

December 9, 2010

The regular meeting of the DeRuyter Town Board was held at 7:30PM on the above date in the Town Office.

Present were Supervisor Degear, Clerk Wightman, Councilmen Barnes, Hathaway, Jones and Coon, Martha and Henry Conway from the Madison County Courier. Highway Superintendent Cook was absent.

Motion by Councilmen Barnes and Jones to accept the minutes of the November 4<sup>th</sup> meeting with the inclusion of the roll call vote for resolution #53 which was missing in the draft sent to board members. All in favor and carried.

#### TOWN CLERK'S REPORT:

- Monthly written report submitted.

#### SUPERVISOR'S REPORT:

- Monthly written reports submitted.

#### HIGHWAY SUPERINTENDENT'S REPORT:

- Plowing and sanding
- Equipment holding together so far
- Results of National Grid study of cost to change lighting at the Highway garage/office.
- Steel posts installed following survey.

ASSESSMENT: Assessor Steve Harris presented information regarding aid for cyclical reassessments, how equalization works and equalization history. We should receive our new tentative equalization rate in January. Steve suggests revisiting the reassessment issue in the spring. If we intend to do a reassessment in 2012, we need to apply 120 days in advance.

#### UNFINISHED BUSINESS:

- The Board revisited Mindy Hathaway's request to rent office space in the Town Hall. Motion by Supervisor Degear and Councilman Barnes to consider renting office space in the Town Hall to Mindy Hathaway. A roll call vote was taken with the following results:

Supervisor Degear	Nay
Councilman Barnes	Nay
Councilman Coon	Nay
Councilman Hathaway	Abstain
Councilman Jones	Nay

The motion was defeated.

- The survey at the highway garage is complete. Our survey does conflict with the survey presented to us by the Moore brothers. Supervisor Degear will ask the attorney for guidance as to how to proceed.

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- The Town of Lenox has engaged Arnold and Porter LLP, to provide legal services in connection with preparing and submitting an amicus curiae brief in support of the petition for a writ of certiorari that has been filed by Madison and Oneida Counties. They are asking each Town to contribute to the cost of these services passed on population. Motion by Councilmen Hathaway and Coon to approve payment in the amount of \$398.32 based on calculations provided by the Town of Lenox. All in favor and carried.

**NEW BUSINESS:**

- Raffle consent form from Sugarman Law Firm on behalf of Make-A-Wish Foundation of Central New York. They request our approval. Motion by Councilmen Coon and Jones to deny request until/if we receive more information as to what type raffle, time, etc. All in favor and carried.
- Madison County 2011 DOT Consortium Pricing Package and contract with IMA. Motion by Councilmen Barnes and Coon to authorize Supervisor Degear to sign 2011 contract with IMA. All in favor and carried.
- Motion by Councilmen Barnes and Jones to adopt the following:

**#54 RESOLVED:** WHEREAS; the Town of DeRuyter provides health insurance to the Town Clerk, Highway Superintendent and highway department crew with a 10% employee contribution, and WHEREAS, in 2010 the insurance plan was provided by MVP with a single deductible of \$1,500 and a family deductible of \$3,000 with the medical portion of the contract paid at 100% after the deductible is met, and WHEREAS, certain physicians used by Town of DeRuyter employees do not accept MVP insurance, and WHEREAS, the 2011 insurance plan will be switched to Excellus Blue Cross/Blue Shield with a single deductible of \$1,300 and a family deductible of \$2,600 with the medical portion of the contract paid at 80% after the deductible is met, and WHEREAS, the Town of DeRuyter will have lower costs for insurance as a result of this change and, WHEREAS, THE Town Board recognizes that this insurance change will leave the employees with a greater personal exposure, NOW, THEREFORE BE IT RESOLVED, that the Town of DeRuyter will deposit the 10% employee contribution into the employees’ health savings plan during the year 2011, and BE IT FURTHER RESOLVED, that this Town Board authorizes immediate payment of \$2,104.98 to Excellus Blue Cross/Blue Shield for the January, 2011 premium.

The roll call vote was taken with the following results:

Supervisor Degear	Aye
Councilman Barnes	Aye
Councilman Hathaway	Aye
Councilman Jones	Aye
Councilman Coon	Aye

The clerk declared the foregoing duly carried.

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- Motion by Councilmen Hathaway and Coon to adopt:

#56 RESOLVED: WHEREAS, on November 4, 2010, the Town of DeRuyter Town Board passed Local Law #3 entitled “Dog Identification Law” and,  
 WHEREAS, pursuant to Local Law #3 of 2010, the DeRuyter Town Board must establish fees for dog licenses,  
 NOW, THEREFORE BE IT RESOLVED, that the DeRuyter Town Board establishes the following fees for dog licenses for 2011.

Local Fee per license	\$8.00
County Fee per license	\$1.00
NYS Fee per license	\$1.00
NYS Spay/Neuter fee	\$3.00
Town Spay/Neuter fee	\$3.00

The roll call vote was taken with the following results:

Supervisor Degear	Aye
Councilman Barnes	Aye
Councilman Coon	Aye
Councilman Hathaway	Aye
Councilman Jones	Aye

The Clerk declared the foregoing duly carried.

**MADISON COUNTY UPDATE:**

- Paul Miller, Madison County Administrator is asking for constituent concerns over the health care issue.
- Stockbridge-Munsee Land Claim agreement review.
- County Budget update.

**TOWN HALL UPDATE:**

- Natural gas heat should be turned on tomorrow. Councilman Hathaway suggests calling for NYS inspection after both boilers have been fired up.
- Roof to be installed over main (elevator) entrance and snow brakes to be placed on roof.
- Supervisor Degear has been advised by Bernie Thoma of Thoma Development that we can use the community development fund balance on the Town Hall as long as it is used “for any expense that improves handicap accessibility” or “any expense that benefits low to moderate income families”. We must document that no more than \$25,000 was received in any one year. Supervisor Degear will revisit the issue with the Town attorney. Supervisor Degear has also agreed to be project manager. Motion by Councilmen Barnes and Jones to use community development funds for the purpose of completing the basement floor of the Town Hall contingent upon approval from the Town attorney. All in favor and carried.

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- Madison County inmates are available to work on the Town Hall project. Motion by Councilmen Barnes and Jones to approve Madison County inmates working on the Town Hall project. All in favor and carried.

Motion by Councilmen Jones and Barnes to enter into executive session

Motion by Councilmen Barnes and Jones to leave executive session. All in favor and carried.

Following a discussion of the property adjoining the Town Highway Garage property, motion by Councilmen Coon and Barnes to re-submit our purchase offer of \$125,000 to B &J Realty for the former Moore Tire property. All in favor and carried.

Since Ron Bowden submitted a bill for plumbing services at the Town Hall after the abstract had been completed, motion by Councilmen Hathaway and Coon to approve payment of Ron Bowden's bill in the amount of \$390. All in favor and carried.

Motion by Councilmen Coon and Hathaway to accept the Supervisor's statement. All in favor and carried.

Motion by Councilmen Coon and Hathaway to pay the bills as audited:

Abstract # 1021	\$36,027.14
Abstract #1022	\$14,556.26

All in favor and carried.

Motion by Councilmen Jones and Coon to adjourn. All in favor and carried.

Respectfully submitted,

Rebecca Wightman  
Town Clerk