretary or derk)
 (Circle one)
 (Name of Employer)

 do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the
 22

 ____, of the State of New York,

December ____, 20_16 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

	have hereunto set my hand and the seal of the	Town of Orleans	on this ⊃27 dav
of Doember, 2016,_	- Hunney Deenveller	(Name of Employer)	
	(Signature of the secretary or clerk)		
Affidavit of Posting: I,	Tammy Donnelly , being (Name of secretary or clerk)	duly sworn, deposes and says that the posting of the	
Resolution began on $\underline{\Omega O V}$	<u>1, AQUE</u> and continued for at least 30 days. T (Date)	hat the Resolution was available to the public on the	4
Employer's website at			
Official sign board at	win DSFILE		(seal)
Main entrance secretary	or clerk's office at Town Office		
• •		Page of (for additional rows,	attach a RS2417-B form).



Office of the New York State Comptroller <u>New York State and Local Retirement System</u> Employees' Retirement System Police and Fire Retirement System 110 State Street, Albany, New York 12244-0001 Standard Work Day and Reporting Resolution for Elected and Appointed Officials Continuation Form RS 2417-B

Title	Standard Work Day (Hrs/day) Min. 6 hrs, Max. 8 hrs	Name (First & Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy- mm/dd/yy)	Record of Activities Result*	Not Sub (Check if offici not su their Rec Activit	k only ial dic ibmit cord
Elected Officials		and the second	o eliteritari d		ana di t				
Justice	8hr	Richard Hardy Sr.	5906	3804666-0		1/1/16-12/31/19	8.67		
]
]
]
]
]
									_
									4
						l			_
Appointed Officials			<u>a qeestat</u>		I I I I	1		· · · · · · ·	
······									
					<u> </u>				4
					 			+	4
									+
· · · · · · · · · · · · · · · · · · ·									╡
								+	
		······							
						1			1
		· · · · · · · · · · · · · · · · · · ·						1	
									1

12. Town Clerk report reviewed.

13. Bills were audited in the amount of \$220,724.56 for 12/1/2016-12/12/2016, and \$87,01.60 for 12/13/2016-12/31/2016.

A motion was made by Gwen Kirkby and seconded by Peter Wilson to adjourn meeting Kevin Rarick Aye Peter Wilson Aye Gwen Kirkby Aye Mary Ford-Waterman Aye Thomas Johnston Aye All in favor motion carried

Meeting adjourned at 9:45PM

Respectfully submitted Tammy Donnelly Town Clerk