

TOWN OF SUMMERHILL
Public Hearing –Local Law # 7 Highway Use Law
August 9, 2011
Town Hall
13606 State Route 90
Locke, NY 13092

Town Board Members Present: Charles Ripley, Supervisor
Daniel Ripley, Councilman
Michael Passalugo, Councilman
Chris Ryan, Councilman

Town Board Members Absent: None

Other Town Officers Present: John Kirk, Mary Osgood, Bob Amerman, Mike Cody, Barb Harvey, Pat Mooney, Jeri Sabo, Nick Gavrielides

Residents: Shannon Caldwell, Amie Prince, Dorothy Gavrielides, Marie King, Kathleen Gorr, Michael Gorr

Visitors: 6 visitors

Guests:David Slottje

Recording Secretary: Carol Chase

The public hearing was called to order at 7:08 pm by Charlie Ripley. All stood for the pledge to the flag.

There was discussion concerning the wording of the law.

The hearing was closed at 7:34pm.

Town of Summerhill
Regular Board Meeting
August 9, 2011

The Regular meeting was called to order at 7:44pm by Charlie Ripley.

Minutes of the July 12, 2011 Meeting and the Public Hearing on Local Law 7:

Motion 67-2011

Mike Passalugo made a motion to accept the minutes as written , seconded by Dan Ripley.

Carried 4 ayes C. Ripley, Passalugo, Ryan, D. Ripley
0 nays

REPORTS

A. Town Clerk's Report: Carol Chase, There was \$170.00 collected for the month July 2011.

Motion 68-2011

Chris Ryan made motion to accept the Clerk's report as presented, seconded by Dan Ripley.

Carried 4 ayes C. Ripley, Passalugo, Ryan, D. Ripley
0 nays

B. Supervisor's Report: Charlie Ripley, Balance of Accounts, as of July 31, 2011

Motion 69-2011

Chris Ryan made a motion to approve the Supervisor's report as presented, seconded by Mike Passalugo.

Carried 4 ayes C. Ripley, Passalugo, Ryan, D. Ripley
0 nays

1. General Money Market Fund:	\$ 16,876.92
2. Highway Money Market Fund:	\$176,088.13
3. General Consolidated Fund:	\$100.00
4. Trust & Agency:	\$100.00

5. Disaster Relief Fund:	\$282.20
6. Ranney Cemetery Fund:	\$605.32
7. Sara Grant Fund:	0.00
8. Fire Protection Fund:	0.00

- C. Code Enforcer's Report: Rick Fritz, 3 permits issued, 110 miles were traveled, 14 building inspections done, 44 hours worked, 1 fire inspection, 4 complaint follow-ups, and 28 telephone calls answered.
- D. Dog Control Report: Lindsay Kemp, 1 dog was picked up (DOA), 1 dog was claimed or adopted, 1 dog advertised, 9 dog complaints, 180 miles driven for the town, 1 adoption pick up fee collected
- E. Highway Superintendent's Report: No Report
- F. Town Justice Report: Sherry Davenport, \$430 in fines, and \$1030 in surcharges for a total of \$1460 for the month of July
- G. Assessor Report: No Report.
- H. Variance Board: No Report
- I. Planning Board: Bob Amerman, We have reviewed laws 5, 6, &7. They have worked with Ms. Prince. They will be meeting on Thursday August 11. Motion 88- 2011
- J. Board of Assessment Review: No Report
- K. Historians Report: No Report

OLD BUSINESS

A Town Picnic: The picnic will be August 27 at the Town Hall from 4-7pm. The Fillmore Scholarship will be awarded at that time.

NEW BUSINESS

A. Environmental Protection Ordinance: Shannon Caldwell: Dryden, Ithaca, and Ulysses all have passed ordinances banning fracking, David Slottje states that many have come before stating that you cannot regulate the gas companies but that doesn't mean you can't prohibit it altogether. The Lawyer from the Association of Towns agrees with this point. Since there is no case law on this subject there is no basis to believe that the Supreme Court would argue it. The Board does have the right to prohibit the drilling. You will be threatened with "taking the rights", but it isn't a regular taking, there are special rules. If there is any value left to the land it isn't a taking. All case law has been done through zoning. Every zoning is a police power to protect the citizens health and safety. Mr. Slottje will work on an ordinance and get back to us

RESIDENT ISSUES

Dorothy Gavrielides: Dorothy would like to set up a gas lease workshop to include surrounding towns.

PAYMENT OF BILLS

There were 21 General account bills, totaling \$4122.25 and 10 Highway account bills, totaling \$81,684.62 presented for payment.

Motion 70-2011

Mike Passalugo made a motion to approve payment of these bills, seconded by Dan Ripley.

Carried 4 Ayes C. Ripley, D. Ripley, Passalugo, Ryan

0 Nays

The next regular town board meeting will be September 13, 2011 at 7pm.

Motion 71-2011

A motion to adjourn was made by Mike Passalugo seconded by Dan Ripley.

Carried 4 Ayes C. Ripley, D. Ripley, Passalugo, Ryan

0 Nays

The meeting was adjourned at 9:29 pm.

Respectfully Submitted,

Approved by _____

Carol Chase, Town Clerk
