

# Denning Town Board Meeting Agenda

February 5<sup>th</sup>, 2013



Pledge of Allegiance.

Call regular monthly meeting to Order.

Reading of Last Month's Minutes.

Correspondence.

Committee Reports:

Highway & Recycling – Supt. of Highways Daniel Van Saders.

Code Enforcement Officer.

Planning Board.

Order of Business:

- Resolution No. 25 of 2013 Fiscal Transfers; General 2012 Budget
- Resolution No. 26 of 2013 Sole Assessor Re-appointment
- Resolution No. 27 of 2013 Budgetary – Bond Interest
- Resolution No. 28 of 2013 Fiscal Transfers; Highway 2012 Budget
- Resolution No. 29 of 2013 Fiscal Transfers; Highway 2012 Budget
- Resolution No. 30 of 2013 Fiscal Transfers; Highway 2012 Budget
- Resolution No. 31 of 2013 Fiscal Transfers; Highway 2012 Budget
- Resolution No. 32 of 2012 Support for Assembly Bill A88 & A824

SUPERVISOR COMMENTS

BOARD COMMENTS

PUBLIC COMMENTS

Adjournment

Next Meetings: Business Meeting at the Denning Town Hall

7:00 PM Tuesday, February 12th, 2013

Regular Monthly Meeting at the Denning Town Hall

7:00 PM Tuesday, March 5th, 2013

The public may now correspond with the Town of Denning at

[www.Denning.us](http://www.Denning.us) The e-mail addresses are: [TownHall@Denning.us](mailto:TownHall@Denning.us)

[Supervisor@Denning.us](mailto:Supervisor@Denning.us) [Highway@Denning.us](mailto:Highway@Denning.us) [townclerk@denning.us](mailto:townclerk@denning.us)

Resolution No. 25 of 2013  
Denning Town Board Meeting  
February 5th, 2013

WHEREAS New York State Town Law section 113 authorizes the Town Board to transfer monies and unexpended balances and adjust budget accounts when necessary, and

WHEREAS some accounts were under expended and others over expended, the Town of Denning Town Board

HEREBY authorizes the Town Supervisor to make the following adjustments to the 2012 Town Budget Accounts:

GENERAL:

Increase A1410.4 Town Clerk Personal from \$24,459.00 to \$24, 469.00

A1410.2 Town Clerk Equipment -0- to \$100.00

Decrease A1410.4 Town Clerk Contractual Expense from \$5,000.00 to \$4,890.00

Increase 1460.4 Records Mgnt-Contractual from \$1950.00 to \$2,450.00

Increase A1620.1 Buildings Personal Services from \$1,346.00 to \$1,350.00

Increase A1650.4 Central Comm. System Contractual from \$1,500.00 to \$2,310.00

Increase A7840.4 Museum Contractual Expense from -0- to \$1,000.00

Increase A8020.4 Planning Contractual from \$1,500.00 to \$6, 050.00

Decrease A6140.4 Social Services Home Relief from \$10,000.00 to \$5,450.00

Increase A9010.8 NYS Retirement System from \$16,615 to \$21,115.00

Decrease A9060.8 Health Insurance from \$90,000.00 to \$89,500.00

Decrease A1990.4 Contingency Account from \$6,500.00 to \$186.00

Motion to adopt and approve by Councilman Dave Brooks, 2<sup>nd</sup> by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean                    AYE

Councilman Paul Schoonmaker        AYE

Councilman Kevin Smith                AYE

Councilman David Brooks               AYE

Supervisor Bruning                      AYE

Motion carried following a unanimous roll call vote.

Resolution No. 26 of 2013  
Denning Town Board Meeting  
February 5th, 2013

**WHEREAS** New York State Real Property Tax Law authorizes the Town Board to appoint an assessor for the Town,

**NOW THEREFORE** be it RESOLVED that Michael B. Sommers, residing at 28 Cooper Street, Accord, NY 12404, be appointed as Sole Assessor for the Town of Denning, with a 6 year term of office from October 1, 2013 to September 30, 2019, with an annual salary to be determined by the Denning Town Board and to be drawn from Assessors Personal Services. (General Fund Appropriations code A1355.1)

Motion to adopt and approve by Councilman Mike Dean, 2<sup>nd</sup> by Councilman Paul Schoonmaker.

Roll Call Vote:

Councilman Mike Dean	AYE
Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE
Councilman David Brooks	AYE
Supervisor Bruning	AYE

Motion carried following a unanimous roll call vote.

Resolution No. 27 of 2013  
Denning Town Board Meeting  
February 5th, 2013

WHEREAS New York State Highway Law section 285-a authorizes the Town Board to transfer monies and unexpended balances, and

WHEREAS the Revenue Anticipation Note that was obtained to pay for the repair of Peekamoose Road after Hurricane Irene became due in October 2012, and

WHEREAS the interest due was not in the 2012 Budget, the Town of Denning Town Board

HEREBY authorizes the Town Supervisor to establish a budget in the amount of \$13,125.00 to cover the cost of one-years interest by creating account DA9730.7 Bond Anticipation – Interest for \$13,125.00. Monies are to be taken from unexpended Unappropriated Fund Balance and added to DA9999 Appropriated Fund Balance.

Motion to adopt and approve by Councilman Mike Dean, 2<sup>nd</sup> by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean	AYE
Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE
Councilman David Brooks	AYE
Supervisor Bruning	AYE

Motion carried following a unanimous roll call vote.

Resolution No. 28 of 2013  
Denning Town Board Meeting  
February 5th, 2013

WHEREAS New York State Highway Law section 285-a authorizes the Town Board to transfer monies and unexpended balances, and

WHEREAS Account DA 5110.4 Maintenance of Streets- Contractual was over expended in 2012 by \$25,276.65, and

WHEREAS other accounts were under expended the Town of Denning Town Board

HEREBY authorizes the Town Supervisor to make the following adjustments to the 2012 Highway Budget

Increase the budget amount for Account DA 5110.4 Maintenance of Streets Contractual to \$135,276.65, and decrease

Account DA 5110.1 Maintenance of Streets –Personal Services from \$146,676.00 to \$139,399.35.

Account DA 5130.2 Machinery Equipment from \$15,00.00 to -0-

Account DA 5142.1 Snow Removal – Personal Services from \$120,462.00 to \$116,462.00.

Motion to adopt and approve by Councilman Paul Schoonmaker, 2<sup>nd</sup> by Councilman Mike Dean.

Roll Call Vote:

Councilman Mike Dean                    AYE

Councilman Paul Schoonmaker        AYE

Councilman Kevin Smith                AYE

Councilman David Brooks               AYE

Supervisor Bruning                      AYE

Motion carried following a unanimous roll call vote.

Resolution No. 29 of 2013  
Denning Town Board Meeting  
February 5th, 2013

WHEREAS New York State Highway Law section 285-a authorizes the Town Board to transfer monies and unexpended balances, and

WHEREAS Account DA 5130.4 Machinery Contractual and Account DA 9060.8 Health Insurance are over expended in the 2012 Budget, and

WHEREAS Account DA5142.4 Snow Removal Contractual was under expended, the Town of Denning Town Board

HEREBY authorizes the Supervisor to make the following adjustments to the 2012 Highway Budget:

Increase Account DA 5130.4- Machinery Contractual from \$55,000. 00 to \$72,487.97 and increase Account DA 9060.8 Health Insurance from \$50,000.00 TO \$52,095.00.

Decrease Account DA 5142.4 Snow Removal Contractual from \$90,000.00 to \$70,417.03.

Motion to adopt and approve by Councilman Kevin Smith, 2<sup>nd</sup> by Councilman Dave Brooks.

Roll Call Vote:

Councilman Mike Dean	AYE
Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE
Councilman David Brooks	AYE
Supervisor Bruning	AYE

Motion carried following a unanimous roll call vote.

Resolution No. 30 of 2013  
Denning Town Board Meeting  
February 5th, 2013

WHEREAS New York State Highway Law section 285-a authorizes the Town Board to transfer monies and unexpended balances, and

WHEREAS monies that were received from FEMA for prior years expenditures were utilized to complete FEMA work in the year 2012 the Town of Denning Town Board

HEREBY authorizes the Town Supervisor to make the following adjustments to the 2012 Highway Budget.

Increase the budgeted amount for Account DA 2701- Refunds Prior Years Expenditures to \$346,859.77 and

Increase the budgeted amount for Account DA 8760- Emergency Disaster Work, Contractual to \$ 346,859.77

Motion to adopt and approve by Councilman Mike Dean, 2<sup>nd</sup> by Councilman Paul Schoonmaker.

Roll Call Vote:

Councilman Mike Dean	AYE
Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE
Councilman David Brooks	AYE
Supervisor Bruning	AYE

Motion carried following a unanimous roll call vote.

Resolution No. 31 of 2013  
Denning Town Board Meeting  
February 5th, 2013

WHEREAS New York State Highway Law section 285-a authorizes the Town Board to transfer monies and unexpended balances, and

WHEREAS the budget amount for the NYS Retirement System is not sufficient, the Town of Denning Town Board

HEREBY authorizes the Town Supervisor to make the following adjustment to the 2012 Highway Budget:

Increase the budgeted amount for Account DA 9010.8- NYS Retirement System from \$37,310.00 to \$54,343.50.

Increase the budgeted amount for Account DA 9999 – Appropriated Fund Balance by \$17,033.50 with monies to be taken from Unappropriated-Unexpended Fund Balance.

Motion to adopt and approve by Councilman Dave Brooks, 2<sup>nd</sup> by Councilman Kevin Smith.

Roll Call Vote:

Councilman Mike Dean	AYE
Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE
Councilman David Brooks	AYE
Supervisor Bruning	AYE

Motion carried following a unanimous roll call vote.

Resolution No. 32 of 2013  
Denning Town Board Meeting  
February 5th, 2013

SUPPORT FOR NYS-CONTACT INFORMATION FOR VACANT  
STRUCTURES

Resolved to support New York State regarding the proposed laws concerning contact information for vacant structures.

WHEREAS, vacant, abandoned and foreclosed homes and structures have proliferated throughout New York State over the last five years; and

WHEREAS, vacant structures that are not maintained for months at a time degrade and depreciate the value of the vacant structure as well as the value of surrounding properties; and

WHEREAS, lending institutions that hold mortgages on said vacant structures do not always provide the contact information of a responsible party; and

WHEREAS, Assembly Bill A.88 and Assembly Bill A.824, currently pending, would make it mandatory for lending institutions to provide contact information of responsible parties regarding vacant structures; and require good faith in obtaining a foreclosure; and

WHEREAS, the Town of Denning Town Board supports the passage of said Bills.

NOW THEREFORE, BE IT RESOLVED that the Town of Denning hereby supports the passage of said Bills and respectfully requests that the State Representatives who represents constituents in the Town of Denning support the passage of said Bills.

Copies of this resolution to be forwarded to Senator John Bonacic, Assemblywoman Tenney and Sponsor of this bill Assemblyman Michael Kearns.

Motion to adopt and approve by Councilman Paul Schoonmaker, 2<sup>nd</sup> by Councilman Mike Dean.

Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman David Brooks	AYE
Supervisor Bruning	AYE		

Motion carried following a unanimous roll call vote.