

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, and Councilmen Coon, Barnes, Hathaway and Jones. Also present were Jamie & Levi Tousant, Warren & Carol Babcock, Rhonda Wheeler, Joe Yankowski and Jim Haskins.

The meeting began with the Pledge of Allegiance.

Motion by Councilmen Barnes and Jones to accept the minutes of the October 9th and October 15th meetings as presented. All in favor and carried.

TOWN CLERK'S REPORT:

- The monthly written report was submitted.

HIGHWAY SUPERINTENDENT'S REPORT:

- New truck is here and in use.
- New York State extended the diesel fuel contract. They said to call around for the best price as they haven't completed the bid process.
- Best Road will be seasonal use after hunting season.

SUPERVISOR'S REPORT:

- Written reports submitted.

CORRESPONDENCE:

- Dana Fuller regarding 5% retainage fee. As per the engineer, this will be held after the spring thaw.

OLD BUSINESS:

- The 2015 Town Budget was presented and reviewed. There is an estimated 13.7% increase in the tax levy, largely due to a decrease in the use of fund balance, an increase in Health Insurance, fire contract, legal and engineering fees. This results in an approximate \$.20 per thousand increase to the tax rate.
- Review of comments from the Town of DeRuyter to the Federal Energy Regulatory Committee (FERC) concerning Docket No. CP14-497-000, Dominion Transmission, Inc.
- Review of comments from the United States Environmental Protection Agency to FERC.
- Upcoming meeting dates for FERC concerning Dominion's New Market project.
- No funding yet for salt storage. The Town of Hamilton is using the same engineer as the Town of DeRuyter for salt storage project.
- FEMA update.
- Madison County is experiencing a delay in the phone upgrade process.

PUBLIC HEARING:

- Motion by Councilmen Barnes and Coon to open the public hearing concerning the 2015 Preliminary Town of DeRuyter Budget at 7:45PM. All in favor and carried. Supervisor Degear asked if there was anyone present who wanted to speak about said Preliminary Budget. Joe Yankowski commended Supervisor Degear and the Town Board for the excellent handling of the Town finances. Since there was no one else present wishing to speak, motion by Councilmen Coon and Hathaway to close the public hearing. All in favor and carried.

NEW BUSINESS:

- **# 64 RESOLVED: WHEREAS**, this Town Board has met at the time and place specified in the Notice of Public Hearing on the Preliminary Budget, and heard all persons desiring to be heard therein,

THEREFORE, BE IT RESOLVED, That this Town Board does hereby adopt such preliminary budget as the Annual Budget of the Town for the fiscal year beginning the first day of January, 2015 and that a copy of said budget, as so adopted, shall be on file in the office of the Town Clerk, and considered to be part of the minutes of the proceedings of the Town Board, and be it

FURTHER RESOLVED, that the Budget Officer shall prepare and certify in triplicate, copies of said budget as adopted by this Town Board, together with estimates, if any, adopted pursuant to Sec. 202A, § 2 of the Town Law and deliver 2 copies thereof to the Board of Supervisors of this County.

The roll call vote was taken with the following results:

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

The Clerk declared the foregoing duly carried.

- Road Use
 - Supervisor Degear introduced proposed Local Law No. 4 -2014, “A Local Law to Enact a Local Road Use and Preservation Law in the Town of DeRuyter,” which Local Law would establish rules and regulations for the preservation, use and repair of Town roads by generators of high intensity and high impact traffic in the Town of DeRuyter and which further requires developers and generators of high intensity and high impact traffic to enter into a Road Preservation, Use and Repair Agreement with the Town of DeRuyter, and made the following motion, which was seconded by Councilman Barnes:

#65 RESOLVED: WHEREAS, Volume 6 N.Y.C.R.R., Section 617 of the Regulations relating to Article 8 of the New York State Environmental Conservation Law, requires that as early as possible in the consideration of a proposed action, an involved agency shall make a determination whether the action is subject to the aforementioned law; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of DeRuyter, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQRA) with respect to the proposed enactment of said proposed Local Law, with the result that the Town Board shall act as lead agency in this matter.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of DeRuyter hereby determines that the enactment of proposed Local Law No. 4-2014 is an unlisted action for purposes of SEQRA; and be it further

RESOLVED, a short environmental assessment form (EAF) shall be required in connection with this action; and be it further

RESOLVED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. 4-2014 at the Genevieve D. Staley Civic Center located at 735 Utica Street, DeRuyter, NY 13052, New York on December 11, 2014 at 7:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

Robert Jones	Councilman	Voted	Yes
Cedric Barnes Jr.	Councilman	Voted	Yes
Robert Hathaway	Councilman	Voted	Yes
Edwin Coon	Councilman	Voted	Yes
Daniel Degear	Supervisor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

DATED: November 13, 2014

- Proposed Local Law #4 of 2014 was reviewed.
- Proposed Local Law #4 of 2014 – SEQR review. Motion by Councilmen Barnes and Jones to declare that this proposed Local Law is an Unlisted Action in connection with SEQRA and that the Town Board will act as lead agency in this matter. All in favor and carried.
- Driveway permitting – review of Town of Cazenovia’s process.

OTHER BUSINESS:

- Discussion of the Oneida Indian Nation gaming in Madison County.
- Discussion of the Madison County Budget.

PUBLIC COMMENTS:

- Warren Babcock wants a moratorium of the proposed Sheds Compressor Station. Supervisor Degear explained that we can only act if we have the legal authority to do so. This will be researched through the attorney.
- Joe Yankowski read a written statement in opposition to hydrofracking.
- Jim Haskins appreciates the Town’s comments to FERC.

- ✓ Motion by Councilmen Barnes and Coon to pay bills as audited:

Abstract #1019	\$6,070.42
Abstract #1020	\$121,573.79

All in favor and carried.

- ✓ Motion by Councilmen Coon and Jones to approve payment of a Flower City Glass bill in the amount of \$\$867.51 and an NBT-Mang Insurance bill in the amount of \$637.00. All in favor and carried.
- ✓ Motion by Councilmen Barnes and Coon to accept the Supervisor’s statement. All in favor and carried.
- ✓ Motion by Councilmen Barnes and Coon to adjourn. All in favor and carried.

Respectfully submitted,

Rebecca Wightman
 Town Clerk