

## **Unadilla Town Board Meeting**

Date: August 8, 2023

6:30 PM Audit of Bills

7:00 PM Open Meeting

Pledge of Allegiance

### **Call to Order**

Supervisor George DeNys called the meeting to order.

### **Roll Call**

George DeNys, Supervisor  
Terry Yoder, Town Clerk  
Rodney Renwick, Superintendent, Absent  
Ronald Reed, Councilman  
Donald Cole, Councilman, Absent  
Jessica Grow, Councilwoman  
Allen Anderson, Councilman  
Beth Westfall, Attorney  
Ed Frazier, County Rep  
Adrienne Hendrick, Health Officer

### **July 11th Minutes**

Councilman Ronald Reed made the motion to accept the July 11th meeting minutes as written. The motion was seconded by Councilman Allen Anderson and unanimously carried. Roll Call; 4 Ayes, 0 Noes.

### **Audit of Bills**

General Fund	\$ 16,003.60
Gen B	\$ 130.00
Highway (DB) Outside Village	\$ 17,647.56
Highway (DA) Town wide	\$ 4,527.32
Riverside Sewer District	\$ 61.50
Riverside Lighting	\$ 116.01
Rockdale Lighting	\$ 20.87
Wells Bridge Lighting	\$ 151.30

### **Audit of the Bills**

Councilman Ronald Reed made the motion to accept and pay the bills. The motion was seconded by Councilman Allen Anderson and unanimously carried. Roll Call; 4 Ayes, 0 Noes.

## **Committee Reports**

### **Highway**

Highway Superintendent submitted his report to be read.

The 2<sup>nd</sup> round of road side mowing has started. Shoulder and ditching work have been ongoing. Shared service work payback. Minor storm damage from last week's storm. Chips reimbursement was filed for \$103,567.78. Rodney also submitted a report from a meeting with the Highway Committee in which they discussed some equipment needs for next year.

### **Finance**

No questions regarding the financial report for July.

### **Building**

**No report**

Supervisor George DeNys made the motion to accept the committee reports. The motion was seconded by Councilwoman Jessica Grow and unanimously carried. Roll Call; 4 Ayes, 0 Noes.

## **Monthly Reports**

Town Clerk's monthly report was submitted with a check totaling \$517.88

Supervisor's monthly report was submitted.

Dog Control Officer's monthly report was submitted.

Historian's Report was submitted.

Supervisor George DeNys made the motion to accept the monthly reports. The motion was seconded by Councilman Ronald Reed and unanimously carried. Roll Call; 4 Ayes, 0 Noes.

Supervisor DeNys brought up that the DCO's contractual line has gone over budget due to mileage. The Board will have to look closer at this at budget time for next year.

## **Old Business**

### **Open Public Hearing for Local Law #3 To go from Two Justices to One**

Supervisor George DeNys made the motion to open the Public Hearing regarding Local Law #3 that would eliminate one Justice position. The motion was seconded by Councilwoman Jessica Grow.

### **Resolution Approving Local Law No. 3 of 2023**

At a regular meeting of the Town Board of the Town of Unadilla, held on the 8<sup>th</sup> day of August, 2023, at the Town Hall, 1648 NYS State Hwy 7, Unadilla, New York 13849, the following resolution was offered by Town Board Member Allen Anderson and seconded by Town Board Member Jessica Grow.

WHEREAS, notice was given that the Town Board of the Town of Unadilla scheduled a public hearing for August 8, 2023 at 6:30 p.m. for proposed Local Law No. 3 of 2023 entitled "A Local Law Reducing the Number of Town Justices for the Town of Unadilla from Two to One".  
And

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town and posted on the Town Clerk's signboard on the Town website; and

WHEREAS, said public hearing was duly held on the 8th day of August, 2023, at which time all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Town Board, after due deliberation, finds it in the best interest of the Town to adopt said Local Law.

NOW, THEREFORE BE IT RESOLVED that the Town Board of the Town of Unadilla hereby adopts said proposed Local Law as Local Law No. 3 of 2023 entitled "A Local Law Reducing the Number of Town Justices for the Town of Unadilla from Two to One". And be it further

RESOLVED, that this resolution approving Local Law No. 3 of 2023 is subject to a permissive referendum and the Town Clerk be and hereby is directed to post and publish a notice of permissive referendum in accordance with Town Law Article 7; and be it further

RESOLVED, THAT THE Town Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and give due notice of the adoption of said Local Law to the Secretary of State; and be it further

RESOLVED, that this resolution shall take effect immediately upon filing with the New York State Department of State.

#### CERTIFICATION

Councilman Anderson	<u>YES</u>
Councilman Cole	<u>ABSENT</u>
Councilwoman Grow	<u>YES</u>
Councilman Reed	<u>ABSTAIN</u>
Supervisor DeNys	<u>YES</u>

The resolution was thereupon duly adopted by a vote of 3 to 0, with one Abstention and one Absent.

The approval of this law is subject to permissive referendum.

Supervisor George DeNys made the motion to close the Public Hearing for Local Law #3 and Open the Public Hearing for Local Law #4.

#### **Open Public Hearing for Local Law #4 Opting Out for NYS Real Property Tax Law Section 487**

Discussion took place on the pros and cons of opting out. It was decided that opting out was in the best interested of the Town of Unadilla.

Supervisor George DeNys made the motion to approve Local Law #4. The motion was seconded by Councilman Allen Anderson and unanimously carried. Roll Call; 4 Ayes, 0 Noes.

Supervisor George DeNys made the motion to close the Public Hearing for Local Law #4. The motion was seconded by Councilman Ronald Reed and unanimously carried. Roll Call; 4 Ayes, 0 Noes.

Supervisor George DeNys made the motion to re-enter the regular board meeting. The motion was seconded by Councilman Ronald Reed and unanimously carried. Roll Call; 4 Ayes, 0 Noes.

### **New Business**

#### **Mirabito's Fuel Bid**

After the opening of fuel bids at last weeks meeting, there was a new clause in their bid that the board did not see stating we had 2 days to inform them of winning/losing the bid for fuel for the 2023-2024 year.

Mirabito's informed the Town Clerk that they would not be able to honor their bid due to the 2-day clause and that their prices would have to go up. Supervisor George DeNys spoke with Mirabito's when he was told that their policy held.

Highway Superintendent, Rodney Renwick, called the County in the meantime where he got a better price piggy backing off of the county bid with Buell Fuel.

Supervisor George DeNys made a motion to go with the County Bid from Buell. The motion was seconded by Councilman Ronald Reed and unanimously carried. Roll Call; 4 Ayes, 0 Noes.

#### **Cemetery Accounts**

Attorney Beth Westfall spoke with Community Bank regarding the three cemetery accounts that need to be settled. One account is for \$1,200, the second one is for \$12,000, and the third one if dwindled down, will go to Prospect Hill Cemetery. Community Bank will be writing up a proposed resolution to be approved by the Town before transferring funds to us for \$1,200.00 account.

They will also be writing a letter to get approval from the Attorney General's Office for the \$12,000 fund before it can be handed over to the Town.

### **Privilege of the Floor**

#### **Adjournment**

With no further discussion, Supervisor George DeNys made the motion to adjourn the meeting. The motion was seconded by Councilman Allen Anderson and unanimously carried. Roll Call; 4 Ayes, 0 Noes.

Respectfully submitted,

Terry L Yoder, Town Clerk  
Time of Adjournment: 7:05 PM