

The regular meeting of the DeRuyter Town Board was held at 7:30PM on the above date in the Genevieve D. Staley Civic Center.

Present were Supervisor Degear, Clerk Wightman, Highway Superintendent Cook, Councilman Jones, Councilman Hathaway, Councilman Barnes, and Councilman Coon. \*Note Councilman Coon had to leave the meeting for a short period of time but did return. Michelle Kennedy also attended.

Motion by Councilmen Jones and Hathaway to accept the minutes of the July 11<sup>th</sup> meeting as presented. All in favor and carried.

#### TOWN CLERK'S REPORT:

- Monthly written report submitted.

#### HIGHWAY SUPERINTENDENT'S REPORT:

- Continuing to finish up flood repairs.
- Mowing roadsides for the second time.
- Thank you letter (and cookies) received at the Highway Department from Village Mayor, Nancy Parkhurst for all the hard work during and after the flood.
- Old Route 13 bridge remains closed.
- Carey Road is now open.
- NYSDOT is working on repairs to the sidewalks on the bridge on Route 13 in the Village.
- 2008 International needs painting. Superintendent Cook reports that not many companies are responding to his requests for proposals.
- Update on new radio system.

#### SUPERVISOR'S REPORT:

- Monthly written report submitted.

#### CORRESPONDENCE:

- Certificate of the Final State Equalization Rate for the 2013 Assessment Roll – the Town of DeRuyter rate is 92.50.
- Madison County Board of Elections – lease agreement for use of the Genevieve D. Staley Civic Center for election poll. Motion by Councilmen Barnes and Jones authorizing Supervisor Degear to sign said lease agreement. All in favor and carried.

#### OLD BUSINESS:

- Storm Recovery – update from Supervisor Degear on OEM/FEMA meetings held on July 29<sup>th</sup>, August 5<sup>th</sup> and August 7<sup>th</sup>. Update on repairs to Tallet Road, Carey Road, Smith Road, Fairbanks Road, Old Route 13, Carpenter Road, Chapman Road, Muller Hill Road, Dublin Road, McClellan Road, Wood Road, Paradise Hill Road, South Hill Road, Richmond Road and Arnold Road.

- Town Assistance Program – no new updates.
- CCAP Project Update – lines are being run underneath the existing sidewalk for the generator and air conditioning. The sign project is underway.

NEW BUSINESS:

- Introduction of Proposed Local Law #5 of 2013 to override the Tax Cap. Motion by Supervisor Degear and Councilman Coon to hold a public hearing at 7:40PM on September 12, 2013, concerning proposed Local Law #5 of 2013 entitled “A Local Law to Override the Tax Levy Limit Established In General Municipal Law 3-c”. All in favor and carried.
- Supervisor Degear explained sales tax distribution and the cash distribution method vs. the current method of distribution of sales tax. Motion by Councilmen Jones and Coon to adopt:

**#55 RESOLVED:** ELECTING DIRECT PAYMENT OF SALES TAX REVENUES IN LIEU OF REDUCTION OF COUNTY AND GENERAL TOWN TAXES LEVIED UPON REAL PROPERTY WITHIN THE TOWNSHIP

**WHEREAS,** The Town of DeRuyter, New York historically receives sales tax revenues from Madison County as a credit for Town and County property taxes, and

**WHEREAS,** the credit method does not provide current year revenues to the Town of DeRuyter, and

**WHEREAS,** the Town Board of the Town of DeRuyter, New York, wishes to receive sales tax revenues from Madison County as a direct cash payment.

**BE IT RESOLVED,** that the Board of the Town of DeRuyter, Madison County, New York, pursuant to Section 1262 of the Tax Law, hereby elects to receive direct cash payment of the full amount of county sales tax revenues which would otherwise be applied to reduce county taxes levied upon real property in such township with any balance remaining applied to reduce general town taxes levied upon real property.

Section 1. This resolution shall take effect January 1, 2014.

**BE IT FURTHER RESOLVED,** pursuant to Section 1262 of the Tax Law, that this resolution shall be mailed by registered or certified mail to the Madison County Treasurer before the first day of September 2013.

The roll call vote was taken with the following results:

Supervisor Degear – aye  
Councilman Coon – aye  
Councilman Hathaway – aye  
Councilman Jones – aye  
Councilman Barnes - aye

The Clerk declared the foregoing duly carried.

- Budget preparation is underway.

OTHER BUSINESS:

- Councilman Barnes brought up the fact that the DeRuyter Swim Program was canceled this year due to lack of properly certified instructors. He questioned whether or not the Town could help pay for the required courses. Supervisor Degear stated that DeRuyter Central School is getting involved. Supervisor Degear will keep the Board informed.
- A land owner attended the June 13, 2013 and voiced his opposition to the anti-hydro-fracking signs and suggested the Town enact signage regulations. The Town Board is currently watching the outcome of a lawsuit filed against the Town of Manlius regarding their regulations on political signs.

PUBLIC COMMENTS:

- Although Michelle Kennedy did not sign in/request to address the Board as is required by the official Rules of Decorum for Town Board meetings, Supervisor Degear allowed her to address the Board. She read a statement about her opposition to hydro-fracking and wants it banned.

- Motion by Councilmen Jones and Coon to accept the Supervisor’s statement. All in favor and carried.
- Motion by Councilmen Jones and Coon to pay the bills as audited

Abstract #1013	\$28,391.39
Abstract #1014	\$48,150.44

All in favor and carried.

- Motion by Councilmen Barnes and Coon to approve for payment, the voucher submitted by Ladd Construction in the amount of \$2,575.00, the voucher submitted by Mang Insurance in the amount of \$19,315.56 and the voucher for NYSEG in the amount of \$350.00. All in favor and carried.
- Motion by Councilmen Barnes and Jones to adjourn. All in favor and carried.

Respectfully submitted,

Rebecca Wightman  
 Town Clerk