

Public Hearing Meeting
October 16, 2024 5:00 PM
Local Law #2024-1
Exceed Tax Levy Limit for 2025 Greig Town Budget

Section 1. Legislative Intent

It is the intent of this Local Law to allow the Town of Greig to adopt a budget for the fiscal year commencing January 1, 2025 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law 3~c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law 3~c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3.

Tax Levy Limit Override

The Board of Trustees of the Town of Greig, County of Lewis is hereby authorized to adopt a budget for the fiscal year commencing January 1, 2025 that requires a real property tax levy in excess of the amount otherwise prescribed in General Law 3~c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation is invalid or unconstitutional, the court's order of judgment shall not affect, impair, or invalidate the remainder of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take immediately upon filing with the Secretary of State.

Public Hearing called to order by Supervisor Johnson at 5:00 PM.

No person chooses to appear to speak

Supervisor Johnson opens the budget workshop meeting with a Pledge of Allegiance to the Flag of America.

Roll Call:

Councilmen Olmstead, Bailey-Swisher, Mallette and Mayhew are Present. Also Town Attorney Gilbert, Town Clerk Gunn, Town Superintendent Alfano, and Accountants Franz and Emily Philippe were also present.

Budget Workshop
October 16, 2024 5:00 PM

Town Board will work of the Tentative 2025 Town Budget as presented by Budget Director Robert Johnson
Town Board reviews each line item in the budget with guidance provided by the Budget Director.

At the completion of the Budget Workshop, a motion was made to accept the Tentative Budget as the Preliminary 2025 Greig Town Budget.

Motion 24-10-01 made by Councilman Bailey-Swisher, Seconded by Mallette

Accept the Greig 2025 Tentative Budget with modifications as the Greig 2025 Preliminary Budget to be presented at a Public Hearing in November prior to being adopted as the Final Greig Town 2025 Budget.

Vote: Olmstead, Mayhew, Bailey-Swisher & Mallette Yes

Motion approved.

Motion 24-10-02 made by Councilman Olmstead, Seconded by Bailey-Swisher
Set a Public Hearing Date of Wednesday, November 6th, 2024 at 5:30 PM to present the 2025 Greig Preliminary Budget for public comment. A copy of will be attached at the end of these minutes.
Vote: Olmstead, Mayhew, Bailey-Swisher & Mallette Yes
Motion approved.

Supervisor Johnson gavels the Budget Workshop closed at 6:04 PM

Motion 24-10-03 made by Councilman Bailey-Swisher, Seconded by Mallette
Close the Public Hearing for the review of the Local Law 2024-1 allowing the Town of Greig to exceed the State Tax Levy Limit for the 2025 Greig Town Budget. 6:05 PM
Vote: Olmstead, Mayhew, Bailey-Swisher & Mallette Yes
Motion approved.

Regular October Meeting October 16, 2024

Supervisor Johnson called the regular Town of Greig Board open at 6:05 PM

MINUTES From Last Meeting

Supervisor called for a motion from the Board to accept the minutes from the September Town Board Meeting. And the October Special Meeting. These minutes have been emailed in advance to the Council members.

Motion 24-10-04 made by Councilman Olmstead, Seconded by Mallette
Accept the September 2024 Regular Meeting and October Special Meeting Minutes as presented.
Vote: Olmstead, Mayhew, Bailey-Swisher & Mallette Yes
Motion approved.

BOARD REPORTS

Acting Zoning Officer Johnson reported no applications for Zoning Permits. Also applications to appear for 3 lot Line Adjustment and 1 Sub-Division. Mr. Johnson reported the filling of documents from the Planning Board and ZBA has been worked on in the Documents room. The area and documents look much better now.

Attorney Gilbert requested an Executive Session to discuss legal issues surrounding a zoning citation.

Motion 24-10-05 made by Councilman Mallette, Seconded by Bailey-Swisher
Open Executive Session to discuss legal issues with zoning citations. 6:20 PM
Vote: Olmstead, Mayhew, Bailey-Swisher & Mallette Yes
Motion approved.

Motion 24-10-06 made by Councilman Olmstead, Seconded by Mallette
Close Executive Session to discuss legal issues with zoning citations. 6:40 PM
Vote: Olmstead, Mayhew, Bailey-Swisher & Mallette Yes
Motion approved.

Supervisor Johnson requested Town Board authority to sign Lease Purchase agreement for the Verizon Cell Tower Lease.

RESOLUTION

2024-10-#1

At a regular meeting of the Town of Greig, Lewis County, New York, held at the Town Offices, in said Town on the 16th day of October, 2024 at 5:30 pm, prevailing time.

The meeting was duly called to order by Supervisor Johnson and upon roll being called, the following were:

Present:	Nichelle Bailey-Swisher	Deputy Supervisor
	Kerry Mayhew	Councilman
	Donald Mallette	Councilman
	Steve Olmstead	Councilman
	Robert Johnson	Supervisor

WHEREAS, the Town Board of the Town of Greig is responsible to create and maintain a long range financial plan to maintain its major Highway Equipment fleet according to the NY State Accounting Standards and to maintain other critical fixed assets.

WHEREAS, the Town Board of the Town of Greig has identified a lease on land being used by a utility which brings monthly receivables.

WHEREAS, the Supervisor has realized those receivables may be sold, returning a single payment in place of the current monthly receivables.

WHEREAS, the Supervisor has asked for a formal resolution of the Town Board authorizing him to undertake such action,

Now, Therefore, it is

RESOLVED, that the Town Board of the Town of Greig does hereby authorize and direct its Supervisor, Robert Johnson, to sign the contract with the highest bidder wishing to purchase those receivables.

The question of the adoption of the foregoing resolution was duly put to a vote as follows:

Robert Johnson	Voting	Aye
Nichelle Bailey-Swisher	Voting	Aye
Donald Mallette	Voting	Aye
Kerry Mayhew	Voting	Aye
Steve Olmstead	Voting	Aye

The resolution was thereupon declared and duly adopted.

DATED: October 17, 2024

By Order of the Town Board
Town of Greig, New York.

Thomas P. Gunn, Town Clerk

TOWN OF GREIG
NOTICE OF RESOLUTION INITIATING PERMISSIVE REFERENDUM PERIOD
Sale of Lease – 5675 Van Arnam Rd

NOTICE IS HEREBY GIVEN that the Town Board of the TOWN OF GREIG, LEWIS COUNTY, NY, at a regular meeting thereof held on the 16th day of October, 2024 duly adopted a Resolution #2024-10-1 for the sale of the Verizon lease for a cell tower utility located at 5675 Van Arnam Rd, further identified on the Town of Greig Tax Map as Section 276.00, Block 01, Lot 31.116

The sale of said lease shall be subject to permissive referendum. A complete copy of the aforementioned Resolution is available for public inspection during regular business hours at the office of the Town Clerk. A Petition, to be valid, must be filed in the Town Clerks office at 5186 Greig Rd, Greig NY 13345 within thirty (30) days from the date the Resolution was adopted. All other requirements of the State of New York Town Law Section 91 must be followed as well.

BY ORDER OF THE TOWN BOARD
TOWN OF GREIG

Thomas Gunn

Highway Garage Roofing Project

Supervisor Johnson reported the completion of the Highway Garage Roof replacement, with two exceptions: some interior spaces must be spray foamed to complete the insulation of the building, and the edging trim must be completed when materials arrive.

Park Playground

The chips have been placed under the children's play equipment per Insurance Company advice. The new equipment is still to be installed when time is available.

Cemetery

The 4 Wheeler club has requested a new list of Veterans placed in local cemeteries within the last 6 years. The Town Board would also like a list of all known deed holders so a census may be taken on who still wishes to use the plots. The Sexton will be asked for assistance on these items. Supervisor reported the fencing at the Sands Cemetery has been painted.

Street Facade Grant

Supervisor Johnson reports a number of items are being worked on from this grant request. Two murals are being designed; one for the Brantingham Station and one for the Town Highway Garage. These are vinyl panels placed on the buildings within a frame. Five Banners for each of the four seasons are planned for pole placements. Lights for the Highway Garage Flag Pole are planned. Painting and placement of a large Highway Snowplow is being worked on.

Pratt Northam Grant

Money has been received. New bleachers for the baseball diamond at the Town Park will be ordered.

Town Website

Mr. Gunn attended a session for the creation of a new style website hosted by Digital Towpath. He has loaded all of the meetings for the current year, and Department information has been added as well to this new style.. A series of id's with authority to modify the site have been given out. Supervisor Johnson has sampled the site

and his daughter and wife have been working on the build out of details and photos for the site. This new version will be made available to the public in January 2025. A quick demo was given to the Board members demonstrating the new look and capabilities. There was verbal within the Board agreement that we should continue with the Digital Towpath system.

Comprehensive Plan

The Town Board received a sealed bid from a consulting firm wishing to assist Greig in developing a new Comprehensive Plan. The Board tentatively accepted the bid from LaBella at the Special Meeting held on Friday October 4, 2024. The bid was reviewed by the Lewis County Planning Department, who will be a partner in the development. Lewis County gave an okay to the bid.

Motion 24-10-07 made by Councilman Bailey-Swisher, Seconded by Mayhew

Formal acceptance of the contract presented by LaBella Associates, DPC, 232 Commerce Park Drive #227, Watertown, NY 13601. Bid Price \$50,000. Funds provided by a DEC Grant and financial help from Lewis County. Board authorizes Supervisor Johnson to sign the contract.

Vote: Olmstead, Mayhew, Bailey-Swisher & Mallette Yes

Motion approved.

Union Negotiations

Supervisor Johnson reported on the on-going negotiations with the Teamsters Union for a 3 year contract for the Equipment Operators working in the Highway Department. Items currently under discussion were presented to the Board and the Board felt issues were well in hand and gave advice to the committee for continuing the discussions.

Zoning Law Re-write

Supervisor Johnson has picked up the task of the re-write of the Town Zoning Law. There have been some recent changes made to the original document. The only copy of the original was a PDF format file, and an effort needed to be made to convert to a document format that allowed editing and adding recent changes. Mr. Johnson distributed a copy of the Zoning Law that he has converted and re-written to date. Councilman Mallette commented that wording within the Law still authorized enforcement of the Zoning Law to be the function of the "Code Enforcement Officer". Mr. Mallette noted this needs to be changed to indicate this enforcement is the responsibility of the "Zoning Enforcement Officer". When the revision is complete, the document will be presented to the Lewis County Planning Board for review and comments. This is a requirement within Town Laws.

Proposed Law – Residency Requirement for Appointed Positions

Supervisor Johnson discussed the difficulties associated with finding Greig Residents willing to take seats on Town Boards. Having these positions filled is critical in having decisions about adherence to Town Zoning Laws and other Property Use and Boundary Modifications that make sense and do not alter neighborhoods as visioned by law and other property owners rights. Even though these positions earn a paycheck, they require persons to attend meetings and education programs designed to inform them as to what authority and responsibilities these positions hold. The problem does not exist within Greig alone, but have become a generally recognized problem within all the municipalities in New York State. As a result, Mr. Johnson wishes to present a Local Law that would allow appointments of persons to Board Seats and other Positions, not specifically defined as requiring the position holder to be a resident and voting member of that community, to be chosen from applicants who live within Lewis County, or a county adjacent to Lewis County.

**Town of Greig
Local Law #2024-2**

A local law to establish the residency requirements for the appointed offices of:

1. Zoning Officer
2. Planning Board Member (not Chairperson)
3. Zoning Board of Appeals Member (not Chairperson) for the Town of Greig

Be it enacted by the town board of the Town of Greig as follows:

Section I. Title: A local law to establish the residency requirements for the appointed offices of

- Zoning Officer
- Planning Board Member (not Chairperson)
- Zoning Board of Appeals Member (not Chairperson).

Section II. Authority: This local law is adopted pursuant to Municipal Home Rule Law, § 10[1][ii][a][1] that grants to local governments the authority to enact local laws regarding the qualifications of local officers. Furthermore, this local law recognizes that the State Legislature amended Public Officers Law, §3 adding a new subdivision (24) expanding the residency requirements for any appointed public office in the Town of Greenburgh, Westchester County, thereby rendering Public Officers Law a special law with respect to any appointed town officer (See cf N.Y. Op. Atty. Gen. (Inf.) No. 91-37).

Section III. Supersession: This local law shall supersede Town law, §23(1) in its application to the offices of

- Zoning Officer
- Planning Board Member (not Chairperson)
- Zoning Board of Appeals Member (not Chairperson) for the Town of Greig.

Section IV. Residency requirements for the position of Zoning Officer, Planning Board Member (not Chairperson) and Zoning Board of Appeals member (not Chairperson) for the Town of Greig: The person holding the aforementioned offices in the Town of Greig need not be a resident nor an elector of the Town of Greig, provided, however, that such person shall reside in Lewis County, NY or an adjoining county within the State of New York.

Section V. Inconsistency: All other local laws and ordinances of the Town of Greig that are inconsistent with the provisions of this local law are hereby repealed; provided however, that such repeal shall only be to the extent of such inconsistency and in all other respects this local law shall be in addition to such other local laws or ordinances regulating and governing the subject matter covered by this local law.

Section VI. Savings Clause: If any clause, sentence, paragraph, word, section or part of this local law shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder, thereof, but shall be confined in its operation of the clause, sentence, paragraph, worked section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section VII. Effective Date: This local law shall take effect immediately upon filing with the Secretary of State

Motion 24-10-08 made by Councilman Bailey-Swisher, Seconded by Olmstead
Hold a Public Hearing for Local Law 2024-2 as presented by Supervisor Johnson. Public Hearing is scheduled for Wednesday November 6, 2024 at 5:40 PM.
Vote: Olmstead, Mayhew, Bailey-Swisher & Mallette Yes
Motion approved.

SUPERVISORS REPORT

Mr. Johnson presented the Financial Report as prepared by the accountants. He reports we are in a solid position with the budget at this point

Motion 24-10-09 made by Councilman Mayhew, Seconded by Bailey-Swisher
Approve the Supervisors Financial Report
Vote: Olmstead, Mayhew, Bailey-Swisher & Mallette Yes
Motion approved.

SUPERINTENDENT REPORT

All the sand needed for this winter is put up.
Replaced a telescoping ram of our equipment.
The replacement dashboard for the old truck has been installed.
Roadside mowing is continuing.

CLERKS REPORT

Clerk Gunn distributed the September 2024 report . Report contained details of the following financial actions:

There were general fund collections of:

13 Dog License	\$ 221.00
8 Certified Copies	\$ 80.00
1 Miscellaneous	\$ 250.00
Total Collections:	\$ 551.00

The expenditures were:

Town Supervisor as Revenue	\$ 518.00
NY Ag & Markets	\$ 33.00
Total Payments	\$ 551.00

There appears to be a mistake made between the money deposited in the bank and that reported within the computer program. Mr. Gunn did not have enough time to research the error, but will give details at the next meeting.

Motion 24-10-10: made by Councilman Mallette, Seconded by Bailey-Swisher
Approve Clerk's financial report as presented, with details on bank vrs computer details at the next meeting.
Vote: Olmstead, Bailey-Swisher, Mallette & Mayhew Yes
Motion approved.

VOUCHER REPORT

October 2024 Abstracts containing “to be paid” vouchers were reviewed by the Board.

Totals expended by fund were:

Highway Abstracts	\$87,935.83
General Abstracts	\$31,021.57
T&A	\$71,514.84
Total paid in September 2024 Abstracts =	\$190,472.24

Motion 24-10-11: made by Councilman Mallette, Seconded by Bailey-Swisher

Approve Vouchers

Vote: Olmstead, Bailey-Swisher, Mallette & Mayhew Yes

Motion approved.

Being no further business brought forward,

Motion 24-10-12 made by Councilman Mallette, Seconded by Bailey-Swisher

Motion to adjourn 08:45PM

Vote: Olmstead, Bailey-Swisher, Mallette & Mayhew Yes

Motion approved.

Respectfully submitted

Thomas Gunn, Clerk