

April 2nd, 2025: Public hearing on Circle K, Public hearing on the 2025-2026 Budget, and Regular Meeting

There was a public hearing on the Circle K at 6:45pm, with a public hearing on the 2025-2026 Budget at 7pm, with the regular meeting of the Board of Trustees of the Village of Tully on Wednesday, April 2nd, 2025 at the Municipal Building.

Trustees Present: Erin C. Goodfellow, Mayor
Daniel Ray, Deputy Mayor
Eric Galvin, Trustee
Roxanne Oliver, Trustee
Kathryn Vernay, Trustee

Others Present: Maureen Bibik, Clerk/Treasurer
Thomas Chartrand, Accountant
Mike Hoke, DPW Supervisor
Benjamin Vincent, Codes
Bill Cutter, MRB

Absent: Courtney Hills, Counsel (Available by Phone)
Ken Teter, Engineer

Public: Frank Speziale
Steve Wellert
John Teeter

The open hearing on Circle K began at 6:45PM, with special guest speaker representing Circle K, Engineer Representative Steve Wellert. Circle K wishes to turn their 2-lane high speed diesel to 3 lane high speed diesel. It will make the canopy larger, which means some of the grassy area would be used for the expansion, the dumpsters would need to be moved, and the fire hydrant would need to move by 8-10 feet and would be protected with curbing. The guard valve for the hydrant would need to be moved with the hydrant. Originally the dumpsters were to be moved to the south side of the property, closer to route 80, and be more visible to the road. Due to the Boards concerns about the dumpsters being more visible to the public, Circle K did agree to move the dumpsters to the north side of the building on the grassy area by the car wash. There will be new curbing to prevent trucks from driving over the property line and ruining the grass. The whole project should only take one month from start to finish. The store and regular auto fill stations will stay open during construction. The current sign for the Circle K will be fixed. It will cut down on truck spaces for them to rest. Contingent that the dumpsters are moved to the north side of the building, and that the guard valve is moved with the hydrant, the Boards liked the site plans. Public comment was asked 3 times, with no one responding. At that time Mayor Goodfellow, 2nd by Deputy Mayor Ray, to close the public hearing on Circle K. All Ayes carried.

Pledge of Allegiance/Call to Order:

Mayor Goodfellow led the Pledge of Allegiance and called the meeting to order at 7:03pm.

Please see attached for SEQRA Resolution for Circle K Improvements

Resolution approving Circle K's site plans, contingent that the dumpsters are moved to the north side of the building.

Upon motion made by Mayor Goodfellow, and seconded by Deputy Mayor Ray, the foregoing resolution was put to a roll call, which resulted as follow:

Erin C. Goodfellow, Mayor	Y	
Daniel R. Ray, Deputy Mayor/Trustee	Y	
Kathy Vernay, Trustee		Y
Roxanne Oliver, Trustee	Y	
Eric Galvin, Trustee	Y	

Resolution was adopted on April 2, 2025.

Upon motion made by Deputy Mayor Ray, 2nd by Mayor Goodfellow, to open public hearing on the 2025-2026 budget at 7:10 pm. The Board asks if there's any public comment. There was none.

Use fees for 2025-2026 water and sewer. Will need to increase the sewer by \$70, and decrease the water by \$36. The sewer assessments will stay fixed, while water assessments will decrease by \$27. Accountant Chartrand reviewed the budget this past month, after the Board approved the influent pumps project, and realized some funding would need to be reduced to make the amount for the influent pumps. The screener & compactor fund reduced from \$300,000 to \$200,000. The belt conveyor fund will be reduced from \$180,000 to \$21,000. The Board asks if there is any public comment. There was none.

Most other projects remain unfazed, but sewer projects have been bumped up from \$52,000 to \$72,000 for projects like manhole sealings. Sump pump and railing funds increased from \$15,000 to \$20,000. Valve replacement fund was increased from \$40,000 to \$60,000. Lagoon air pipe and cleaner funds were increased from \$10,000 to \$20,000. The Boards asks if there is any public comment. There was none.

Upon motion made by Mayor Goodfellow, and 2nd by Trustee Oliver, to close the public hearing on the 2025-2026 Budget at 7:30 pm. All Ayes carried.

Upon motion made by Mayor Goodfellow, and 2nd by Trustee Galvin, to adopt the preliminary budget, with the changes discussed, as the new budget for 2025-2026. The foregoing motion was put to a roll call, which resulted as follow:

Erin C. Goodfellow, Mayor	Y	
Daniel R. Ray, Deputy Mayor/Trustee	Y	
Kathy Vernay, Trustee		Y
Roxanne Oliver, Trustee	Y	
Eric Galvin, Trustee	Y	

The motion for the 2025-2026 Budget was adopted April 2nd, 2025.

Motion was made by Deputy Mayor Ray, 2nd by Trustee Galvin, to approve the minutes from the March 5th, 2025. All Ayes carried.

Treasurer's Report:

Accountant Chartrand brought to the Boards attention that interest rates have remained flat over the month. Gross receipts taxes coming in March, especially National Grid, helped with putting the Village \$2,882 above budget.

Main Report: General spending is at 22% with Revenues are at 101%, Sewer Spending is at 33% with Revenues at 70%, Water Spending is at 49% with Revenues at 70%. Upon motion by Trustee Vernay, 2nd by Trustee Galvin, it was unanimous to approve the treasurer's report. All Ayes carried.

Transfer of Appropriation

A Motion was made by Trustee Oliver, 2nd by Trustee Vernay, to approve the following transfers, subject to audit. All ayes carried.

Transfer of Appropriations April 2nd, 2025

GENERAL FUND

From: A5130.1	Machinery	Personal Services	2,500.00
TOTAL			2,500.00
To: A5110.1	Street Maintenance	Personal Services	2,000.00
A5142.1	Snow Removal	Personal Services	500.00
TOTAL			2,500.00

SEWER FUND

From: G8110.4	Administration	Contractual	300.00
G8130.1	Waste Water Treatment	Personal Services	2,000.00
G8130.2	Waste Water Treatment	Equipment	20,000.00
TOTAL			22,300.00
To: G8120.1	Sanitary Sewers	Personal Services	2,000.00
G8130.4	Waste Water Treatment	Contractual Expense	20,000.00
G9060.8	Employee Benefits	Hospital & Medical Insur.	300.00
TOTAL			22,300.00

Under the advisement made by Account Chartrand, the Board agreed that since the Village paid for the water meter at Tractor Supply, until they reimburse the Village for the meter, they will not receive a Certificate of Occupancy. It was an agreement between Tractor Supply and the Village, and Tractor Supply is not abiding to that agreement.

Upon motion by Trustee Galvin, and 2nd by Mayor Goodfellow, Tractor Supply will not receive a Certificate of Occupancy until the Village is reimbursed for the meter they purchased for Tractor Supply. All Ayes carried.

MRB:

Mr. Cutter brought to the Boards attention the process and directions for the Full Environmental Assessment Form for the future waste water treatment plant improvements, anticipating new State Pollution Discharge Elimination System (SPDES), and to make repairs to a very outdated plant. This is the first step towards applying for the WIIA grant. The Board proceeded to go through the 13-page FEAF document with Mr. Cutter. Some points were changed, i.e. like the correct phone number for the Village, and adding the Meadows and Tully Elementary School as facilities that help children and the elderly and is 1500 feet from the project site.

Upon completion of the FEAF reading and review, the Board agreed to make a Resolution for the Village Board to hereby declare its intent to be designated as the lead agency for the Action and directs the Mayor to sign and date the Full EAF Part 1. Be it further resolved, that the Village Engineer (MRB) is directed to provide notice hereof to the involved and interested agencies, seeking their agreement (or objection thereto) in writing on or before noon on May 5th, 2025.

Upon motion made by Mayor Goodfellow, and seconded by Deputy Mayor Ray, the foregoing resolution was put to a roll call, which resulted as follow:

Erin C. Goodfellow, Mayor	Y	
Daniel R. Ray, Deputy Mayor/Trustee	Y	
Kathy Vernay, Trustee		Y
Roxanne Oliver, Trustee	Y	
Eric Galvin, Trustee	Y	

Resolution was adopted on April 2, 2025.

Please see attached SEQR Resolution Declaring Intent.

Public Comment:

Jon Teeter came to the Board meeting to discuss permission to use the Village access road on Village property, to gain access to his property, which was part of the Banner Farm and is land locked. Mr. Teeter is asking for an easement that would allow his tractor to travel to his property. Supervisor Hoke is worried that if citizens see Mr. Teeter using that road, that they would want access to the road too to do hunting. But giving Mr. Teeter access would not affect DPW's work with spreading. Mayor Goodfellow suggested that the Board call Attorney Courtney Hills about this situation. Attorney Hills was contacted at 8:48 pm. Attorney Hills suggested that giving Mr. Teeter easement access would burden the land forever, and would make it difficult for the Village to sell that land, if they wish to, in the future. Allowing Mr. Teeter access to his land would not affect the proposed Tully Fire Department training site. A proposed license agreement for access might be the best option, but the Board and Mr. Teeter decided to table any decision till the May board meeting.

DPW:

- Water produced at wells 2.231 million gallons-daily average 72,000 gallons
- Treated at WWTP 5.418 million gallons-daily average 170,000 gallons
- Dailey low flow 120,000 gallons
- Dailey high flow 334,000 gallons

Supervisor Mike Hoke billed Tractor Supply for the meters, and is just waiting on payment. Water wells and the booster station up on the hill by Village View Dr, Supervisor Hoke petitioned for bids, and found an outside company to come in and do a formal maintenance service on the station. That included servicing the 2 well heads, motors, and the booster pumps. Everything looks and tested great.

The DPW has 6-180 gallon tanks and the pallets that are surplus and one generator fuel tank. The Village is determining if it's scrap or surplus, since the tanks are contaminated and would not be able to hold water, and the fuel tank is just sitting around after the plant switched it out for a new one in 2018. The Village decided to count that as surplus, and to sell it on auctions international at value of \$500 and \$100 respectively, with the auction closing before the May meeting. Any leftover tanks or the fuel tank would be reclassified as scrap at the May meeting, and will be disposed of properly.

Upon a motion made by Trustee Galvin, and 2nd by Trustee Vernay, the 6-180 gallon tanks at \$500 and one generator fuel tank at \$100 will be considered surplus and will be sold at auction for the month of April, with remaining items being reclassified as scrap at the next Board meeting in May. All Ayes carried.

Side-Walk Project:

Railroad, Lincoln, and Douglas Street side walk improvement will be full swing next week. There were some delays with getting started, what with National Grid having some difficulty finding gas lines and the weather not wanting to cooperate. The project will cause some parking difficulties. Side note, at this time Deputy Mayor Ray left the meeting for a prior engagement at 9 pm.

Clean up day is proposed for May 10th, 2025.

Code Enforcement

Tractor Supply is looking at finishing construction by May 19th, 2025.

Tully Free Library will be finishing soon. It was delayed due to inclement weather.

Counsel

None

Old Business

Villager Marinich called the Village office, wondering why his land that he owns but is undeveloped, is being charged a water and sewer assessment on the Village taxes. He brought this to the Boards attention in February 2022. The Board decided then that there were some properties that were not being charged water/sewer assessments, but should because they could potentially be built upon, Marinich property being one of them. They were added to the Village taxes in 2022. Villager Marinich did not attend tonight's meeting to fight his case. Codes and the Board both determined that Marinich's property is a viable buildable property, even with the small frontage, so they will NOT remove the water/sewer assessment from his village taxes. Villager Marinich has every right to go to the Zoning Board of Appeals to fight this decision, but since the land is large enough to put a building on it, someone could get a variance and build on that property. The Board recommends that he has his lawyer combine his 2 lots into one, which will remove the water/sewer assessment charge on the property besides his house.

New Business

The WEP tour on April 16th at 4:30pm is coming up. They are restricting the amount of people going on the tour to 25 people, so Mayor Goodfellow would only be allowed to bring the DPW Supervisor and one other Trustee that wanted to attend. Supervisor Hoke agreed to go, and Trustee Vernay shows great interest.

Mayor Goodfellow proposed that Clerk Bibik be paid for the time she spent working on a side project for MRB in February 2025. Clerk Bibik appreciated the gesture, but felt that the Village didn't need to pay her for something the engineering company asked her to do.

Upon motion made by Trustee Oliver, 2nd by Trustee Galvin, the Village Board will pay Clerk Bibik for 8 hours at \$20/hour for the work she did compiling information for MRB for the WWTP Project. All Ayes carried, excluding Deputy Mayor Ray, he had left the meeting at 9 pm.

Audit Bills:

Upon motion by Trustee Vernay, 2nd by Trustee Galvin, it was unanimous to review and authorize the accountant to pay the bills, subject to audit. All Ayes carried.

Upon Motion by Trustee Vernay, 2nd by Mayor Goodfellow, to approve the bank reconciliation. All Ayes carried.

Adjournment

A Motion was made by Mayor Goodfellow, 2nd by Trustee Oliver, to adjourn at 9:31pm.

Respectfully Submitted,

Maureen Bibik
Clerk-Treasurer
Village of Tully