

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
July 8th, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, July 8th, 2019 at 7:00 p.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Absent
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Highway Superintendent Jeffrey MacCheyne, Town Attorney Patrick Morrell, Code Enforcement Officer John Poludniak, Deputy Town Clerk Brian Quan and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:05 p.m. All rose for the pledge of allegiance.

Public Hearing: Bishop moved, seconded by Foster, to open the Public Hearing at 7:06 p.m. to hear any comments on the variance request for Dirk Dugan, 9105 Booth Beach Rd.(Firelane #14), Trumansburg, to remove a cottage and construct a 30' x 40' new home with 24' attached garage, where Northern boundary is short the required 20' set back required by the Town of Covert Land Management Ordinance(LMO). Dugan offered to answer any questions. None were asked. Bishop moved, seconded by Foster, to close the Public Hearing at 7:09 p.m.

Public Hearing: Vann moved, seconded by Bishop, to open the Public Hearing at 7:10 p.m. to hear any comments on the variance request for Rachel Wagner and John Lasseter, 9180 Booth Rd., Trumansburg, to construct a 24' x 32' garage with upstairs studio/apartment, where the Town of Covert Land Management Ordinance(LMO) allows for only one dwelling per parcel and requires 1 acre for dwellings. John Lasseter offered to answer any questions. Foster asked if the placement of the structure had been settled yet. The neighbor had asked that the orientation of the building be changed to be in line with the driveway and other structures. Because that would require another variance, being short the required 20' set back, he had decided to continue with the existing request. Foster said that a two car garage would not have required a variance. Barry Ford questioned how the septic and well would work. Lasseter had inquired of Carson Excavating and Hubbard. He said they should be able to tap into the existing septic and well, all within the right-of-ways. Vann moved, seconded by Bishop, to close the Public Hearing at 7:16 p.m.

Approval of Minutes: Vann moved, seconded by Foster, to approve the minutes from June 10, 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

MacCheyne shared of mowing roadside and maintenance of roads and equipment. He said they replaced rusted crossover pipe on Tunison road, removed a beaver dam and the water dropped 18" in two hours. They fixed washed out roads at the Lake View Cemetery. Vann asked about FEMA reimbursement. Nothing has been received yet. MacCheyne said he met with them several times to finalize projects. He said that the CHIPS money from New York State was reinstated with \$25,000 available to the Town this year. Next year is uncertain. Superintendants from local roads programs go to Albany every year; MacCheyne may go this year.

Americana Vineyards applied for their annual Fireworks Display Permit, the fireworks took place on July 7th.

Bishop shared that the intersection of Rte 96 and CR 142 has been repaired.

Vann said that he would like to meet with Foster and Poludniak to review a possible minor sub-division rule and an application form.

Reynolds said that Judy Kugelmas of STEPS will share next month about the Interlaken Garden Patch and the Mural Project.

Bishop Sheen Housing has to re-apply for moneys for flood victims.

Reynolds said that a decision had to be made on the new lighting proposals from Lime Energy Services for Town Hall and the Town Barn to lock in the price. The Highway could be done after the new ceiling was installed, in December, and paid for in the new year. Vann asked if just the fixtures could be purchased without installation. Reynolds was unsure.

The new court email is set up through Seneca County. The new address is *covertcourt@co.seneca.ny.us*

Lawn mowing season will end soon. The three year contract with Grease Lightning will run out and a new bid will be required.

The Village of Interlaken would like to go in with the Town on a new electric sign to inform the Public of local happenings, to be installed in front of Town Hall. The cost would be around \$20,000. Deputy Quan has been looking into a low-light emission display with low power consumption. It could be used for the Fire Department as well. Reynolds is in the process of applying for a grant with a July 19th deadline. Reynolds said that a ballast on the old sign went a few years ago and nearly caused a fire. Various aspects of the sign have been repaired over the years. Foster thought it may be better that the Town has sole control of the sign with the possibility of displaying notices for the Village and Fire Department. Morrell said it would be easier to have a policy regarding sign use by just one entity.

Beverly Animal Shelter has received another Unsatisfactory Report from NYS Ag & Market mostly due to unlicensed dogs released and incomplete paperwork.

Petitioners: Rob Schoffel spoke about the recurrence of Applications for Variance for residents building a second dwelling on one lot. He asks for the Town Board to think about these hardship requests, because it will create a situation in the future, to think long term, and come up with a plan on how to handle these requests. He said in the longer run, they will create a new freestanding, additional residence that does not meet the requirements in the LMO, and may not under fire code when a new owner may wish to subdivide. He mentioned the discussions a few years ago, about the tiny house controversies. Any size property can be subdivided, but it may create sub-standard lots.

Resolutions:

Foster moved, seconded by Bishop, to designate the Town of Covert Town Board as the lead agency for making SEQR determinations for the approval of the Variance Request for Dirk Dugan, 9105 Booth Beach Rd, Trumansburg, to construct a new home where existing cottage will be removed. Pursuant to 6 NYCRR 617.13(c)(9) it is hereby determined that the action proposed in this application constitutes a Type II action as defined under said regulation and does not require an environmental impact statement or any other determination or procedure. Aye-Bishop, Aye-Vann and Aye-Foster.

Foster moved, seconded by Bishop, to approve Variance Request #12-19 for Dirk Dugan, 9105 Booth Beach Rd, Trumansburg, to construct a new home where their existing fishing cottage will be taken down. It does not meet the required set back of 20' from the Northern property line as required by the LMO and the parcel does not meet the required 1 acre per dwelling. Aye-Bishop, Aye-Foster and Aye-Vann.

Foster moved, seconded by Bishop, to designate the Town of Covert Town Board as the lead agency for making SEQR determinations for the approval of the Variance for John Lasseter and Rachel Wagner, 9180 Booth Rd, Trumansburg, to construct a garage/studio apartment. Pursuant to 6 NYCRR 617.13(c)(9) and (c)(13) it is hereby determined that the action proposed in this application constitutes a Type II action as defined under said regulation and does not require an environmental impact statement or any other determination or procedure. Aye-Bishop, Aye-Vann and Aye-Foster.

Foster moved, seconded by Bishop, to approve Variance Request #13B-19, for John Lasseter and Rachel Wagner, 9180 Booth Rd, Trumansburg, to construct a garage/studio apartment where the structure does not meet Town of Covert LMO which allows for only one dwelling per parcel and the lot area is less than the required minimum of 1 acre per dwelling. Aye-Bishop, Aye-Reynolds and Aye-Foster, Nay-Vann.

Vann moved, seconded by Foster, to allow Supervisor Reynolds to enter into contract with Lime Energy Services to install new lighting at the Town Hall and the Highway Barn. Aye-Vann Aye-Foster and Aye-Bishop.

Vann moved, seconded by Foster, to approve placing an ad for a Request for Bids for lawn mowing at the Town Municipal Building, Old Town Hall and Cemetery on Schier Road, for the year 2020, up to a 3 year contract, to be received no later than August 9, 2019. Aye-Vann Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, to approve STEPS Riser Gathering to use the Town Hall for its monthly meeting on July 24th, 2019 at 6:30 p.m. Aye-Vann, Aye-Bishop and Aye-Foster.

Foster moved, seconded by Vann, to approve the Supervisor's Income and Expenditure report for the month of June 2019. Aye-Vann, Aye-Bishop and Aye-Foster.

Foster moved, seconded by Vann, to approve the Highway Superintendent's report for the month of June 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, to approve the Town Clerk's report for the month of June 2019. Town Clerk received a total of \$613.00 and \$465.52 was remitted to the Supervisor for the month of June 2019. Aye-Vann, Aye-Bishop, and Aye-Foster.

Vann moved, seconded by Bishop, to approve the Code Enforcement Officer's report for the month of June 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Foster moved, seconded by Bishop, to approve the Dog Control Officer's report for the month of June 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, that Highway Fund Vouchers #108-122 in the amount of \$14,244.38 and General Fund Vouchers #134-150 in the amount \$15,490.24 be approved for payment. Aye-Foster, Aye-Bishop and Aye-Vann.

Vann moved, seconded by Bishop, to adjourn the meeting at 8:15 p.m.

Respectfully submitted,

Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
February 11, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, February 11, 2019 at 7:00 p.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Absent
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Highway Superintendent Jeffrey MacCheyne, Town Attorney Patrick Morrell and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:04 p.m. All rose for the pledge of allegiance.

Approval of Minutes: Vann moved, seconded by Bishop, to approve the minutes from January 14, 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

MacCheyne shared that beside regular maintenance of roads, equipment and buildings, that FEMA people, Consultants and he had met and took a full-day tour to inspect crossovers mostly on Booth Rd. Other areas visited were South Frontenac, Tunison, Savercool, Stout, Interlaken Beach Roads damaged by August 2018 flooding. They'll need contractors' bids to put in pipes. There is a lot of work to be done.

MacCheyne said he would like to replace the compressor in the shop with an 80 gallon upright to be placed in the corner, and wired directly, for \$2599-. The current one is "up in the air" and rusty.

Bishop asked Reynolds what was happening with the intersection of Cty. Rd. 142 and St. Route 96. Reynolds shared that Roy met with the State and they intend to use a "hot box" on the damaged area and roll it soon.

Foster asked whether investment of excess funds into interest-bearing accounts has been researched. He suggested a 3 month CD that can be rolled over by August. Reynolds will look into it.

Vann shared that a proposed amendment to the LMO regarding restricting of Energy Sources has been written by Morrell, but he had questioned why coal, natural gas, and bio-mass has been included. Morrell wanted to cover all bases. Set backs are the main concern of the LMO. Morrell said he thought it would make sense to include all energy sources in the restriction because of the unforeseen future. The amendment says that smaller than 25 kw is subject to the LMO, larger than 25 kw is prohibited, with the possibility of a variance. There was discussion about limiting the energy generated to the parcel it was generated on or whether it could be used elsewhere. Limiting of one system per site address was also discussed.

Reynolds shared that he had just come from a Trumansburg Ambulance meeting. They've considered adding a second crew due to more demands. They are still looking for an EMS Manager/Coordinator. They are considering a Committee to oversee a rotating manager. More money is expected to be paid to the Town after an Audit has shown discrepancies.

Reynolds also shared that the Beverly Animal Shelter received an Unsatisfactory Inspection Report from NYS Ag and Markets, but it should have been rectified by the end of January.

Reynolds said that there is Variance Request for Michelle and Olivier Chevallier, 8770 Rocky Dock Road, for a home replacing an existing one that is short the required 20 feet set back at the Northern boundary.

Petitioners: Dick Westbrook asked why the Town does not put notices in the Shopper. Morrell explained that there are requirements for what can be an official newspaper of a Town and the Shopper does not meet those requirements but the Interlaken Review does.

It was also mentioned that other local Towns are doing Comprehensive Plans and it would be a good idea for the Town of Covert to do the same. Morrell said that many times the Comprehensive Plan is initiated to propose zoning, which the Town does not have. Lodi's Planning Board had sent out a survey a few years ago to ask for the input from residents as far as a plan and zoning.

Resolutions: Vann moved, seconded by Bishop, to hold a Public Hearing for the proposed Local Law Amendment to the Land Management Ordinance to regulate Energy Production Systems, on March 11, 2019 at 7:00 p.m. Aye-Vann, Aye-Bishop and Nay-Foster.

Foster moved, seconded by Bishop, to re-appoint John Swanson III to the Planning Board for 7 years, to expire 12/31/2025. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Foster, that the Covert Town Justice's Court records and dockets were examined on January 21, 2019 and found to be in good order. Aye-Vann, Aye-Foster and Aye-Bishop.

Foster moved, seconded by Vann, that the Covert Town Clerk and Tax Collector's records were examined on January 21, 2019 and found to be in good order. Aye-Vann, Aye-Foster and Aye-Bishop.

Foster moved, seconded by Bishop, to authorize the Highway Superintendent to purchase an Ingersol I 80 gallon Compressor for \$2699- for the Town Barns. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, to refer the Variance Request for Michelle and Olivier Chevallier, 8770 Rocky Dock Road, for a home short the required 20' setback; the Planning Board will meet on February 28, 2019, at 7:00 p.m. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, to approve the Supervisor's Income and Expenditure report for the month of January 2019. Aye-Vann, Aye-Bishop and Aye-Foster.

Bishop moved, seconded by Foster, to approve the Highway Superintendent's report for the month of January 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, to approve the Code Enforcement Officer's report for the month of January 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Foster moved, seconded by Vann, to approve the Town Clerk's report for the month of January 2019 and Tax Collector's report for the month of January 2019. Town Clerk received a total of \$780.00 and \$580.00 was remitted to the Supervisor. Tax Collector received a total of \$1,766,245.19 and \$304,483.00 was remitted to the Supervisor and \$800,000.00 was remitted to the Seneca County Treasurer. Aye-Vann, Aye-Bishop and Aye-Foster.

Foster moved, seconded by Vann, to approve the Dog Control Officer's report for the month of January 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, that Highway Fund Vouchers #20-37 in the amount of \$23,024.34 and General Fund Vouchers #27-50 in the amount \$276,994.99 be approved for payment. Aye-Foster, Aye-Bishop and Aye-Vann.

Respectfully submitted, Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
March 11, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, March 11, 2019 at 7:00 p.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Present
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Highway Superintendent Jeffrey MacCheyne, Town Attorney Patrick Morrell and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:04 p.m. All rose for the pledge of allegiance.

Public Hearing: Nottke moved, seconded by Foster, to open the Public Hearing at 7:05 p.m. to hear any comments on the variance request for Michelle and Olivier Chevallier, 8770 Rocky Dock Road, to construct a 17.5 ft. avg. x 66 ft. home, replacing existing home, where Northern boundary set back is 10 feet short of the required 20 feet. Nottke moved, seconded by Vann, to close the Public Hearing at 7:07 p.m.

Public Hearing: Nottke moved, seconded by Vann, to open the Public Hearing at 7:07 p.m. to hear any comments on the variance request for Fred Dean, between 4959 + 4967 Frontenac Road, to construct a 40' x 60' barn, where access, with an added 30 feet right of way easement, is short the required 50' width for an 11' section. Nottke moved, seconded by Vann, to close the Public Hearing at 7:09 p.m.

Public Hearing: Nottke moved, seconded by Foster, to open the Public Hearing at 7:10 p.m. to hear any comments regarding an amendment to regulate energy production systems to the Land Management Ordinance. Don Kenyon sent an article in 2017 'In the Shadow of Wind Farms' (57 pgs) that outlined many alleged health effects to the use of Wind Farms. Marty Schlabach asked if the amendment says that a resident could not have solar and wind on the same parcel. Morrell said 'yes', that is what it says. Schlabach said that would not be desirable because it would be reasonable for one to have a backup system. It was asked what the rationale for having just one system. Morrell said it was discussed last month. Ford didn't think wind turbines as a backup is feasible because they don't produce a lot of energy and residents are only allowed to put up a system that produces 10% more than is used. Schlabach said what about the off-the-grid resident. Vann responded, they can get a variance.

Foster spoke as not in favor of the amendment; the future cannot be foreseen and it would be limiting landowners' rights. He said it's a guarantee of high taxes and feels that it is limiting landowners' rights over aesthetics. There was discussion about more taxes from large companies, money from PILOTs vs. lowering the assessments of the surrounding properties. Bishop said the money would go to the County, not the Town. The Town would get the increase in assessment. It was stated that including biomass and wood heating systems would have people already in violation of the proposed amendment. Morrell stated that the purpose was to fill in the gap between County & State laws. Schlabach suggested that the proposal would be more suitable to 'electricity' production systems rather than 'energy' production systems. The change was noted. Nottke moved, seconded by Vann, to close the Public Hearing at 7:50 p.m.

Approval of Minutes: Vann moved, seconded by Bishop, to approve the minutes from February 11, 2019. Aye-Vann, Aye-Foster, Aye-Bishop and Nottke- abstained.

MacCheyne shared about regular maintenance of roads, equipment and buildings and that the new compressor has been installed. Nottke asked about the shared roads and plowing procedure and said it looked like one truck goes down and sands and the next goes down and cleans it off. MacCheyne said that the State, County and Town tries to work together so that doesn't happen.

Bishop said that, regarding the intersection of Cty. Rd. 142 and St. Route 96, the County looked at it and put some cold patch down. Reynolds thought it was a little better. MacCheyne said that the Town needs a permit from the State to fix their road. Reynolds has contacted Roy at the County and it should be on their agenda. It was suggested that a letter be written to show a "track record."

Foster was pleased that the Supervisor has put \$100,000 into a 2 mos. CD at 2.5% interest. Foster asked about moving monies out of a reserve fund. Morrell said that it would require a resolution and would be subject to permissive referendum and a Public Hearing. Monies can be put into savings without moving it out of the fund. Monies can be moved from one account to another using a resolution.

Vann said he would like to form a task force of 2 Board members and 2 Planning Board members to study 5G networks in relation to the Town. 5G networks are shorter and more powerful than cell towers. Morrell said that the Federal Communications Act can find that the local regulations are unreasonably restrictive and they can be struck down. It is treated as a utility that insures that everyone has coverage.

Nottke asked if the back money has been received from Trumansburg for EMS. She mentioned that on April 6th, Jack Fulton will be recognized for his 50 years of service, and everyone is invited.

Marty Schlabach announced, for the Town Board's approval, the newest member of the Board of Trustees of the Interlaken Library, David Ferguson. There are currently 8 members on the Board.

Reynolds said that all of the members of the Town Boards and employees are required by the County to take a 'Combating Sexual Harassment in the Workplace' training. The link for the training will be provided and proof of completion should be kept on file at the Town Clerk's office.

Reynolds also shared that the Beverly Animal Shelter received another Unsatisfactory Inspection Report from NYS Ag and Markets, but that most of the violations from the January citing had been fixed.

Reynolds said that Seneca County Finance Department will be providing Bookkeeping services and will continue to use the Williamson Law Book Co. program. The initial fee for the service seems reasonable and may be adjusted in time, after the service is established. It is a Shared Service, so the Town should get money back for that.

Petitioners:

Ford brought up the possibility of the Town doing a Comprehensive Plan and that one purpose is that it will back up the Town's regulations. Vann thought it would cost a lot of time and money. Reynolds said he heard that it cost Ovid about \$100,000 but he thought that the County may work with the Town pro bono. Meg Jastran thought it would be a great endeavor to see what people want and have a collective goal for the Town. She also thought it may help with receiving grant money. Reynolds thought they should invite Joe McGrath of Seneca County to speak at a Board Meeting. Kenyon does not want a comprehensive plan because non-residents come in, steer it in a certain way, to sell a bill of goods. Ovid's Plan has no restrictions. Morrell said the LMO is consistent with the Comprehensive Plan and if it isn't, the Town is answerable to the powers that be.

Nottke moved, seconded by Vann, to approve the new board member of the Interlaken Library, David Ferguson. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Vann moved, seconded by Foster, that Court Clerk Jeanne Rykbost be approved to go to training in Geneva on April 5th. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Foster moved, Seconded by Vann, that Jeremy Huff fill in as a temporary, part-time Highway employee with wages set at \$15.00/hour. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Vann moved, seconded by Nottke, to declare the thirty year old compressor as surplus and advertise for sale. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Vann, to approve the Supervisor's audit performed on February 19th. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Morrell initiated the process of going through a Short Environmental Assessment Form (SEQR) for the proposed Amendment to the Land Management Ordinance for Electricity Production Systems. Vann moved, seconded by Nottke, that there were no findings of significant environmental impacts.

Foster said he didn't think that Item #4 was very well thought through. Nottke said that there is always a possibility of variance. Kenyon said that without limiting it, there is no limit.... no choice.

Resolution 1-19

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Covert for a public hearing to be held by said board on March 11, 2019 to hear all interested parties on a proposed Local Law entitled a Local Law to Amend the Land Management Ordinance to Address Electricity Production Systems, pursuant to Town Law section 130; and

WHEREAS, the Town Board held a public hearing on March 11, 2019 on the proposed Local Law to receive public comment; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, as amended, the New York State Environmental Quality Review Act (“SEQRA”) and the implementing regulations at 6 NYCRR Part 617 (the “Regulations”), the Board determined that adoption of the said Local Law would not have a significant effect upon the environment; and

WHEREAS, the Town Board of the Town of Covert, after due deliberation, finds it in the best interest of said Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Covert hereby adopts said Local Law #1 of 2019 entitled a Local Law to Amend the Land Management Ordinance to Address Electricity Production Systems, pursuant to Town Law section 130, a copy of which is attached hereto and made a part of this resolution; and

BE IT FURTHER RESOLVED that the Town Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Laws of the Town of Covert, and to give notice of the adoption of said Local Law to the Secretary of State of New York; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Motion: Nottke, Second: Vann; Vote: Aye - Nottke, Aye - Vann, Aye - Bishop, and Nay - Foster.

Local Law #1

SECTION THREE – C: ELECTRICITY PRODUCTION SYSTEMS

- 1) Electricity production systems, including but not limited to solar, wind, natural gas, coal, and biomass, are subject to this Land Management Ordinance.
- 2) The Town of Covert has entered into a Memorandum of Understanding with Seneca County to utilize the New York State Unified Solar Permit, which regulates solar photovoltaic

systems with a DC capacity of 25 kW or less. A copy of the Seneca County application must be submitted to the Town along with the application for the Town Building Permit.

- 3) Wind turbine towers shall have a maximum height of 100 feet, including blades. The minimum set back from all lot lines is the height of the tower plus 10 percent.
- 4) There will be a limit of one electricity production system per parcel. All electricity production systems with a DC capacity greater than 25 kW are prohibited.
- 5) Any facility that meets the definition of an incinerator under the regulations set forth by the New York State Department of Environmental Conservation is prohibited.

Nottke moved, seconded by Foster, to approve the Variance for Michelle and Olivier Chevallier, 8770 Rocky Dock Road, to construct a 17.5 ft. avg. x 66 ft. home, replacing existing home, where Northern boundary set back is 10 feet short of the required 20 feet. This variance is a type 2 action: no SEQR required. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Nottke moved, seconded by Vann, to approve the Variance for Fred Dean, between 4959 + 4967 Frontenac Road, to construct a 40' x 60' barn, where access, with an added 30 feet right of way easement, is short the required 50' width. This variance is a type 2 action: no SEQR required. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Nottke moved, seconded by Bishop, to approve the Supervisor's Income and Expenditure report for the month of February 2019. Aye-Vann, Aye-Nottke, Aye-Bishop and Aye-Foster.

Nottke moved, seconded by Foster, to approve the Highway Superintendent's report for the month of February 2019. Aye-Vann, Aye Nottke, Aye-Foster and Aye-Bishop.

Nottke moved, seconded by Vann, to approve the Town Clerk's and Tax Collector report for the month of February 2019. A total of \$454.50 was received and \$346.50 was remitted to the Supervisor for the month of February 2019. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Nottke moved, seconded by Vann, to approve the Dog Control Officer's report for the month of February 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Bishop, that the Supervisor write a letter to the Department of Transportation in Syracuse with regard to the issue of disrepair of the intersection of County Road 142 and State Route 96 citing 'safety' as the main reason for immediate attention to the matter.

Vann moved, seconded by Nottke, that Highway Fund Vouchers #38-57 in the amount of \$80,621.14 and General Fund Vouchers #51-68 in the amount \$5,865.35 be approved for payment. Aye-Foster, Aye-Nottke, Aye-Bishop and Aye-Vann.

Vann moved, seconded by Nottke, to adjourn the meeting at 9:10 p.m.

Respectfully submitted,

Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
April 8, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, April 8, 2019 at 7:00 p.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Absent
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Highway Superintendent Jeffrey MacCheyne, Town Attorney Patrick Morrell and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:02 p.m. All rose for the pledge of allegiance.

Approval of Minutes: Vann moved, seconded by Bishop, to approve the minutes from March 11, 2019. Aye-Vann, Aye-Foster, Aye-Bishop.

MacCheyne shared that they plowed, sanded and cold patched Town roads, cleaned up wing damage and ditches, swept intersections, curves and village streets and performed maintenance on equipment. They also plowed the cemetery; he met with the County about updating the driveway.

Foster spoke with the Assessor who said that New York State has new guidelines for assessing commercial wind and solar facilities (greater than 25kW). He said the assessors thought that the guidelines are high enough that nearly everyone that has a commercial entity will do a pilot to avoid property tax.

Vann said Planning Board members Rob Schoffel & John Swanson and he and Foster met and had a 2 1/2 hour discussion regarding Cell Towers. Vann would like to receive comment back from the Town Board, then let the Planning Board look over the new draft proposal to be added to the Land Management Ordinance.

Vann shared that Jack Fulton has put in over 50 years service with the Fire Department. He also suggested that the Finger Lakes National Forest newsletter/schedule to be posted to the Town of Covert website.

Reynolds said that he attended a three day Command School training for responding to disaster situations.

Foster asked if the disaster consultants were done with preliminary planning. MacCheyne said that any project not requiring an engineer should be paid up front by FEMA.

Petitioners:

Meg Jastran asked Supervisor Reynolds about someone at the County level who could do a Comprehensive Plan for the Town for free. Foster asked, What's the purpose? Reynolds said that the County asked the same question when he inquired of them. If the Board wants to pursue it, Reynolds will. Jastran would like a plan that shows how we view our town in the next 10 to 20 years. Foster said that all he hears is the request for lower taxes. Barry Ford asked, do we want industry growth or homeowners growth? A survey to the population was suggested as the means to get the feedback. Reynolds suggested a committee. Bishop wondered if there would be a conflict of goals between the people of the Village and those outside the Village. Ford said having a plan would show that the Town has done its due diligence when applying for a grant. Jastran was concerned that the Town would be unprepared for something unfavorable coming in. It was suggested that we look at Comprehensive Plans of other towns. Vann has read Ovid's and Lodi's Plan and doesn't see the need to do one in the Town of Covert. He said that without extensive zoning laws, you have no control over what comes in and that he believes that grants are given to larger towns. Foster asked what

percentage of land is owned by out-of-towners , how many residences are there in the Town? There was discussion on the cost of the Plan.

Ford asked about Arcadia Power mailing that was sent out to residents. No one was aware of any new solar fields in the greater Interlaken area. Ford also asked about the boat launch at Sheldrake. They are probably waiting for the FEMA process to do any more repairs. The DEC is not fast-tracking permits anymore.

Vann moved, seconded by Bishop, to approve the Town Clerk to attend the NYSTCA Conference in Syracuse on May 7th, 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Foster moved, seconded by Vann, to approve the Supervisor's Income and Expenditure report for the month of March 2019. Aye-Vann, Aye-Bishop and Aye-Foster.

Bishop moved, seconded by Foster, to approve the Highway Superintendent's report for the month of March 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, to approve the Town Clerk's and Tax Collector report for the month of March 2019. Town Clerk received a total of \$608.00 and \$545.28 was remitted to the Supervisor for the month of March 2019. Tax Collector received a total of \$2,017,728.64 for the year 2019. Aye-Vann, Aye-Bishop and Aye-Foster.

Vann moved, seconded by Bishop, to approve the Code Enforcement Officer's report for the month of March 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, that the proposed amendment to the Land Management Ordinance regulating Towers and Structures over 35' high be sent to the Planning Board for comments on Thursday, April 25th at 7:00 p.m. Aye-Vann, Aye-Bishop and Aye-Foster.

Vann moved, seconded by Bishop, that Highway Fund Vouchers #59-77 in the amount of \$29,610.19 and General Fund Vouchers #69-89 in the amount \$17,796.85 be approved for payment. Aye-Foster, Aye-Bishop and Aye-Vann.

Vann moved, seconded by Bishop, to adjourn the meeting at 7:45 p.m.

Respectfully submitted,

Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
May 13th, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, May 13, 2019 at 7:00 p.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Present
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Highway Superintendent Jeffrey MacCheyne, Town Attorney Patrick Morrell and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:02 p.m. All rose for the pledge of allegiance.

Approval of Minutes: Bishop moved, seconded by Vann, to approve the minutes from April 8, 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

MacCheyne shared that Highway employees took a full day Dig Safely New York training and received certification. He shared of maintenance of roads and equipment. New tires were installed on the 2010 10-wheeler. The 2010 10-wheeler International truck is having emission problems and an oil leak. Repairs will cost around \$6000. International will do the emissions fix. There were repairs done last year, for a similar problem. MacCheyne will get a quote from another shop for the oil leak.

Municipal Disaster Consultants have been turning receipts in to FEMA. There were some major projects done this year and more to be done requiring an engineer's stamp.

Senator Pam Helming responded quickly to the Supervisor's request for road repairs at the intersection of State Route 96 and C.R. 142 by writing a letter to the NYS DOT. The DOT has been repairing a major pothole on Main Street recently.

Vann and Morrell discussed the proposed Towers amendment to the Land Management Ordinance where the second and third points regarding setback and relation to other buildings are always open to the possibility of a Variance.

Nottke shared that she and Supervisor White of Hector will be meeting with Mayor Hart of the Village of Trumansburg on Wednesday. She is unsure of the nature of the meeting.

Reynolds said that Lime Energy Services assessed the lighting situation at the Town Hall and Highway Barn as part of the NYSEG Energy Saver Program. They proposed that LED lighting could be installed for \$2346.14 and \$4320.15 respectively with a total estimated savings of \$1368.01 per year. The lighting at the Highway Barn is poor. Having new LED lighting should improve that. Ben Guthrie shared that he had LED lights put in a few years ago and some caught fire. They were replaced on a one year warranty. It was suggested that the Highway Barn ceiling be replaced first.

Morrell briefly explained the terms of the bookkeeping contract with Seneca County as a shared service agreement. The Town is responsible for the information it provides to the bookkeeping/payroll service.

Variance request for Porter Land Company to construct a guest house was discussed. The LMO only allows for one house per property. Foster asked if the structure would be permanent. The home would be for the Father-in-law now, but would it become a rental when he's gone?

Reynolds shared that Court Clerk Jeanne Rykbost plans to go to training in September in Syracuse. She would carpool with the Seneca Falls crew.

Reynolds also shared that he attended the Town's Court day on Monday, May 6th. Reynolds said there is a need for a bigger parking lot as people were parked on the road, and at the neighbors. He said there should be money available for a stone lot this year, and next year we can look into pavement. A number of people showed up just to turn in a defensive driving course certificate. There is a need for a Court email service for people to provide this type of documentation.

Petitioners:

Nancy Jones was interested, for the Village of Lodi, in the Williamson Law Book bookkeeping program that the Town uses. The County has acquired it to do the Town's books. She also shared that LED lighting has saved them money.

Barry Ford asked about the 35 feet limit on towers and structures. This is consistent with the Land Management Ordinance limit on building height. He asked if television antennas are included. Probably not.

Resolutions:

Resolution 2-19



Office of the New York State Comptroller
 New York State and Local Retirement System
 Employees' Retirement System
 Police and Fire Retirement System
 110 State Street, Albany, New York 12244-0001

**Standard Work Day and Reporting Resolution
 for Elected and Appointed Officials**

RS 2417-A
 (Rev. 8/15)

BE IT RESOLVED, that the TOWN OF COVERT / 30373 hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on their record of activities:

Title	Standard Work Day (Hrs/day) Min. 6 hrs Max. 8 hrs	Name (First and Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy)	Record of Activities Result*	Not Submitted (Check only if official did not submit their Record of Activities)
Elected Officials								
Court Justice	6	Eileen Schmidt	XXXX	XXXXXXXX	<input type="checkbox"/>	01/01/19-12/31/2022	2.81	<input type="checkbox"/>
Town Clerk/Tax Collector	6	Leslie Adams-Compton	XXXX	XXXXXXXX	<input type="checkbox"/>	01/01/19-12/31/19	18.25	<input type="checkbox"/>
Appointed Officials								
					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>
					<input type="checkbox"/>			<input type="checkbox"/>

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

I, Leslie Adams-Compton, secretary/clerk of the governing board of the TOWN OF COVERT, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the 13th day of May, 2019, on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the TOWN OF COVERT on this 13th day of May, 2019.

Affidavit of Posting: I, Leslie Adams-Compton, being duly sworn, deposes and says that the posting of the Resolution began on May 14, 2019 and continued for at least 30 days. That the Resolution was available to the public on the May 14, 2019.

- Employer's website at www.townofcovert.org
- Official sign board at 8469 South Main St., Interaken, NY
- Main entrance secretary or clerk's office at above



Foster moved, seconded by Vann, to approve the Standard Work Day and Reporting Resolution. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Vann moved, seconded by Nottke, to approve the Interlaken Historical Society Agreement . Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Bishop, to approve the Interlaken Library Agreement. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Vann moved, seconded by Nottke, to schedule a Public Hearing for the proposed 'Section 3-D Towers and Other Structures over 35 Feet in Height' Amendment to the Town of Covert Land Management Ordinance, for June 10, 2019, at 7:00 p.m., Aye-Vann Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Vann, to refer Variance Request #8-19, for Porter Land Company, Connor Fitzpatrick, 3569 Seneca Rd, Trumansburg, to construct a new 28' x 44' guest house where the Town of Covert Land Management ordinance allows for only one dwelling per parcel, to the Planning Board. The meeting is scheduled for May 30, 2019 at 7:00 p.m. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Bishop, to approve Court Clerk Jeanne Rykbost to attend NYSAMCC 3 day training 9/29-10/2 for \$775.00. Aye-Vann Aye-Foster, Aye-Nottke and Aye-Bishop.

Foster moved, seconded by Vann, to approve reduction of April 2019 Highway Fund Abstract by \$4332.40. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Nottke moved, seconded by Foster, to approve the Supervisor's Income and Expenditure report for the month of April 2019. Aye-Vann, Aye-Nottke, Aye-Bishop and Aye-Foster.

Foster moved, seconded by Bishop, to approve the Highway Superintendent's report for the month of April 2019. Aye-Vann, Aye-Nottke, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, to approve the Town Clerk's report for the month of April 2019. Town Clerk received a total of \$819.25 and \$626.47 was remitted to the Supervisor for the month of April 2019. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Nottke moved, seconded by Vann, to approve the Code Enforcement Officer's report for the month of April 2019. Aye-Vann, Aye-Nottke, Aye-Foster and Aye-Bishop.

Nottke moved, seconded by Bishop, to approve the Dog Control Officer's report for the month of April 2019. Aye-Vann, Aye-Nottke, Aye-Foster and Aye-Bishop.

Foster moved, seconded by Vann, to enter into contract with Seneca County for Payroll and Account and Payment Services. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Bishop, that Highway Fund Vouchers #77-97 in the amount of \$21,838.89 and General Fund Vouchers #91-114 in the amount \$8,673.60 be approved for payment. Aye-Foster, Aye-Bishop, Aye-Nottke and Aye-Vann.

Nottke moved, seconded by Bishop, to enter in to executive session regarding a personnel matter at 7:54 p.m.

Vann moved, seconded by Bishop, to adjourn the meeting at 8:10 p.m.

Respectfully submitted,

Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
June 10th, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, June 10th, 2019 at 7:00 p.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Present
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Highway Superintendent Jeffrey MacCheyne, Code Enforcement Officer John Poludniak, Town Attorney Patrick Morrell and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:00 p.m. All rose for the pledge of allegiance.

Public Hearing: Nottke moved, seconded by Vann, to open the Public Hearing at 7:02 p.m. to hear any comments on the variance request for Connor Fitzpatrick, Porter Land Company, 3569 Seneca Road, to construct a 28' x 44' guest house, where the Town of Covert Land Management Ordinance(LMO) allows for only one dwelling per parcel without regard to acreage. Fitzpatrick shared that the dwelling would be for his aging father-in-law, still allowing his independence. The dwelling would be separated by a gravel "tree" road. He said that it could be made into a flag lot in the future, but they would like to keep the assets consolidated for now. Vann thought that this type of request had been turned down in the past. Barry Ford asked what precedent it would set. Morrell answered that everything sets precedent, but it would only be one piece of evidence in any future requests. Nottke moved, seconded by Foster, to close the Public Hearing at 7:09 p.m.

Public Hearing: Bishop moved, seconded by Nottke, to open the Public Hearing at 7:10 p.m. to hear any comments regarding an amendment to regulate Towers and Other Structures over 35 Feet in Height to the Land Management Ordinance. Barry Ford said that 1 1/2 times the height is not much protection for the land owner and doesn't understand the point of the amendment. Foster said that it pushes the 'fall-zone' back more. Morrell said that the LMO does not say anything about towers, only residential buildings. Poludniak shared that only a 20' setback has applied to towers in the current LMO. Foster moved, seconded by Nottke, to close the Public Hearing at 7:15 p.m.

Approval of Minutes: Vann moved, seconded by Foster, to approve the minutes from May 13, 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

MacCheyne shared that Highway employees took the mandatory combating sexual harassment training and 'right to know' training in Romulus. He shared of maintenance of roads and equipment. Two loads of stone were donated by Seneca Stone to the Lake View Cemetery and the highway department fixed some of their roads. The 2012 F450 was taken to Friendly Ford for an oil leak. A driveway was installed on Hickok Road and 'no parking' signs were put up for the Asparagus Festival. The road side mower was prepared for mowing season. There is no warranty on add-on parts for the mower. Reynolds shared that millings were secured for the paving of St. Rte. 89 and 96A. The State and the County will work together on the corner of CR 142 and Rte 89.

Foster shared that he received information from the assessors regarding numbers of residents in the Town of Covert. Within the Village of Interlaken, there are 309 parcels with 217 residents. Outside the Village, there are 1288 parcels with 803 residents. There are 230 Ag exemptions, about 8 wineries, and 4 that grow their own fruit.

Foster shared part of a letter to the editor in the Interlaken Review from the Village of Trumansburg Board regarding taxes. It stated that they "were able to 'fend off' a large tax increase this year" and that unless "services are cut, or the tax base is expanded", increasing taxes is unavoidable over time. Foster thinks that is applicable for a lot of municipalities, including the Town of Covert, without finding additional revenues.

Nottke shared that she met with Mayor Hart of Trumansburg and Supervisor White of Hector regarding the future of EMS services across the State. She and Supervisor Reynolds also met with Dave Menke of South Seneca Ambulance. She and Supervisor Reynolds composed a letter that was sent to NYS Senator Pam Helming. A meeting with the Senator is scheduled for June 24th to see how the Federal and State governments can help weigh through the financial situation that rural towns are experiencing pertaining to EMS services.

Nottke also asked if the Town of Covert would consider a 'Dumpster Day'. She said that Supervisor White shared with her about the good response from Hector residents; the Town of Hector has offered this service for 21 years with 8 dumpsters placed throughout the town. Many communities have a 'Dumpster Day'. Hector pays about \$8,000 per year. Ford thought this service would be at the taxpayer's expense and is against it. The Ovid Transfer Station provides a viable option for most residents.

Reynolds said that Dirk Dugan, 9105 Booth Beach Rd, Trumansburg, has applied for a Variance to construct a new home where their existing fishing cottage will be taken down. It does not meet the required set back of 20' from the Northern property line as required by the LMO and the parcel does not meet the required 1 acre per dwelling. Dugan shared that he owns the land adjacent to the proposed site. Morrell suggested that the parcels could be combined thus avoiding the lengthy procedure of applying for the Variance and Public Hearing, and could provide a possible tax benefit. Dugan thought the lawyer's fees would not be worth it.

Reynolds also said that John Lasseter and Rachel Wagner, 9180 Booth Rd, Trumansburg, have applied for a Variance to construct a garage/studio apartment for their son with health issues and a disability. The structure does not meet Town of Covert Land Management Ordinance(LMO) which allows for only one dwelling per parcel and the lot area is less than the required minimum of 1 acre per dwelling.

Morrell shared that the Village of Interlaken has requested exemption from Town of Covert Land Management Ordinance for the new Village water supply on proposed subdivisions of two properties off of Rte 96A outside of the Village of Interlaken. The request falls within precedent set by the Monroe County Airport case on the immunity rule for governmental applications.

Reynolds shared that Shady Creek Construction has submitted a proposal for a new ceiling for the Highway Barn. MacCheyne said that other companies had been asked for quotes.

Reynolds said that Lime Energy Services continues to call and the Board can lock in the price even if the Highway's lighting is not done until December and paid in January. Lime proposed that LED lighting could be installed for \$2346.14 for the Town Clerk's office, judge's office and the bathroom and \$4320.15 for the Highway barn.

He shared that Deputy Clerk Brian Quan, Seneca County IT and he had been working on using the County for a secure email for the Court. The County's contract for the provider will run out next year when some changes may occur.

Reynolds said that Cayuga Lake Watershed invites a representative from the Town of Covert to attend their bi-monthly meetings. Being part of this inter-municipal organization allows access to grant money.

Reynolds announced that the Cayuga Lake Triathlon will be held on August 4th along Rte. 89 and Farm to Fork Fondo Bicycle Event on August 10th throughout the Town of Covert.

Reynolds is working on a proposal for an addition to the parking lot at the Town Hall. A portion of the land belongs to the Village. Two additional rows would be added. A light and hitching post were also discussed for the lot.

Petitioners: Barry Ford said new lighting, building on lake property for acquiring taxes, no money to the watershed for no services, and no comprehensive plan makes sense to him, but, in the interest of saving money, a 'Dumpster Day' does not. Nottke thinks it is a nice thing to do. Morrell says it helps insure proper disposal of waste.

Poludniak mentioned that any size lot in the Town can be used for any other structure, other than a dwelling, as long as it meets the setback. There is no minor subdivision rule. Anyone can divide up their land, up to 4 parcels, per year.

Resolutions:

Nottke moved, seconded by Bishop, to designate the Town of Covert Town Board as the lead agency for making SEQR determinations for the addition of the proposed Amendment to the Land Management Ordinance for Towers and Other Structures over 35 Feet in Height. Aye-Bishop, Aye-Nottke, Aye-Vann and Aye-Foster.

Foster moved, seconded by Nottke, that in the action of adopting the Amendment to the Land Management Ordinance for Towers and Other Structures over 35 Feet in Height, there were no findings of significant environmental impacts. Aye-Bishop, Aye-Nottke, Aye-Vann and Aye-Foster.

Resolution 3-19

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Covert for a public hearing to be held by said board on June 10, 2019 to hear all interested parties on a proposed Local Law entitled a Local Law to Amend the Land Management Ordinance to Address Towers and Other Structures over 35 Feet in Height, pursuant to Town Law section 130; and

WHEREAS, the Town Board held a public hearing on June 10, 2019 on the proposed Local Law to receive public comment; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, as amended, the New York State Environmental Quality Review Act ("SEQRA") and the implementing regulations at 6 NYCRR Part 617 (the "Regulations"), the Board determined that adoption of the said Local Law would not have a significant effect upon the environment; and

WHEREAS, the Town Board of the Town of Covert, after due deliberation, finds it in the best interest of said Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Covert hereby adopts said Local Law #2 of 2019 entitled a Local Law to Amend the Land Management Ordinance to Address Towers and Other Structures over 35 Feet in Height, pursuant to Town Law section 130, a copy of which is attached hereto and made a part of this resolution; and

BE IT FURTHER RESOLVED that the Town Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Laws of the Town of Covert, and to give notice of the adoption of said Local Law to the Secretary of State of New York; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Motion: Foster, Second: Vann; Vote: Aye - Foster, Aye - Vann , Aye - Nottke, and Aye - Bishop.

Local Law 2-19

SECTION THREE – D: Towers and Other Structures over 35 Feet in Height

- 1) Towers and other structures over 35 feet in height are subject to this Land Management Ordinance.
- 2) All towers and other structures over 35 feet in height shall be set back a minimum of 1.5 times its maximum height from right-of-way lines for public roads, lot lines, utility or other easements of record, power lines, and navigable waterways.
- 3) The setback area of 1.5 times its maximum height from the tower or other structure described in paragraph 2 of this section shall be free of all buildings.

Resolution 4-19

RESOLUTION GRANTING IMMUNITY FROM LAND USE REGULATION TO VILLAGE OF INTERLAKEN WATER IMPROVEMENT PROJECT

WHEREAS the Village of Interlaken has undertaken a project to improve the delivery of water to its residents; and

WHEREAS the project would involve the subdivision of land situate in the Town of Covert to be transferred to the Village to be used for this purpose; and

WHEREAS the Town Board of the Town of Covert has been made aware of the Court of Appeals' ruling in the *Matter of the County of Monroe v. City of Rochester* in which the Court set forth the "balancing of public interests" approach to resolving inter-governmental land use issues; and

WHEREAS the Town Board has been provided with a copy of the Negative Declaration issued by the Village of Interlaken Board for this project; and

WHEREAS the Town Board has reviewed the factors to be considered in the "balancing of public interests" approach in relation to the Interlaken Water System Improvements Project.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Covert that:

1. The Interlaken Water System Improvements Project satisfies the balancing of public interests set forth in the *Matter of County of Monroe* case and is immune from the Town of Covert land use regulations.
2. The Town Board directs the Town's Code Enforcement Officer to issue any necessary land use permits or approvals for the Interlaken Water System Improvement Project.

Motion: Nottke, Second: Foster; Vote: Aye - Foster, Aye - Vann , Aye - Nottke, and Aye - Bishop.

Foster moved, seconded by Nottke, to approve Variance Request #8-19 for Connor Fitzpatrick, Porter Land Company, 3569 Seneca Road, to construct a 28' x 44' guest house, where the Town of Covert Land Management Ordinance(LMO) allows for only one dwelling per parcel without regard to acreage. This variance is a type 2 action: no SEQR required. Aye-Bishop, Aye-Nottke and Aye-Foster, Nay-Vann.

Nottke moved, seconded by Vann, to refer Variance Request #12-19, for Dirk Dugan, 9105 Booth Beach Rd, Trumansburg, to construct a new home where their existing cottage will be taken down, where it does not meet the required set back of 20' from the Northern property line as required by the Town of Covert LMO and the parcel does not meet the required 1 acre per dwelling, to the Planning Board. The meeting is scheduled for June 27, 2019 at 7:00 p.m. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Vann moved, seconded by Nottke, to refer Variance Request #13B-19, for John Lasseter and Rachel Wagner, 9180 Booth Rd, Trumansburg, to construct a garage/studio apartment where the structure does not meet Town of Covert LMO which allows for only one dwelling per parcel and the lot area is less than the required minimum of 1 acre per dwelling, to the Planning Board. The meeting is scheduled for June 27, 2019 at 7:00 p.m. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Foster, to approve Shady Creek Construction to install a new ceiling for \$4116.00 at the Highway Barn. Aye-Vann Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Bishop, to approve the Supervisor's Income and Expenditure report for the month of May 2019. Aye-Vann, Aye-Nottke, Aye-Bishop and Aye-Foster.

Foster moved, seconded by Bishop, to approve the Highway Superintendent's report for the month of May 2019. Aye-Vann, Aye-Nottke, Aye-Foster and Aye-Bishop.

Nottke moved, seconded by Vann, to approve the Town Clerk's report for the month of May 2019. Town Clerk received a total of \$810.00 and \$523.71 was remitted to the Supervisor for the month of May 2019. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Vann moved, seconded by Bishop, to approve the Code Enforcement Officer's report for the month of May 2019. Aye-Vann, Aye-Nottke, Aye-Foster and Aye-Bishop.

Nottke moved, seconded by Bishop, to approve the Dog Control Officer's report for the month of May 2019. Aye-Vann, Aye-Nottke, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Nottke, that Highway Fund Vouchers #98-107 in the amount of \$12,755.19 and General Fund Vouchers #115-133 in the amount \$15,526.83 be approved for payment. Aye-Foster, Aye-Bishop, Aye-Nottke and Aye-Vann.

Vann moved, seconded by Nottke, to adjourn the meeting at 8:35 p.m.

Respectfully submitted,

Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
July 8th, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, July 8th, 2019 at 7:00 p.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Absent
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Highway Superintendent Jeffrey MacCheyne, Town Attorney Patrick Morrell, Code Enforcement Officer John Poludniak, Deputy Town Clerk Brian Quan and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:05 p.m. All rose for the pledge of allegiance.

Public Hearing: Bishop moved, seconded by Foster, to open the Public Hearing at 7:06 p.m. to hear any comments on the variance request for Dirk Dugan, 9105 Booth Beach Rd.(Firelane #14), Trumansburg, to remove a cottage and construct a 30' x 40' new home with 24' attached garage, where Northern boundary is short the required 20' set back required by the Town of Covert Land Management Ordinance(LMO). Dugan offered to answer any questions. None were asked. Bishop moved, seconded by Foster, to close the Public Hearing at 7:09 p.m.

Public Hearing: Vann moved, seconded by Bishop, to open the Public Hearing at 7:10 p.m. to hear any comments on the variance request for Rachel Wagner and John Lasseter, 9180 Booth Rd., Trumansburg, to construct a 24' x 32' garage with upstairs studio/apartment, where the Town of Covert Land Management Ordinance(LMO) allows for only one dwelling per parcel and requires 1 acre for dwellings. John Lasseter offered to answer any questions. Foster asked if the placement of the structure had been settled yet. The neighbor had asked that the orientation of the building be changed to be in line with the driveway and other structures. Because that would require another variance, being short the required 20' set back, he had decided to continue with the existing request. Foster said that a two car garage would not have required a variance. Barry Ford questioned how the septic and well would work. Lasseter had inquired of Carson Excavating and Hubbard. He said they should be able to tap into the existing septic and well, all within the right-of-ways. Vann moved, seconded by Bishop, to close the Public Hearing at 7:16 p.m.

Approval of Minutes: Vann moved, seconded by Foster, to approve the minutes from June 10, 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

MacCheyne shared of mowing roadside and maintenance of roads and equipment. He said they replaced rusted crossover pipe on Tunison road, removed a beaver dam and the water dropped 18" in two hours. They fixed washed out roads at the Lake View Cemetery. Vann asked about FEMA reimbursement. Nothing has been received yet. MacCheyne said he met with them several times to finalize projects. He said that the CHIPS money from New York State was reinstated with \$25,000 available to the Town this year. Next year is uncertain. Superintendants from local roads programs go to Albany every year; MacCheyne may go this year.

Americana Vineyards applied for their annual Fireworks Display Permit, the fireworks took place on July 7th.

Bishop shared that the intersection of Rte 96 and CR 142 has been repaired.

Vann said that he would like to meet with Foster and Poludniak to review a possible minor sub-division rule and an application form.

Reynolds said that Judy Kugelmas of STEPS will share next month about the Interlaken Garden Patch and the Mural Project.

Bishop Sheen Housing has to re-apply for moneys for flood victims.

Reynolds said that a decision had to be made on the new lighting proposals from Lime Energy Services for Town Hall and the Town Barn to lock in the price. The Highway could be done after the new ceiling was installed, in December, and paid for in the new year. Vann asked if just the fixtures could be purchased without installation. Reynolds was unsure.

The new court email is set up through Seneca County. The new address is *covertcourt@co.seneca.ny.us*

Lawn mowing season will end soon. The three year contract with Grease Lightning will run out and a new bid will be required.

The Village of Interlaken would like to go in with the Town on a new electric sign to inform the Public of local happenings, to be installed in front of Town Hall. The cost would be around \$20,000. Deputy Quan has been looking into a low-light emission display with low power consumption. It could be used for the Fire Department as well. Reynolds is in the process of applying for a grant with a July 19th deadline. Reynolds said that a ballast on the old sign went a few years ago and nearly caused a fire. Various aspects of the sign have been repaired over the years. Foster thought it may be better that the Town has sole control of the sign with the possibility of displaying notices for the Village and Fire Department. Morrell said it would be easier to have a policy regarding sign use by just one entity.

Beverly Animal Shelter has received another Unsatisfactory Report from NYS Ag & Market mostly due to unlicensed dogs released and incomplete paperwork.

Petitioners: Rob Schoffel spoke about the recurrence of Applications for Variance for residents building a second dwelling on one lot. He asks for the Town Board to think about these hardship requests, because it will create a situation in the future, to think long term, and come up with a plan on how to handle these requests. He said in the longer run, they will create a new freestanding, additional residence that does not meet the requirements in the LMO, and may not under fire code when a new owner may wish to subdivide. He mentioned the discussions a few years ago, about the tiny house controversies. Any size property can be subdivided, but it may create sub-standard lots.

Resolutions:

Foster moved, seconded by Bishop, to designate the Town of Covert Town Board as the lead agency for making SEQR determinations for the approval of the Variance Request for Dirk Dugan, 9105 Booth Beach Rd, Trumansburg, to construct a new home where existing cottage will be removed. Pursuant to 6 NYCRR 617.13(c)(9) it is hereby determined that the action proposed in this application constitutes a Type II action as defined under said regulation and does not require an environmental impact statement or any other determination or procedure. Aye-Bishop, Aye-Vann and Aye-Foster.

Foster moved, seconded by Bishop, to approve Variance Request #12-19 for Dirk Dugan, 9105 Booth Beach Rd, Trumansburg, to construct a new home where their existing fishing cottage will be taken down. It does not meet the required set back of 20' from the Northern property line as required by the LMO and the parcel does not meet the required 1 acre per dwelling. Aye-Bishop, Aye-Foster and Aye-Vann.

Foster moved, seconded by Bishop, to designate the Town of Covert Town Board as the lead agency for making SEQR determinations for the approval of the Variance for John Lasseter and Rachel Wagner, 9180 Booth Rd, Trumansburg, to construct a garage/studio apartment. Pursuant to 6 NYCRR 617.13(c)(9) and (c)(13) it is hereby determined that the action proposed in this application constitutes a Type II action as defined under said regulation and does not require an environmental impact statement or any other determination or procedure. Aye-Bishop, Aye-Vann and Aye-Foster.

Foster moved, seconded by Bishop, to approve Variance Request #13B-19, for John Lasseter and Rachel Wagner, 9180 Booth Rd, Trumansburg, to construct a garage/studio apartment where the structure does not meet Town of Covert LMO which allows for only one dwelling per parcel and the lot area is less than the required minimum of 1 acre per dwelling. Aye-Bishop, Aye-Reynolds and Aye-Foster, Nay-Vann.

Vann moved, seconded by Foster, to allow Supervisor Reynolds to enter into contract with Lime Energy Services to install new lighting at the Town Hall and the Highway Barn. Aye-Vann Aye-Foster and Aye-Bishop.

Vann moved, seconded by Foster, to approve placing an ad for a Request for Bids for lawn mowing at the Town Municipal Building, Old Town Hall and Cemetery on Schier Road, for the year 2020, up to a 3 year contract, to be received no later than August 9, 2019. Aye-Vann Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, to approve STEPS Riser Gathering to use the Town Hall for its monthly meeting on July 24th, 2019 at 6:30 p.m. Aye-Vann, Aye-Bishop and Aye-Foster.

Foster moved, seconded by Vann, to approve the Supervisor's Income and Expenditure report for the month of June 2019. Aye-Vann, Aye-Bishop and Aye-Foster.

Foster moved, seconded by Vann, to approve the Highway Superintendent's report for the month of June 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, to approve the Town Clerk's report for the month of June 2019. Town Clerk received a total of \$613.00 and \$465.52 was remitted to the Supervisor for the month of June 2019. Aye-Vann, Aye-Bishop, and Aye-Foster.

Vann moved, seconded by Bishop, to approve the Code Enforcement Officer's report for the month of June 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Foster moved, seconded by Bishop, to approve the Dog Control Officer's report for the month of June 2019. Aye-Vann, Aye-Foster and Aye-Bishop.

Vann moved, seconded by Bishop, that Highway Fund Vouchers #108-122 in the amount of \$14,244.38 and General Fund Vouchers #134-150 in the amount \$15,490.24 be approved for payment. Aye-Foster, Aye-Bishop and Aye-Vann.

Vann moved, seconded by Bishop, to adjourn the meeting at 8:15 p.m.

Respectfully submitted,

Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
August 12, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, August 12, 2019 at 7:00 P.M. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Present
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Deputy Town Clerk Brian Quan, Highway Superintendent Jeffrey MacCheyne, Town Attorney Patrick Morrell, and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:00 p.m. All rose for the pledge of allegiance.

Approval of Minutes: Morrell clarified an update to the minutes which reflects the specific code of the Type II action of the two variance requests. Vann moved, seconded by Bishop, to approve the minutes from July 8, 2019. All approved.

Presenter: Judy Kugelmas and Meg Jastran shared the positive and community building projects they (with Donna Levy, not present) are engaged in through Seneca Towns Engaging People for Solutions (STEPS): The Interlaken Garden Patch & Mural Project. Located by the Farmers Museum, the three received community and material support for the garden. Harvested produce is left for people on a nearby bench or in the library. They would like to enlarge the garden, and would welcome help. The mural, to be completed around fall 2020, will be on the side of Seneca Fitness, facing the garden. Search for a muralist is in progress.

Susan Boynton-Frykholm, Municipal Disaster Consultants (MDC), reported on their progress on reimbursement from FEMA to the Town for the repair work from the flood damage. The initial contract, not to exceed (NTE) \$25k, was an estimation of funds needed to cover the scope of the work. After determining the extent of the damage (the Town has multiple projects which were condensed to 12), MDC requires an additional funding of \$20k. FEMA's Public Assistance Grant Program requires a contract with an NTE amount established. Once paid invoices reach the cap, the contract can be renewed. The program is a pilot project with the State coordinating disbursement of funds. FEMA released the money to the State, but the State hasn't released much yet. The State may contribute additional funds, but this needs clarification. Infrastructure repairs may include improvements to avoid future issues. Some of the Town's projects are already complete; some require additional work. Deadline for project completion is April 2020, but an extension may be requested.

MacCheyne shared of erecting signs for Americana Vineyards fireworks, roads being resurfaced and prepared for receiving oil and stone (Halls Corners, Townline), removal of debris and clean out of ditches (East Covert, Halls Corners), replacement or installation of new pipes (Townline, Congress Street Extension, Seneca), repair of headwall (Bassett), and cold patching (all town roads), and performing regular maintenance of equipment. Work on Frontenac Bridge is expected to be completed soon. Maintenance work on Finger Lakes National Forest infrastructure was requested, but is not being completed by the Forest Service.

American Legion filed their Quarterly Bell Jar Report.

Foster reported the electric bills are surprisingly low and will seek clarification. The billing is complex because time frames used for the billing cycles of Nexamp and NYSEG are different. In addition, charges are not itemized.

Nottke reported changes in mandates for patients with Medicare/Medicaid will now require the town to have its own Medicare number. There is a one-time \$560 application fee for the number. Medex payments will be sent directly to the Town instead of to the town care of Trumansburg EMS. Nottke advised interviews for an EMS manager are taking place.

Reynolds opened the two sealed bids for CY2020 Lawn Maintenance Contract. Grease Lightning and Matt Lincoln submitted bids.

Reynolds sought approval to have a service window installed for the Assessors' office in the municipal building. Its installation would facilitate interaction with the town folk. The Town would need to install a counter and trim the window.

Reynolds sought \$900 for annual membership in the Cayuga Lake Watershed Intermunicipal Organization. The fee would support the organization in monitoring harmful algae blooms, water testing, hydrilla, and other watershed issues. The fee will be budgeted for CY2020.

Morrell reviewed the Lawn Maintenance Contract and the mower bids. Based on the bids and the documentation provided, it was deemed Grease Lightning to have the lowest responsible bid and, therefore, received the contract.

Petitioners:

Ben Guthrie inquired about the [billboard] structure being erected by Trimmers Ice Cream. He expressed concern about the growing prevalence of this type of unsightly structure, especially around the [Covert] historic district. Morrell and members of the board noted the Land Management Ordinance does not have a restriction for this type of structure. In addition, the Town does not have zoning regulations. Suggestions were made to add a provision or amend an existing ordinance to the Land Management Ordinance.

Resolutions:

Foster moved, seconded by Nottke, to approve Grease Lightning for the Lawn Maintenance Contract for three years ending 2022. All approved.

Nottke moved, seconded by Foster, to approve installation of a service window for the Assessor's office. All approved.

Vann moved, seconded by Foster, to approve an increase of contract value for Municipal Disaster Consultants to \$20,000. All approved.

Nottke moved, seconded by Vann, to approve the Supervisor's Income and Expenditure report for the month of July 2019. All approved.

Foster moved, seconded by Bishop, to approve the Highway report for the month of July 2019. All approved.

Nottke moved, seconded by Vann, to approve Town Clerk report for the month of July 2019. Town Clerk received a total of \$726.75; \$474.58 was remitted to the Supervisor for the month of July 2019. All approved.

Vann moved, seconded by Bishop, to approve Code Enforcement Officer report for the month of July 2019. All approved.

Bishop moved, seconded by Vann, to approve the Dog Control Officer's report for the month of July 2019. All approved.

Vann moved, seconded by Nottke, that Highway Fund Vouchers #108-122 in the amount of \$14,244.38 and General Fund Vouchers #151-169 in the amount \$9,925.70 be approved for payment. All approved.

Vann moved, seconded by Nottke, to adjourn the meeting at 8:30 p.m.

Respectfully submitted,

Brian Quan, Deputy Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
September 9th, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, September 9th, 2019 at 7:00 p.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Present
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Town Attorney Patrick Morrell, and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:00 p.m. All rose for the pledge of allegiance.

Approval of Minutes: Nottke moved, seconded by Foster, to approve the minutes from August 12th, 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Highway Superintendant MacCheyne was at the town barns tending to a situation where Shady Creek Construction hit a wire, so the electricity had been shut off during the installation of the metal ceiling.

Adams-Compton shared that Chelsea from the Interlaken Library would like use of the Town Hall on September 25th. The application had not been turned in yet.

Reynolds shared that Caroline Peterson of STEPS and the Improving the Physical Environment Committee have provided information on an upcoming meeting and they have invited Town Public Officials, as well as students, parents and interested adults to attend this Climate Change educational workshop on October 22nd at South Seneca High School.

Foster asked about the proposed budget for Town of Covert Ambulance, if the increase is based on usage. It is based on a three year average and 2018 usage was up. Nottke also said that the proposed budget increase of 3.2% is higher due to overtime as well.

Vann shared that if an application for Land Subdivision Ordinance is to be developed and the ordinance on subdivisions changed, the Planning Board would have to be involved to re-write it. If the Town Board and Planning Board wish to pursue, he will re-write it. Morrell said that the Ordinance lays out the requirements; it is more complicated than just a form.

Nottke said that she and Vann went to the EMS/Fire budget meeting. She said that they are still waiting on some grants that may lower the numbers. They were unsuccessful in hiring a manager and will have to open up to interviews again. She will attend the South Seneca Ambulance budget meeting September 10th.

Nottke has prepared the Medicare application for EMS. Reynolds will have to open a separate bank account for EMS.

Nottke also mentioned that she spoke with NY Senator Pam Helming's office and they are planning a round table discussion with other legislators about the struggling EMS services in rural communities slated for the Fall.

Reynolds shared about Variance Requests for Mikeska and Glabach. Mikeska had already built an addition and 3 decks without a Development Permit. Glabach's shed is short the side setback.

Petitioners: Ben Guthrie asked if there is a fine for building without a permit. Morrell answered that Code Enforcement Officer could write a ticket for the violation, but that in the case of Mikeska, "what we're seeing is compliance". He is willing to go through the procedure of applying for the Permit and Variance. He may have difficulty with the County, though. The Town of Covert Land Management Ordinance says the maximum penalty for noncompliance is \$250 per day; a ticket would be issued, but then the court would be involved.

Barry Ford asked if the Code Enforcement Officer measured the billboard that went up next to Trimmers. Vann said that the owners made the proper application with the State DOT and John Poludniak, Covert Code Officer. Vann said he would pursue a sign law if the Board was interested. Nottke said she would like to see what can be done.

Resolutions: Nottke moved, seconded by Vann, to approve the use of the Town of Covert Municipal Building by the Interlaken Library on September 25th, 2019, pending submission of an application acceptable to the Town Clerk. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Vann moved, seconded by Bishop, to refer Variance Request #21-19, for Richard Glabach, 8807 Rocky Dock Rd, Interlaken, to construct a 10' x 14' shed that is short the 20' side set back as required by the Town of Covert Land Management Ordinance, to the Planning Board. The meeting is scheduled for September 26, 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Vann, to refer the Variance Request #19-19, for Paul Mikeska, 8649 Van Doren Beach Rd., Interlaken, for completed improvements of a 12' x 12' bunk house addition and three decks without prior application for construction as required by the Town of Covert Land Management Ordinance, to the Planning Board meeting on September 26, 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Vann moved, seconded by Foster, to schedule a Public Hearing for Variance Requests, #19-19 and #21-19, for October 14, 2019, at 7:00 p.m. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Bishop moved, seconded by Nottke, to approve the Supervisor's Income and Expenditure report for the month of August 2019. Aye-Vann, Aye-Bishop, Aye-Nottke, and Aye-Foster.

Foster moved, seconded by Vann, to approve the Highway Superintendent's report for the month of August 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Foster, to approve the Town Clerk's report for the month of August 2019. Town Clerk received a total of \$2076.00 and \$964.33 will be remitted to the Supervisor for the month of August 2019. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Vann moved, seconded by Nottke, to approve the Code Enforcement Officer's report for the month of August 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Foster moved, seconded by Nottke, to approve the Dog Control Officer's report for the month of August 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Nottke moved, seconded by Vann, that Highway Fund Vouchers #139 - 150 in the amount of \$38,379.76 and General Fund Vouchers #170 - 182 in the amount \$5,736.97 be approved for payment. Aye-Foster, Aye-Bishop, Aye-Nottke and Aye-Vann.

Nottke moved, seconded by Vann, to adjourn the meeting at 7:47 p.m.

Respectfully submitted,
Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
October 14, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, October 14, 2019 at 7:00 P.M. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Present
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Deputy Town Clerk Brian Quan, Highway Superintendent Jeffrey MacCheyne, Town Attorney Patrick Morrell, Code Enforcement Officer John Poludniak, and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:01 P.M. All rose for the pledge of allegiance.

Approval of Minutes: Nottke noted and approved a correction of the minutes. Nottke moved, seconded by Vann, to approve the minutes from September 9, 2019. All approved.

Presenter: Caroline Peterson, volunteer of Seneca Towns Engaging People for Solutions (STEPS), discussed the organization and the upcoming presentation with interactive learning: Be in the Know for What's Next, Learn about Extreme Weather, Climate Science Basics and Social Science Issues so We Can Begin Planning for Our Future on Tuesday, October 22 at South Seneca High in Ovid.

Code Enforcement Officer John Poludniak began the discussion of the public hearings by briefly reviewing the Town of Covert Land Management Ordinance (LMO) variance request, stating that, normally, there are three reasons to request a variance after a denial of a permit: unusual situation, unforeseen situation, hardship.

Public Hearing: Nottke moved, seconded by Foster to open the Public Hearing at 7:17 P.M. to hear any comments on the variance request for Paul Mikeska, 8649 Van Doren Beach Rd., Interlaken, for completed improvements of a 12' x 12' bunk house addition and three decks without prior application for construction as required by the LMO. All approved.

Charles Guttman spoke of his concerns: the effect construction and expansion would have on adjacent properties and the issue of precedence. Based on the most recent (ca. 2016) survey when the property was sold/purchased and the development application, there have been significant expansions on the shed/bunk house, including living areas and decks; this increase in living areas affects issues of density and side yard. In addition, these expansions affect how Guttman uses his property. Though the second story deck is directly over the roofline, its use at night increases light and noise (which prompts Guttman to keep their windows closed). His observations of people and the shed/bunk house make him believe it meets the definition of a residence; the LMO does not permit this second dwelling on the lot. The decision of the Town Board on this second residence and expansion closer to the side yard than 20 feet effects the whole community. He believes the variance should not be granted because the standards of the variance request are not met: there are no unusual or unforeseen circumstances and no alleviation of hardship. Poludniak confirmed because the deck was over the roofline, the footprint did not change; therefore, there was no encroachment (except for what preexisted). Mikeska advised the county will inspect the property after the board's decision. Mikeska described the bunk house as having two bedrooms and a living area with water and sewage for a bathroom, but no kitchen; there are two sinks: a bathroom one and a clean out. A 12' x 10' addition was made to the

bunk house (which changed its footprint, but it stayed within the property line), but the main house remained 600 square feet. He advised the deck did not change on the north property line.

Mikeska informed Bishop he did not believe a Variance Request was needed if he applied for a permit before building; Morrell disagreed: though the roofline did not change, what exists now is a deck. Adding more vertically within the 20' setback occupies the setback in a different way.

Mikeska informed Vann the contractor hired for construction of the dock received a permit for its construction. Morrell inquired about the Planning Board's decision on the Variance Request. Reynolds spoke of the Planning Board's comment on the escalating problem of variances; it was approved with hesitation, with a consideration for a fine.

Morrell suggested a new survey of the property line is important to clarify if the construction falls within the setback, and therefore, subject to a variance. In addition, it is necessary in order to know how much of a variance is being requested.

Guttman produced a property survey to the board done in 2000 and recertified in 2016 by Lee Dresser from T.G. Miller. He pointed out the map does not clearly show the distance from deck to the property line (less than 20'), nor the roof to the property line (but closer, a guess of between 5' and 8'). Mikeska commented the roof was always there. Guttman pointed out the survey shows there is a preexisting nonconforming use and expansion of nonconforming use, which requires a variance. In addition, he noted the survey shows the building at the top of the map identified as a shed in both 2000 and 2016.

Morrell confirmed the property, when purchased by Mikeska, was marketed with the extra bedrooms of the bunkhouse, but it is not significant in what the board is considering today. The new construction above the roof, which now has usable space it did not previously, would require the board's consideration for a variance (and is why that distance is significant).

Morrell recommended not approving anything without a full set of information. Options to consider: deny the variance which would include the code enforcement officer issuing citations (which can include a summons every day) and having to appear before the Town Justice (who could impose fines if they find a violation), deny the variance because of insufficient information (with a reconsideration of the request when new information is received), force the take down of the offensive part of the project (which would require action within the county court).

Vann asked Poludniak of the footprint of a building. Poludniak advised he was operating under the interpretation of the footprint of the building which did not include the overhang. He added the ordinance treats the bunkhouse the same as a shed or garage or part-time use cottages; it uses the county determination a building is a dwelling if it meets the New York State energy code. Furthermore, the ordinance is not concerned about number of people on the property.

Guttman argued the shed/bunkhouse previously had no running water, septic, bathroom, or sink. The conversion of the shed to two bedrooms with a living room, running water, septic, bathroom, and sink makes it a dwelling. A discussion began about international building codes, but Morrell pointed out it is not relevant.

Ben Guthrie commented on the conversation about the roof versus deck failed to point out the change of use expands the living space and encroached in a different way than what is infrastructure.

Robert Thomas spoke about his experience appearing before the Planning Board for a variance because the structure he wanted to build was too close to the beach. He spoke of conversations with neighbors informing them what he wanted, and asked them to support him in front of the planning board. He received approval and build his structure. He pointed out the applicant's disregard for the law and the neighbors in this case makes him feel the variance should be denied.

Barry Ford asked Morrell if LMO had set fines; Morrell recited the section detailing a fine would not exceed \$250 for each day.

Caroline Peterson expressed appreciation for Poludniak's point of view and interpretation and wondered about when the code was written, amended, and if there is clarity in the code.

Norman Dykema spoke of changes, including the changes on the property. He surveyed the neighbors about the work Mikeska has done and reported no one objects; they are happy with what he has done, saying it looks great

from the water and the land. He acknowledged laws were violated and should be addressed, but hopes the board considers that neighbors are not unhappy with what has happened.

Nottke moved, seconded by Vann to close the Public Hearing at 8:04 P.M. All approved.

Public Hearing:

Bishop moved, seconded by Vann to open the Public Hearing at 8:47 to hear any comments on the variance request for Richard Glabach, 8807 Rocky Dock Rd, Interlaken, to construct a 10' x 14' shed that is short the 20' side set back as required by the LMO. The request for the variance was a result of the contractor advising no large structure be placed on top of the septic system. Barry Ford asked if a variance would be needed if it were not a permanent structure (it does) or if it had wheels (no). Ben Guthrie wondered if there were enough information about the project ("the planning board beat it up pretty good") about parking it over the septic field and then moving it when needed. Bishop moved, seconded by Foster, to close the Public Hearing at 8:53 P.M.

Vann reported he is looking at the municipal handbook and signage regulation in the area to amend the Land Management Ordinance regarding signage, creating something concise, such as size.

Nottke reported she is still working on Medicare information. She and Vann met with Angela Testa and David Mahnke of South Seneca Ambulance to discuss ambulance coverage of the north end (which they previously served; Trumansburg Ambulance would more easily reach the southern part of the town), its cost, and the certificate of need. Testa and Mahnke joined the meeting to see if the town had questions and if they would be the fifth town (others include Lodi, Ovid, Romulus, Varick) to have them as a provider (which would help keep the ambulance service open). There was a discussion about the differences in cost.

Reynolds shared the Interlaken Public Library would like to use the Town Hall on October 24 for input on their 5 year strategic plan.

Reynolds shared of Variance Request #27-19, for Samuel Hertzler, 3203 Kellys Corners Road, Interlaken, for substantial completion of a 15' x 56' one story addition without prior application for construction as required by the LMO. Hertzler seeks a variance from the requirement of "a building permit will be approved prior to construction".

Reynolds shared of representatives of two different insurance companies seeking to be the dental provider (better and less expensive than the current provider, Blue Cross Blue Shield) for eligible Town of Covert employees.

Petitioners:

Barry Ford asked how the LMO addressed structures. He pointed out the billboard near Trimmers does not meet the variance for property line proximity. He suggested structure be added to the LMO.

Nottke will be participating in Ithaca's Water Forum at Greenstar on 17 October between 6 and 8:30.

Resolutions:

Reynolds moved, seconded by Nottke, to schedule Budget Workshops for Monday, October 21, 2019 at 6:00 P.M. and Monday, October 28, 2019 at 6:00 P.M. and Budget Hearing for Monday, October 28, 2019 at 6:00 P.M. All approved.

Bishop moved, seconded by Foster, to designate the Town of Covert Town Board as the lead agency for making SEQR determinations for the approval of the Variance for Richard Glabach, 8807 Rocky Dock Road, Interlaken, to construct a 10' x 14' shed that is short the 20' set back as required by the Town of Covert Land Management Ordinance. Pursuant to 6 NYCRR 617.5(c)(12) it is hereby determined that the action proposed in this application constitutes a

Type II action as defined under said regulation and does not require an environmental impact statement or any other determination or procedure. All approved.

Bishop moved, seconded by Foster, to accept the Code Enforcement Officer's interpretations of the Land Management Ordinance and to designate the Town of Covert Town Board as the lead agency for making SEQR determinations for the issuance of a building permit for Paul Mikeska, 8649 Van Doren Beach Rd., Interlaken, for completed improvements of a 12' x 12' bunk house addition and three decks. Reynolds approved; Vann and Nottke dissented.

Foster moved, seconded by Bishop, to direct the issuance of a single citation for Paul Mikeska, 8649 Van Doren Beach Rd., Interlaken, for completed improvements of a 12' x 12' bunk house addition and three decks without prior application for construction. All approved.

Nottke moved, seconded by Reynolds, to direct the issuance of a building permit (therefore, the Variance Request is unnecessary) and a citation for Samuel Hertzler, 3203 Kellys Corners Road, Interlaken, for substantial completion of a 15' x 56' one story addition without a building permit. All approved.

Foster moved, seconded by Nottke, to approve the use of the Town of Covert Municipal Building by the Interlaken Library on October 24, 2019. All approved.

Nottke moved, seconded by Bishop, to approve the Supervisor's Income and Expenditure report for the month of September 2019. All approved.

Nottke moved, seconded by Foster, to approve the Highway report for the month of September 2019. All approved.

Vann moved, seconded by Nottke, to approve Town Clerk report for the month of September 2019. Town Clerk received a total of \$2,131.50; \$792.75 was remitted to the Supervisor for the month of September 2019. All approved.

Vann moved, seconded by Nottke, to approve Code Enforcement Officer report for the month of September 2019. All approved.

Vann moved, seconded by Nottke, to approve the Dog Control Officer's report for the month of September 2019. All approved.

Vann moved, seconded by Nottke, that Highway Fund Vouchers #151-165 in the amount of \$93,603.74 and General Fund Vouchers #183-199 in the amount \$8,264.44 be approved for payment. All approved.

Vann moved, seconded by Nottke, to adjourn the meeting at 9:56 P.M.

Respectfully submitted,

Brian Quan, Deputy Town Clerk

TOWN OF COVERT, SENECA COUNTY
TOWN BOARD MEETING
October 21st, 2019

The budget workshop meeting of the Town Board of the Town of Covert was held Monday, October 21, 2019 at 6:00 P.M. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Present
	Councilman Jeffrey Vann	Absent
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Absent

Others Present: Town Clerk Leslie Adams-Compton, Ben Guthrie and Barry Ford.

Call to order: Supervisor Reynolds called the meeting to order at 6:05 P.M.

The purpose of the Budget Workshop was to review the Tentative Budget as presented by Supervisor Reynolds.

Reynolds explained that the cost of living increase is 1.8 % this year, but he added a 3% to wages across the board, with the exception of the court clerk who will get an 8% increase bringing it closer to the average wage for this position across the County.

Comments were made regarding the high cost of internet vs. service available in our area. Medical Insurance choices were also discussed.

Reynolds mentioned that \$900.00 in Acct# A1989.4 , "Special Item Misc.", is for Cayuga Lake Watershed.

There was discussion about the Code Enforcement Officer's wage and that he's doing a good job and should receive more. It was also mentioned that the Code Enforcement Officer and Dog Control officer should be keeping track of their hours, (for informational purposes).

There was discussion regarding the Frontenac Bridge. There is steel reserved for it. Grants have been declined but will continue to be pursued. At least, \$600,000.00 is needed. \$10,000.00 is in the budget.

There was much discussion about the EMS services in the area and their viability. There is a \$85,000.00 increase for Fire + EMS in the budget.

Nottke moved, seconded by Bishop, to adjourn the meeting at 8:20 P.M

Respectfully submitted,

Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
TOWN BOARD MEETING
and PUBLIC HEARING
October 28th, 2019

The budget workshop meeting of the Town Board of the Town of Covert was held Monday, October 28, 2019 at 6:00 P.M. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:

Supervisor Michael Reynolds	Present
Councilwoman Deborah Nottke	Present
Councilman Jeffrey Vann	Absent
Councilman Bill Bishop	Present
Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Barry Ford and Angela Testa of South Seneca Ambulance.

Call to order: Supervisor Reynolds called the meeting to order at 6:12 P.M.

The purpose of the Budget Workshop was to review the Tentative Budget as presented by Supervisor Reynolds.

Reynolds said that the Interlaken Grange was requesting more money from the Town to Covert for the added expense of liability insurance needed to cover volunteers who place the memorial flags in the cemeteries. Reynolds recommended adding \$200.00 to A6510.4, , and taking \$100.00 from A6510.41 for the purchase of Town flags for the Veteran's Memorial in front of the municipal building and \$100.00 from the Worker's Comp overage.

There was more discussion about the Code Enforcement Officer's wage; an increase of \$360 had been added to B3620.41 in the updated Tentative Budget figures. It was again suggested that the Code Enforcement Officer and Dog Control officer should be keeping track of their hours for future Budget purposes.

Angela Testa of South Seneca Ambulance shared that they have used their fund balances to cover deficits over the last three years and they need the Town of Covert's contract to stay afloat. She explained that runs have been down, medicaid + medicare rates are up, reimbursements were down, but their wages to their EMT's are low and the cost to the Town would be less than Trumansburg.

Nottke explained that the process would require the Town to have a good reason for using another ambulance service for the northern end of Town. The decision to change services would not be immediate.

Resolutions:

Nottke moved, seconded by Bishop, to accept the Budget as presented with the following expenditures revised:

Account#	Acct Title	Tentative	Preliminary	Adj
A4540.4	Ambulance	276,691.00	272,928.00	-3,763.00
A6510.4	Vet Services	400.00	600.00	+200.00
A6510.41	Vet Memorial	400.00	300.00	-100.00
A9040.8	Wkrs Comp	9,738.00	9,621.00	-117.00
DA9040.8	Wkrs Comp	6,375.00	6,133.00	-242.00
DB9040.8	Wkrs Comp	5,723.22	5,606.22	-117.00
B3620.41	Inspections	840.00	1,200.00	+360.00
	Total adjustments			-\$3,779.00

Aye-Nottke, Aye-Bishop, Aye-Foster

**TOWN OF COVERT, SENECA COUNTY
TOWN BOARD MEETING
and PUBLIC HEARING
October 28th, 2019**

Nottke moved, seconded by Bishop, to open the Public Hearing at 7:22 p.m. to hear any comments on the 2020 Preliminary Budget.

Barry Ford stated that his experience in business is that the employees are told what insurance they get. He asked about the medical insurance benefits to Highway employees and why some receive family insurance, some single and others, the insurance buyout. He questioned the need to provide insurance at all.

Bishop said that the Town's Highway employees are paid comparatively low, and believes there should be compensation for the requirement of being on call 24/7 and being subject to regular blood alcohol tests, and he would like to keep the employees happy.

Bishop moved , seconded by Foster, to close the Public Hearing at 7:50 p.m.
Aye-Hunt, Aye-Bishop and Aye-Nottke.

Resolution 5-19

Bishop moved, seconded by Foster, THAT the 2020 Preliminary Budget be adopted as the final budget for 2020 and, WHEREAS, this Town Board met October 28, 2019 at the time and place specified in the notice of the Public Hearing on the Preliminary Budget and heard all persons desiring to be heard thereon; NOW THEREFORE BE IT RESOLVED THAT The Town Board of the Town of Covert hereby adopts such Preliminary Budget, as originally compiled with modifications and amendments, as the Annual Budget of the Town of Covert, as for the fiscal year beginning January 1, 2020 and that such budget, as adopted, be entered in detail into the minutes of the proceeding of the Town Board, and Be it FURTHER RESOLVED THAT the Town Clerk of the Town of Covert shall prepare and certify in duplicate copies of said Annual Budget, as adopted pursuant to Section 202, Subd.2 of the Town Law, and deliver one copy thereof to Supervisor of this Town to be presented by him to the Board of Supervisors of this County.
Aye-Foster, Aye-Bishop, Aye-Nottke.

Bishop moved, seconded by Foster, to adjourn the meeting at 7:55 P.M.

Respectfully submitted,

Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
November 11, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, November 11th, 2019 at 7:00 p.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Absent
	Deputy Supervisor Deborah Nottke	Present
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Town Attorney Patrick Morrell, Code Enforcement Officer and other interested citizens.

Call to order: Deputy Supervisor Deborah Nottke called the meeting to order at 7:00 p.m. All rose for the pledge of allegiance.

A moment of silence was observed for all the veterans who have served our country.

Approval of Minutes: Foster moved, seconded by Vann, to approve the minutes from October 14th, 2019. Bishop moved, seconded by Nottke, to approve the minutes from October 21st. Foster moved, seconded by Nottke, to approve the minutes from October 28th. All approved.

Highway Superintendant reported on Highway Department activities. He said that 2/3rds of Fall mowing was done.

Adams-Compton shared that the American Legion filed their quarterly Bell-Jar report. Also, Chelsea from the Interlaken Library would like use of the Town Hall on December 3rd at 2:00 and 7:00 p.m. for their continued strategic planning meetings.

Nottke said that the EMS round table discussion with State Senator Pam Helming is now slated for January 2020.

Nottke mentioned that she would like to see recycling of textiles available in the Town. She will find out what Seneca County has to offer.

She shared that Reynolds had met with Will Chamberlain of Finger Lakes Group who has presented the best option for dental insurance with Blue Cross Blue Shield.

Nottke has proposed revising the billing rates for Town of Covert ambulance service with a 20% increase to offset some of the fees. She will meet with Mayor Hart and will ask for him to present at the next TOC board meeting.

Morrell expects to receive litigation from a neighbor of Paul Mikeska who had violated Town Code by constructing a bunk house and 3 decks without a permit.

John Poludniak asked about giving direction to the Court as to the Board's intention in presenting Mikeska with a violation appearance ticket. Morrell said it is legal proceeding, communication with the Court will happen in Court. He said that John Poludniak should be in Court on the appearance date, being 'the face of the Board' in the legal proceeding. Morrell said that the Board can make recommendations, but the Judge makes the ultimate decision of whether Mikeska is in violation of the Town's code and what the outcome will be.

Ben Guthrie asked if anything has been heard from the County and if that would influence the Judge's decision. Morrell said it would not influence the Court's decision, but it is possible that, if the County serves a violation, the proceedings would occur here in the Town. Poludniak said that the County will automatically double the fee for the violation.

Petitioners: Ben Guthrie said he thought it was a good election and he intends to continue to participate in the monthly meetings. Bishop said it was good to have his perspective and Nottke is glad for everybody's input.

Dick Westbrook asked about the insurance stipend that a couple employees receive in place of health insurance. MacCheyne said it saves the Town about \$20,000.

Ben asked about the lawsuit regarding the incinerator. Morrell said that we're waiting on the Judge. Romulus had adopted amendments to the Zoning Law. The State unanimously passed a law that waste disposal sites cannot be within 50 miles of each other.

Barry Ford asked about progress on a sign ordinance. Vann said he was still going through the multi-page document of State regulations.

Resolutions: Bishop moved, seconded by Foster, to schedule a Public Hearing for the Village of Interlaken, Town of Covert and Town of Ovid Fire Contract, and the Village of Trumansburg and Town of Covert Fire and Ambulance Contracts at 7:00 p.m. on December 9th, 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Foster moved, seconded by Vann, to approve the use of the Town of Covert Municipal Building by the Interlaken Library on December 3rd, 2019, at 2:00 and 7:00 p.m. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Foster moved, seconded by Bishop, to approve BCBS Dental Insurance for eligible employees from the Fingerlakes Group. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Vann moved, seconded by Bishop, to approve the Supervisor's Income and Expenditure report for the month of October 2019. Aye-Vann, Aye-Bishop, Aye-Nottke, and Aye-Foster.

Vann moved, seconded by Bishop, to approve the Highway Superintendent's report for the month of October 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Vann moved, seconded by Foster, to approve the Town Clerk's report for the month of October 2019. Town Clerk received a total of \$1240.25 and \$601.33 was remitted to the Supervisor for the month of October 2019. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Vann moved, seconded by Foster, to approve the Code Enforcement Officer's report for the month of October 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Foster moved, seconded by Bishop, to approve the Dog Control Officer's report for the month of October 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Foster moved, seconded by Vann, that Highway Fund Vouchers #166-183 in the amount of \$14,999.75 and General Fund Vouchers #200-211 in the amount \$3,731.00 be approved for payment. Aye-Foster, Aye-Bishop, Aye-Nottke and Aye-Vann.

Bishop moved, seconded by Vann, to adjourn the meeting at 7:40 p.m.

Respectfully submitted,
Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
REGULAR TOWN BOARD MEETING
December 9, 2019

The regular meeting of the Town Board of the Town of Covert was held Monday, December 9th, 2019 at 7:00 p.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Present
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Present
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Highway Superintendent Jeffrey MacCheyne, Town Attorney Patrick Morrell, Mayor Rich Richardson and other interested citizens.

Call to order: Supervisor Reynolds called the meeting to order at 7:00 p.m. All rose for the pledge of allegiance.

Public Hearings : Nottke moved, seconded by Foster, to open the Public Hearing for the purpose of hearing comments on the 2020 Fire Protection Agreement between the Village of Interlaken, the Town of Ovid and the Town of Covert at 7:02 p.m. Mayor Richardson shared the reasons for the contract's increase in cost is primarily due to unfunded mandates. They have added cancer insurance, they have a 26 year old truck to be replaced and the 1981 Firehouse building needs a new roof. Nottke asked how they figure the costs for each municipality. Richardson said it is based on their expenses being spread out over 15-20 years and also based on the budget and number of parcels in each district. Vann moved, seconded by Nottke, to close the Public Hearing at 7:07.

Nottke moved, seconded by Foster, to open the Public Hearing for the purpose of hearing comments on the 2020 Fire Protection Agreement between the Village of Trumansburg and the Town of Covert at 7:08 p.m. Reynolds said that Trumansburg Fire Dept. is in the same boat; funds needed for insurance, the firehouse, and trucks. They just replaced a cab on a truck and have another one to replace. He shared that the round table discussion with Senator Helming will also include the Fire Departments. Nottke moved, seconded by Foster, to close the Public Hearing at 7:09 p.m.

Nottke moved, seconded by Foster, to open the Public Hearing for the purpose of hearing comments on the 2020 Ambulance Agreement between the Village of Trumansburg and Town of Covert at 7:09 p.m. Ralph Bailey asked if the new housing facility on South Street, Trumansburg, will affect the ambulance service. Nottke said they say it won't make a difference. Bailey said that the housing across from the hospital made a difference, with occurrences every day. He's afraid it will stretch them. Vann moved, seconded by Bishop, to close the Public Hearing at 7:11 p.m.

Approval of Minutes: Vann moved, seconded by Foster, to approve the minutes from November 11th, 2019. All approved.

Highway Superintendant MacCheyne reported of usual maintenance of roads and equipment. He said they spent two days replacing the starter on the 2010 International. He also said that Trumansburg Phone Co. wanted to put poles in the ditch, but he told them 'no'. Prompted by a question from an attendant, MacCheyne said that they dispose of brush by dumping and covering.

Bishop asked whether the Ovid Transfer Station recycles anymore. Mayor Richardson said that they do not recycle anymore, since Seneca County required a County employee to oversee. They do accept microwaves for scrap. Reynolds said that the Town's picked up recyclables *are* recycled. They are taken to Canandaigua, laid out on a large floor and sorted by type, both automated and by hand.

Nottke said that she spoke with Seneca County Cooperative Extension. Seneca County does not recycle textiles but would be interested. She will be receiving information from a place in Brooklyn.

Foster said that he is still looking at the Nexamp bills as compared to NYSEG's. He understands the NYSEG charges but has not figured out Nexamp's. He also looked at the contract between the State and NYSEG; it looks like NYSEG has a lot of leeway.

Vann has drafted a sign law, but asked for the Board to decide if he should pursue. He explained that he looked at the DOT regulations and there are a range of situations such as 'offsite' and 'onsite' signage. It was mentioned that the Town of Junius will be presenting their sign law at the Seneca County Planning Board meeting on 12/12. Reynolds said he would call Seneca County Planner Joe McGrath.

Nottke said that she will take part in the interviews of two candidates for Trumansburg EMS manager. Nottke presented a proposed increase of 20% to the billing rates for Town of Covert ambulance service.

Nottke said she visited the Frontenac Bridge and is optimistic that they can find a solution to repair the bridge. She, MacCheyne and Reynolds briefly met with Jim Brady about the bridge. It was also mentioned that once the bridge is repaired, the Town should give the bridge to Seneca County, thus ensuring future maintenance and replacement.

Reynolds said that the Assessors have asked whether the newly acquired Village of Interlaken properties have been exempt from property tax. Morrell explained that the same principals would apply as they did for the exemption from development permit requirements.

Reynolds said he and the Town of Lodi met with Allison Hunt from Tom Reed's office. Lodi is distraught that some residents' land may be donated to the Finger Lakes Land Trust/Finger Lakes National Forest and, thus, eventually taken off the tax rolls. The Town of Lodi has 30% of their land in the Finger Lakes Forest. The Town of Covert has over 1000 acres of exempt property, over 50 parcels. Landowners are free to donate as they wish with their property.

He also reported that the State got its FEMA money, but the Town is still waiting.

Morrell says Guttman, neighbor of Paul Mikeska who had violated Town Code by constructing without a permit, still intends to proceed in the Seneca County Supreme Court.

Petitioners: Ben Guthrie asked about the prospect of using South Seneca Ambulance. He was told the Board agreed to go with Trumansburg Ambulance for now. Nottke said that Melissa Taylor was going to contact her. She said that North Seneca Ambulance is rich, in a more populated area. There has been talk of the possibility of merging the two.

Barry Ford would like the Town Board not to take a 'head in the sand' approach to regulating signs. Bishop asked that Ford submit what he would like to see in that sign law. Proceeding further on a Town of Covert sign law has been tabled while new information is expected from other towns.

Resolutions: Vann moved, seconded by Nottke, to approve the 2020 Fire Protection Agreement between the Village of Interlaken, Town of Ovid and the Town of Covert. Aye-Vann, Aye-Foster, Aye-Nottke, Aye-Bishop.

Foster moved, seconded by Nottke, to approve the 2020 Fire Protection Agreement between the Village of Trumansburg and the Town of Covert. Aye-Vann, Aye-Nottke, Aye-Bishop and Aye-Foster.

Foster moved, seconded by Nottke, to approve the 2020 Ambulance Agreement between the Village of Trumansburg and Town of Covert. Aye-Vann, Aye-Nottke, Aye-Bishop and Aye-Foster.

Resolution 5-19

RESOLUTION GRANTING EXEMPTION FROM TOWN OF COVERT PROPERTY TAX TO THE VILLAGE OF INTERLAKEN FOR WATER IMPROVEMENT PROJECT

WHEREAS the Village of Interlaken has undertaken a project to improve the delivery of water to its residents; and

WHEREAS the project involved the subdivision of land situate in the Town of Covert transferred to the Village to be used for this purpose; and

WHEREAS the Town Board of the Town of Covert has been made aware of the Court of Appeals' ruling in the *Matter of the County of Monroe v. City of Rochester* in which the Court set forth the "balancing of public interests" approach to resolving inter-governmental land use issues; and

WHEREAS the Town Board has been provided with a copy of the Negative Declaration issued by the Village of Interlaken Board for this project; and

WHEREAS the Town Board has reviewed the factors to be considered in the "balancing of public interests" approach in relation to the Interlaken Water System Improvements Project.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Covert that:

1. The Interlaken Water System Improvements Project satisfies the balancing of public interests set forth in the *Matter of County of Monroe* case and is immune from the Town of Covert land use regulations.
2. The Town Board agrees to grant 100% permanent exemption from Town of Covert property tax to the Village of Interlaken for properties, Tax Map #05-1-42.2 and #05-1-41.2, for the Interlaken Water System Improvement Project.

Motion: Nottke Second: Vann Vote: Aye-Foster, Aye-Bishop, Aye-Vann, Aye-Nottke

I, Leslie Adams-Compton, Town Clerk of the Town of Covert, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Covert at a regular meeting of the Board duly called and held on the 9th day of December, 2019; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I FURTHER CERTIFY that all members of said Board had due Notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Covert, this 9th day of December, 2019.

Leslie Adams-Compton, Town Clerk of the Town of Covert, Seneca County, New York

Foster moved, seconded by Nottke, to re-appoint Robert Schoffel to the Planning Board for a 7 year term, ending December 2026. Aye-Vann, Aye-Foster, Aye-Nottke, Aye-Bishop.

Nottke moved, seconded by Vann, to approve the Town Clerk to attend Association of Towns training January 8th - 10th. Aye-Vann, Aye-Foster, Aye-Nottke, Aye-Bishop.

Bishop moved, seconded by Vann, to initiate a 20% increase in Town of Covert Ambulance Service rates as proposed by Nottke: BLS Emergency, \$960.00, ALS Emergency, \$1,260.00, and Mileage (per mile), \$24.00.

Aye-Vann, Aye-Bishop, Aye-Nottke, and Aye-Foster.

Nottke moved, seconded by Vann, to conduct the annual audit of Bookkeepers,, Supervisor's, and Town Clerk's books on January 16, 2020 at 10:00 AM and audit of the Town Court books on January 20, 2020, at 10:00 AM. All approved.

Resolution 6-19 Highway Hourly Resolution 2020

WHEREAS the Town of Covert Highway Department appointed employees have all maintained acceptable work levels, now THEREFORE BE RESOLVED that the Town of Covert Town Board does hereby accept the recommendation of the Highway Superintendent that the following full-time employees will be given an increase in their hourly rate; part-time employees rates will be the minimum wage.

Employee:	2019		2020	2020
	Reg./hour	3% increase	Total Reg.	O.T.
Chris Bulmahn	\$17.00		\$17.51	\$26.27
Roger Ike	\$19.50		\$20.09	\$30.14
Bradley Rathbun	\$16.00		\$16.48	\$24.72
			Minimum	
Ralph Jones	\$11.10		\$11.80	
Glen Boyes	\$11.10		\$11.80	
Thomas Hayward	\$11.10		\$11.80	

Vann moved, seconded by Nottke, that the Highway pay be effective January 1, 2020. Aye-Foster, Aye-Vann, Aye-Bishop and Aye-Nottke.

Vann moved, seconded by Bishop, to approve the Supervisor's Income and Expenditure report for the month of November 2019. Aye-Vann, Aye-Bishop, Aye-Nottke, and Aye-Foster.

Vann moved, seconded by Bishop, to approve the Highway Superintendent's report for the month of November 2019. Aye-Vann, Aye-Foster, Aye-Nottke and Aye-Bishop.

Vann moved, seconded by Foster, to approve the Town Clerk's report for the month of November 2019. Town Clerk received a total of \$1442.00 and \$383.68 was remitted to the Supervisor. Aye-Vann, Aye-Bishop, Aye-Nottke and Aye-Foster.

Nottke moved, seconded by Bishop, that Highway Fund Vouchers #185-198 in the amount of \$33,456.34 and General Fund Vouchers #212-231 in the amount \$20,801.26 be approved for payment. Aye-Foster, Aye-Bishop, Aye-Nottke and Aye-Vann.

Bishop moved, seconded by Vann, to adjourn the meeting at 8:02 p.m.

Respectfully submitted,
Leslie Adams-Compton, Town Clerk

TOWN OF COVERT, SENECA COUNTY
YEAR END TOWN BOARD MEETING
December 30, 2019

The yearend meeting of the Town Board of the Town of Covert was held Monday, December 30th, 2019 at 9:00 a.m. at the Town of Covert Municipal Building, 8469 South Main Street, Interlaken, New York.

Roll Call:	Supervisor Michael Reynolds	Present
	Councilwoman Deborah Nottke	Present
	Councilman Jeffrey Vann	Present
	Councilman Bill Bishop	Absent
	Councilman Brayton Foster	Present

Others Present: Town Clerk Leslie Adams-Compton, Highway Superintendent Jeffrey MacCheyne and Court Clerk Jeanne Rykbost.

Call to order: Supervisor Reynolds called the meeting to order at 9:07 a.m. All rose for the pledge of allegiance.

Approval of Minutes: Nottke moved, seconded by Foster, to approve the minutes from December 9th, 2019 Regular Board meeting with minor changes. Aye-Nottke, Aye-Foster and Aye-Vann.

Questions arose as to the status of the tickets issued to Paul Mikeska and Samuel Hertzler for building without prior-approved Town of Covert development permits. The court date was set for December 2, 2019 but was cancelled due to bad weather. It was unknown as to the Court procedure for contacting violators and subsequent re-scheduling. Court Clerk Rykbost was unsure of the Judge's plan with the development permit violators. Supervisor Reynolds would find out and make sure of the procedure.

MacCheyne shared that the NYS DOT had contacted him regarding the Frontenac Bridge. The bridge has been updated and fixed. NYS DOT requires that it be recertified this year or the bridge will be shut down. No one has been available to perform the load test, until the beginning of January, to rate the bridge that is currently certified for 5 tons. The engineers say it could be boosted up to between 10 - 15 ton rating, but even a three ton certification could carry it until the fix. Bridge NY grant will be filed for; no Federal grant is available at this time. He's tried to get the phone company to move poles and trim trees. Vann said that something must be done with the creek below. MacCheyne said that he's spoken with Seneca County Soil and Water who have always been very helpful .

Nottke said that she will ask the new Trumansburg EMS manager to meet with the Town Board on January 16th at 11 a.m., following the audit of the Town books.

There was some discussion of EMS services in the area. Lyons is using North Seneca Ambulance for "free" in exchange for use of their facility.

MacCheyne brought up a situation on Booth Road where it has been impossible to plow due to a vehicle parked on the road. He tried to explain the problem to the mother of the owner of the vehicle, but she was uncooperative. When the Highway Department plows, they use only right-hand turns and their route has been based on this method. The County Sheriff knocked at their door, as well, in hopes to explain the NYS law, but there was no answer. The car was moved some time after that. MacCheyne would like for the Board to consider a Winter/No Parking law.

Vann said that the Town of Junius sign law is "too much". He wondered if the Planning Board should be asked to discuss a potential sign law, and to "wack down" the Junius law to suit Covert's needs. Nottke was in favor of this. Foster asked about regulating billboards, but is unclear on how to draw the line.

Resolution 7-19
Yearend Transfers

WHEREAS good fiscal policy dictates that all expenditure accounts are at or above a zero balance at fiscal year-end, and

WHEREAS a number of accounts are currently in a negative state and others in the same department area have excess funds,

NOW THEREFORE BE IT RESOLVED that the bookkeeper is hereby authorized to make the following adjustments for fiscal year-end 2019

Account#	Account Title	Debit	Credit
A1410.4	Town Clerk Contractual	2900.00	
A1450.1	Elections - Personal Svcs		2900.00
A1620.43	Buildings - Fuel Oil	734.02	
A1620.44	Buildings - Improvements		734.02
A1910.4	Unallocated Ins	5.00	
A1989.4	Special Items Misc		5.00
A5010.2	Highway Super. - Equipment	115.68	
A5010.4	Highway Superintendent Cont.		115.68
A5132.41	Highway - Utilities	11.65	
A5132.42	Highway - Maintenance		1305.49
A5132.43	Highway - Heating Oil	1293.84	
A7140.4	Playground & Recreation	300.00	
A7410.4	Library - Contractual		300.00
DA5120.4	Bridges - Contractual	4729.26	
DA5130.2	Machinery - Equipment	9816.69	
DA5130.4	Machinery - Contractual		9816.69
DA5142.1	Snow Removal - Personal Svcs		2688.94
DA5142.4	Snow Removal - Contractual	2688.94	
DA9010.8	NYS Retirement	167.33	
DA9030.8	Social Security		167.33
DA9060.8	Health Insurance		4729.26
DB5110.1	Road Maintenance - Pers Svcs	15936.83	
DB5112.2	CHIPs		15936.83
DB5112.4	Road Construction - Contract	57101.47	
DB5148.4	FEMA Contractual		57101.47

Motion-Nottke, Seconded by Vann. Aye-Vann, Aye-Foster, Aye-Nottke

Resolution# 8-19
Authorizing Hiring of Jim Brady/ CHA Consulting

WHEREAS the Town of Covert owns Frontenac Bridge that is in dire need of repair, and

WHEREAS the NYS DOT requests that Frontenac Bridge be re-certified, and

WHEREAS the Frontenac Bridge is at risk of closure, now therefore be it

RESOLVED that the Town of Covert authorizes CHA Consulting to be hired to recertify the Frontenac Bridge load rating, not to exceed \$5,000.00.

Motion-Vann, Seconded by Nottke. Aye-Vann, Aye-Foster, Aye-Nottke

More Resolutions:

Nottke moved, seconded by Vann, to approve the Code Officer's report for the 4th Quarter of 2019. Aye-Vann, Aye-Foster, and Aye-Nottke .

Nottke moved, seconded by Vann, that Highway Fund Vouchers #199 - 208 in the amount of \$5552.22 and General Fund Vouchers #232 -245 in the amount \$8781.94 be approved for payment. Aye-Foster, Aye-Nottke and Aye-Vann.

Nottke moved, seconded by Vann, to adjourn the meeting at 10:05 a.m.

Respectfully submitted,

Leslie Adams-Compton, Town Clerk