

Town of Dix
Regular Board Meeting
October 9, 2023

Present: Supervisor Dominick Smith
Councilman Jeffrey Meehan
Councilman Brian Ervay
Councilman Dave Hertl
Councilman Alec Moore
Town Clerk Naomi Kingsley
Highway Superintendent Scott Yaw - 6:30 pm

Supervisor Smith opened the Public Hearing regarding the PUD at 1889 Meads Hill Road at 5:30 PM followed by the Pledge of Allegiance. Sixteen members of the public were present and many spoke about their feelings about the project per the boards Public Be Heard policy. A petition from the local residents was submitted. The public hearing was closed a 6:04 pm.

Supervisor Smith opened the public hearing to discuss an amendment to the zoning law . Currently applicants have to go through 2 SEQR reviews, one by the planning board and one by the town board. The board is looking to streamline the process and eliminate the SEQR review by the Town Board. There was no public comment and the hearing was left open until 6:30 pm. Supervisor Smith closed the public hearing at 6:30 pm.

Supervisor Smith called the regular meeting to order at 6:30 pm followed by the Pledge of Allegiance.

No public be heard

Superintendent Smith had on addition to the agenda, to move the Zoning law amendment vote to this portion of the meeting.

RESOLUTION #82 – offered by Ervay, seconded by Moore

RESOLVED, that based upon completion and review of the Environmental Assessment Forms pertaining thereto, the Town Board finds that the amendment of section XV-6(c) of the Town of Dix zoning code presented herewith will result in no significant adverse environmental impact; and

RESOLVED, that the Town od Fix Town Board hereby adopts Local law #2 of 2023 which amends section XV-6(c) of the Town of Dix Zoning Code as follows:

Section SV-6(C) is amended and restated in its entirety as follows:

Following receipt of the recommendation of the Planning Board the Town Board may by local law adopt an amendment to this chapter creating a Planned Unit Development District. The local law may include a schedule for phased development if phased is contemplated as part of the planned unit development, and shall provide that the existence of the Planned Unit Development District is

conditioned upon site plan, subdivision and special use permit review and approval by the Planning Board, as applicable to the contemplated planned unit development for the entire development or the first phase of development if a phased development is contemplated.

Ayes-4, nays 0

RESOLUTION #83 – Offered by Moore seconded by Meehan

RESOLVE to move forward with the Planned Unit Development for Meads Hill.

Roll call vote taken – Hertel – aye, Meehan – aye, Moore – aye, Ervay – aye, Smith – aye.

Reports:

- a. Supervisor Smith been working on budget, PUD, supervisor reports for Jan - July 2023. Fiscal year 2022 is done and closed. Working on updateing 2023. Worked with Scott on highway budget. Water, sewer billing is getting better, the village flushed hydrants, at highway garage ran 45 minutes.
- b. Deputy Supervisor – none
- c. Bookkeeper – got the supervisor reports
- d. Superintendent of Highway – In September – hauled gravel to the shop, hauled 1st stone to the shop, made cold patch with Suit Kote, mowing road sides, received all contracted road salt, grading dirt roads for fall, Shared service with Hector, Montour, Cayuta and Reading and stripped the parking lot. The 5500 needs a new oil pan, not covered because of salt rust, estimated cost is \$800.00.
- e. Code Officer – none per dom, chasing allen road purpuras
- f. Planning Board - none
- g. ZBA - none
- h. Town Court - none
- i. Dog Shelter - none
- j. Committee Reps:
 - i. EMC - none
 - ii. FD – Beaver Dams will be here Wednesday and possibly Watkins Glen. The following week will be Montour Falls.
 - iii. Landfill – Montour Falls mowed, getting quotes to clear heavy brush out of fence, Microbac and DEC engineers will be there in the 24th.
 - iv. Solar -review law changes, set public hearing for November 6:00 pm.

RESOLUTION #84 – offered by Hertel, seconded by Moore

RESOLVE to approve the September 2023 meeting minutes, the Town Clerks’ report for September 2023 and the audit. Ayes 4, nays 0

AUDIT 11 – 10/09/2023

General Fund-Town Wide	2854-2880	\$ 59,375.33
General Fund-Outside Village	2874-2875	\$ 233.43
Highway Fund-Town Wide	1859-1864	\$ 7,618.72
Highway Fund Outside Village	1865	\$ 7,001.93
Fire Department	2876-2878	\$ 4,061.49

Special Sewer Fund	520	\$ 26,724.40
Special Water Fund	517-522	\$ 26,215.67
Trust & Agency	405-408	\$ 6,222.92

RESOLUTION #85 – offered by Ervay, seconded by Meehan
 RESOLVE to approve the Supervisors Reports for December 2022 and January, February, March, April, May, June, July, August and September 2023. Ayes 4, nays 0
 Correspondence:

Old Business:

- Resolution to Approve Foil Request Form from Attorney Halpin
- Solar Moratorium-What are we doing? Ends 11/30/23. See above.
- 2022 Year end closing -reports sent around.
- Water and Sewer update in lost water

New Business:

- 2024 Budget - retirement cost going up 4%
- Approve Zoning Law change on SEQR done earlier
- PUD for Meads Hill Review and Bring to Board for Denial or Approval
- New Truck for Highway
- Set Public Hearing on 2024 Budget Approval – last budget meeting in November
- Public Hearing for FD Contracts – last budget meeting in November

RESOLUTION #86 – offered by Hertel, seconded by Ervay

WHEREAS, the Town of Dix is a participant in the Greater Tompkins County Municipal Health Insurance Consortium (the “Consortium”), a municipal cooperative organized under Article 47 of the New York Insurance Law, and

WHEREAS, the municipal participants in the Consortium, including this body, have approved and executed a certain Municipal Cooperation Agreement (the “Agreement”, effective date of October 1, 2010), and

WHEREAS, Article 47 of the New York Insurance law (the “Insurance Law”) and the rules and regulations of the New York State Department of Financial Services set forth certain requirement for governance of municipal cooperatives that offer self-insured municipal cooperative health insurance plans that requires any amendments or restatements thereto, shall be subject to Board review and upon acceptance of any new Participant hereafter, and

WHEREAS, the Municipal Cooperative Agreement requires that amendments to the agreement be presented to each participant for review and adopted by a majority vote by its municipal board, and

WHEREAS, the Town of Dix is in receipt of the proposed amended Agreement and has determined that it is in the best interest of its constituents who are served by the Consortium to amend the Agreement as set forth in the Amended Municipal Cooperative Agreement, now therefore be it

RESOLVED, that upon receipt and review of the amended Agreement, the Town of Dix approves at a meeting of the governing body held on October 9, 2023 and authorizes the Chief Elected Official to sign the 2023 Amendment to the Municipal Cooperative Agreement of the Greater Tompkins County Municipal Health Insurance Consortium as recommended by the Board of Directors.

Ayes 4, nays 0

RESOLUTION #87 – offered by Moore, seconded by Ervay

RESOLVE to approve SCT Computers to perform Cyber Security upgrades for insurance purposes at a cost of \$6,500.00. Ayes 4, nays 0

RESOLUTION #88 – offered by Moore, seconded by Hertel

RESOLVE to set a fee schedule for annual safety and fire inspection of short-term rentals. Starting January 1, 2024 the code enforcement officer will charge \$100.00 per inspection. Ayes 4, nays 0

Supervisor Smith adjourned the meeting at 7:55 pm.

Respectfully Submitted

Naomi C. Kingsley
Town Clerk