

# TOWN OF WAYNE BOARD MEETING MINUTES November 12, 2019

The November monthly meeting commenced at 6:30PM with the Pledge of Allegiance. A moment of prayer was held for Jeff Kerrick and family.

Present: Supervisor Butchko  
Councilperson Haar  
Councilperson Haff  
Councilperson Freeman  
Councilperson Dunbar  
Town Clerk Mahr

Also present: Doug & Megan Howard, Jeff & Lulu Martin, Chris Curry, Gary Osborne, Elizabeth Kenyon, Kurt Falvey, Douglas Raman, Jay Martin, Ron McIntire, Nate Cook, Margaret Mahr, Les Reimsnyder, Ray Kane & Leslie Connelly.

## **Approval of Minutes**

The October 8<sup>th</sup> Board Minutes were reviewed. Clerk Mahr discussed a minor reduction change in the Highway Voucher financial figures in Abstract 10 due to double payment of an invoice to Vantage Equipment. Motion to approve the minutes was made by Councilperson Haar, seconded by Councilperson Haff with all in favor.

## **Supervisors Report**

The supervisor's report and funds transfers for October were reviewed. A motion was made by Councilperson Haff to approve the Supervisor Report. The motion was seconded by Councilperson Freeman. Councilpersons Freeman, Haff, Haar and Supervisor Butchko voted in favor of the Supervisor Report and Councilperson Dunbar was opposed. Councilperson Haff made a motion to approve the funds transfer, seconded by Councilperson Freeman with all in favor.

## **Clerks Report**

The clerk's report was presented and reviewed. Motion to approve the Clerk's report was made by Councilperson Haar and seconded by Councilperson Haff with all in favor.

Vouchers of Abstract 11 were reviewed. Clerk Mahr discussed the additional vouchers that were added to the board package on the day of the Board meeting.

Abstract 11 Vouchers submitted were broken down by:

|                   |                    |             |
|-------------------|--------------------|-------------|
| • General Account | Vouchers 342 – 384 | \$32,181.65 |
| • Highway Account | Vouchers 130 - 147 | \$20,321.99 |
| • TA Account      | Voucher 40 - 44    | \$ 7,809.28 |
| • SL Account      | Voucher 10         | \$228.13    |

Motion to approve Abstract 11 Vouchers was made by Councilperson Haff and seconded by Councilperson Freeman with all in favor.

### **Justice Report**

Justice report was reviewed with no discussion. The annual Justice audit will be conducted this month by Supervisor Butchko and will be presented at the December Board Meeting.

### **Assessor**

Supervisor Butchko reviewed the Urbana Shared Services contract for the Assessor for 2020 which included a 2% increase. Motion to approve the contract was made by Councilperson Haff and seconded by Councilperson Dunbar with all in favor.

### **Highway Superintendent Report**

Highway Superintendent Doug Howard reviewed journal activities for the month of October which included 654.1 gallons of fuel usage. Superintendent Howard also reviewed the CHIPS \$99,532 reimbursement submitted to New York State. It is expected to receive these monies by December 16<sup>th</sup>. \$4,250 of gravel have been ordered and received for the Coryell Road project but no invoice has been incurred as of yet.

Superintendent Howard is reviewing costs for new mowing tractor. Though a direct purchase appears to be the best method of payment leasing options are still being considered. Councilperson Dunbar asked where in the budget will the funding come from to do the acquisition. Superintendent Howard responded that was still to be determined.

Supervisor Butchko reviewed the conference call that was held with Judge O'Donnell regarding the 529 Union chosen by the Highway employees to represent them. A resolution has to be passed by the Town Board recognizing the union as a legitimate union that can represent the Town of Wayne highway employees. Motion to make the resolution was made by Councilperson Haar and seconded by Councilperson Haff. The following votes were taken:

|                       |     |
|-----------------------|-----|
| Councilperson Dunbar  | Yes |
| Councilperson Haar    | Yes |
| Councilperson Haff    | Yes |
| Councilperson Freeman | Yes |
| Supervisor Butchko    | Yes |

### **Code & Zoning Officer**

Review of monthly report was presented with no discussion.

The approved Zoning Board Meetings minutes for October were reviewed with no discussion. The Planning Board October minutes were still in draft format because the November 11<sup>th</sup> meeting was cancelled due to weather.

Councilperson Freeman reviewed the LUR Map update for hamlet/mixed use. The Planning Board agreed with the change but asked the public hearing be set up through the Town Board. It was agreed May would be a logical timeframe to do the hearing when more of the Town's people will be available to attend.

## **Watershed**

The October watershed report was presented with no discussion.

## **Dog Control Officer**

The monthly report was reviewed with no discussion. Dog Control Officer Megan Howard stated that the Town Hall dog kennel project has started and initial costs incurred so far are approximately \$6,000. A more detailed update will be prepared for the December meeting.

## **New Business**

Supervisor Butchko reviewed the renewal of SCT Computer contract for 2020 IT services. Motion to approve the contract was made by Councilperson Haar and seconded by Councilperson Haff with all in favor.

Councilperson Dunbar discussed the Town of Wayne joining the Association of Towns in 2020. One of the possible benefits may be using the Association 's lawyers for basic Town law questions. Supervisor Butchko suggested the Board make a budget modification to address the \$600 cost of joining the organization by reducing the 2020 attorney fees line item by the same amount. Motion to make the budget modification was made by Councilperson Haar and seconded by Councilperson Dunbar with all in favor.

## **Public Comments**

Mr. Jeff Martin asked if the Board will have a plan put together to address utilization of any 2019 excess funds. Councilperson Freeman responded that the Board does this in the December meeting. Mr. Martin also asked that when any type of board meeting is cancelled due to inclement weather a postponement notice should be place at the Town Hall. This comment was in direct reference to the Planning Board meeting being cancelled on November 11<sup>th</sup> but people still came to the Town Hall unaware of the change.

Mr. Ray Kane stated when he reviewed the November 11<sup>th</sup> Planning Board meeting agenda on the Town website he saw an agenda for the Zoning Board. Clerk Mahr will correct the agenda.

Mr. Chris Curry asked for more detail regarding the union activity in the Highway department. Supervisor Butchko state that the Highway workers have not yet organized as a union. Councilperson Freeman explained that the resolution approved recognizes that the Highway has engaged a legitimate union. Negotiations will take place next which may be for an extended length of time.

At 7:25 Councilperson Haff made a motion to enter executive session to discuss a litigation issue. The motion was seconded by Councilperson Haar with all in favor. At 7:45 the Board came out of Executive Session with a Resolution authorizing legal action for the Town of Wayne attorney, Harter, Secrest & Emery to answer the complaint and defend Town defendants in the case of Fadale v. Town of Wayne. The resolution was made by Councilperson Haff and seconded by Councilperson Freeman. The following votes were taken:

|                      |     |
|----------------------|-----|
| Councilperson Dunbar | Yes |
| Councilperson Haar   | Yes |
| Councilperson Haff   | Yes |

Councilperson Freeman    Yes  
Supervisor Butchko        Yes

### **Announcements**

The next Town Board Meeting will be on Tuesday December 10th.

### **Adjourn**

A motion to adjourn the Town Board meeting was made by Councilperson Freeman and seconded by Councilperson Haff with all in favor.

Meeting adjourned at 7:55PM.

Respectfully Submitted,

William Mahr Town Clerk  
November 12, 2019