

**MINUTES**  
For the  
Village of Dryden  
Regular Board of Trustees Meeting  
Held on Wednesday January 18, 2023 at 7:00 PM  
Held at Neptune Hose Company

Approved Feb 15, 2023
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**MAYOR:** Michael Murphy  
**TRUSTEES PRESENT:** Trustee Wakeman via Zoom, Trustee Dickinson, Trustee Mulinos, Trustee Fisher  
**CLERK/TREASURER:** Rotha Marsh, also recording secretary  
**DEPUTY CLERK/TREASURER:** Allison Kjellander-Cantu  
**SUPERVISORS:** Assist Super- Caleb Bean, Chief Tagliavento  
**ATTORNEY:** Natalie French  
**CODE ENFORCEMENT:** Dave Sprout  
**PLANNING BOARD:** Clay Converse, Tom Sinclair, Nick Kuzmik  
**GUESTS:** Rocco Lucente, Larry Fabbroni, Dustin Brunner

The Pledge of Allegiance was recited, Mayor Murphy opened the Public Hearing at 7:02 regarding increasing the income limits to the Senior Real Property Tax Exemption. There was no one present who wished to be heard so the Public Hearing was closed at 7:02.

**Rocco Lucente presentation:**

Rocco Lucente introduced himself and his architect Larry Fabbroni. They presented the Board with a slide show presentation and answered questions regarding their proposal to build a Planned Development Area on the previous Dedrick Farm site located on the north side of town boarding on Mott Rd and North Street behind the Dollar General Store. The slide presentation showed the different phases of development that are planned including buildings, parking areas, green spaces and roads. The Mayor sent a list of questions previous to the meeting. The answers to some of them are as follows; they plan on above ground utilities, buried is too expensive, they will abide by all planning and zoning local laws as well as the fire department regulations. They will confer with the tree committee on tree plantings, and have plans in place for sidewalks. They will look into EV charging stations, numbers of parking spaces per unit, and have a traffic study done to insure the best possible entrance and exit configurations. Their plan for the first year is 48 units on Mott St. They will present this to the entire planning Board on January 30, 2023

**Privilege of the Floor:**

Mayor Murphy opened Privilege of the Floor at 8:18 p.m. and as there was no one wanting to address the Board he closed Privilege of the Floor at 8:18 p.m.

**Monthly Reports:**

Camden Group- - The Board accepted the emailed report.

Code Enforcement- Shelly Knickerbocker and Dave Sprout both attended the DPW meeting earlier and emailed the Board a monthly report that they accepted.

## **Supervisor's Reports:**

**DPW**-Caleb Bean reports that the DPW has been working on snow and ice removal when needed and when not they have been doing some trimming. They have removed all the Christmas decorations and helped move the Clerks office back downstairs. They have replaced a chlorine pump at the Lake Rd. Well house and repaired chlorine equipment at Dryden Lake Park. They did water readings and because of meter reading issues have been rereading and checking on meter problems. They have pretty much finished picking up Christmas trees.

**Police Dept.** – Chief Tagliavento handed out his report and added 2022 volume call comparison report for Groton, Cayuga Heights and Trumansburg. He informed the Board that they successfully moved the department back downstairs, all the camera equipment is in but Adirondack Cabling isn't in a hurry to install as it is now winter. He has been working with the Electrical Contractor on some of the installation of the old cameras. They have also decided that the” brains” of the new camera equipment will now be installed near the server freeing up room in the patrol room.

## **ITEMS FOR BOARD ACTION:**

### **Approve the December 21, 2022 Regular Board of Trustees meeting minutes:**

On a motion by trustee Dickinson and seconded by trustee Fisher the following was passed: Vote Murphy- Aye, Fisher- Aye, Mulinos-Aye, Dickinson- Aye

#### Resolution No. 1.18.1-2023

#### Approve the December 21, 2022 Regular Board of Trustees meeting

**Resolved**, that the Board of Trustees of the Village of Dryden hereby approves the minutes from the December 21, 2022 regular Board of Trustees meeting

### **Adopt Local Law No 001 of the year 2023 to increase the income limits to the Village of Dryden Real Property Senior Tax Exemption**

On a motion by trustee Fisher and seconded by trustee Mulinos the following was passed: Vote Murphy- Aye, Fisher- Aye, Mulinos-Aye, Dickinson- Aye

#### Resolution No. 1.18.2-2023

#### Adopt Local Law No 001 of the year 2023

#### Increase the income limits to Village of Dryden Real Property Senior Tax Exemption

**Resolved**, that the Board of Trustees of the Village of Dryden hereby adopts Local Law No 001-2023 to Increase the Village of Dryden Real Property Senior Tax Exemption

#### **LOCAL LAW 001 OF THE YEAR 2023**

#### **TO AMEND INCOME LIMITS FOR THE SENIOR CITIZENS' REAL PROPERTY PARTIAL TAX EXEMPTION LAW**

Be it enacted by the Board of Trustees of the Village of Dryden as follows:

#### **SECTION I.**

#### **PURPOSE AND INTENT.**

The State of New York has passed legislation (Bill No. A0956/S3085, Laws of 2022, Chapter 488) and the same was signed by the Governor on August 8,

2022 to increase the income limits for the Senior Citizens Exemption. As a result of that revision, the Village desires to update the income limits and schedule for Percentage of Assessed Valuation Exempt from Taxation set forth in Subsection 110202, Section 1102, Article II (“Senior Citizens’ Tax Exemption”) of the Village of Dryden Code, and the purpose of this local law is for the same.

SECTION II. AMENDMENTS.

A. Subsection 110202, Section 1102, Article II (entitled “Senior Citizens’ Tax Exemption,”) is hereby amended to read in its entirety as follows:  
**Subsection 110202.**

Pursuant to the provisions of § 467 of the RPTL, real property located in the Village owned by one or more persons, each of whom is sixty-five (65) years of age or over, or real property owned by husband and wife or by sibling, one of whom is sixty-five (65) years of age or over, or real property owned by one or more persons, some of whom qualify under § 467 of the RPTL and others of whom qualify under § 459-c of the RPTL, shall be partially exempt from taxation by the Village for the applicable taxes specified in said § 467 of the RPTL based upon the income of the owner or combined incomes of the owners. A person otherwise qualifying for such exemption shall not be denied the exemption if such person becomes sixty-five (65) years of age after the appropriate tax status date and before December 31 of the same year. For the purpose of this resolution, the term “sibling” shall mean a brother or sister, whether related through half blood, whole blood or adoption. Such partial exemption shall be to the extent set forth in the following schedule:

Annual Income of Owner or Combined Annual	Percentage Assessed Valuation Income of Owners Exempt From Taxation
p to \$35,000.00	50%
More than \$35,000.00 but less than \$36,000.00	45%
\$36,000.00 or more, but less than \$37,000.00	40%
\$37,000.00 or more, but less than \$38,000.00	35%
\$38,000.00 or more, but less than \$38,900.00	30%
\$38,900.00 or more, but less than \$39,800.00	25%
\$39,800.00 or more, but less than \$40,700.00	20%
\$40,700.00 or more, but less than \$41,600.00	15%
\$41,600.00 or more, but less than \$42,500.00	10%
\$42,500.00 or more, but less than \$43,400.00	5%

B. Subsection 110207, Section 1102, Article II is hereby amended to read in its entirety as follows:

**Subsection 110207.**

**This Section 1102 and the partial tax exemption provided for herein shall become effective immediately and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after January 1, 2023.**

SECTION III. SUPERCEDING EFFECT.

All local laws, resolutions, rules, regulations and other enactments of the Village of Dryden in conflict with the provisions of this local law are hereby superseded to the extent necessary to give this local law full force and effect.

SECTION IV. VALIDITY.

The invalidity of any provision of this local law shall not affect the validity of any other provision of this local law that can be given effect without such invalid provision.

SECTION V. EFFECTIVE DATE.

This Local Law shall be effective upon its filing in the office of the Secretary of State.

**Abstract:**

On a motion by trustee Dickinson and seconded by trustee Mulinos the following was passed:  
Vote Murphy- Aye, Fisher- Aye, Mulinos-Aye, Dickinson- Aye

Resolution No 1.18.3-2023

Abstract

**Resolved**, that the Board of Trustees of the Village of Dryden hereby approves the Abstract dated January 18, 2023 and authorizes the Mayor to sign it

**Approve the Change orders No. GC-26 & 27 presented by MRB Group for Daniel J. Lynch for \$1749.00/\$4189.00 and No EC-13 for \$1838.99**

On a motion by trustee Fisher and seconded by trustee Dickinson the following was passed: Vote Murphy- Aye, Fisher- Aye, Mulinos-Aye, Dickinson- Aye

Resolution No 1.18.4-2023

**Approve the Change order No. GC-26 presented by MRB Group for Daniel J. Lynch for \$1749.00 and No EC-13 for \$1838.99**

**Resolved**, that the Board of Trustees of the Village of Dryden hereby approves the following change orders: GC-26 increasing the contract \$1,749.000 & \$4189.00 to \$1,063,752.74 and EC-13 increasing their contract \$1838.99 to \$216,113.25 and authorize the Mayor to sign them.

**Present Proposed Local Law No. 002-2023 to allow the override of the tax cap and a set public hearing**

On a motion by trustee Dickinson and seconded by trustee Fisher the following was passed: Vote Murphy- Aye, Fisher- Aye, Mulinos-Aye, Dickinson- Aye

Resolution No 1.18.5-2023

Set a Public Hearing for

PROPOSED LOCAL LAW 002 OF THE YEAR 2023

A LOCAL LAW TO ALLOW THE OVERRIDE OF THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C

SECTION I. PURPOSE & INTENT.

It is the purpose and intent of this local law to allow, if determined necessary and/or appropriate, for the Board of Trustees of the Village of Dryden to adopt a budget for the fiscal year commencing in 2022 that requires a real property tax levy in excess of the tax levy limit as defined by General Municipal Law §3-c.

SECTION II. AUTHORITY.

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

SECTION III. TAX LEVY LIMIT OVERRIDE.

The Board of Trustees of the Village of Dryden, County of Tompkins, is hereby authorized, if determined necessary and/or appropriate, to adopt a budget for the fiscal year commencing in 2023 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

SECTION IV. SEVERABILITY.

If a court determines that any clause, sentence, paragraph, subdivision or part of this local law or the application thereof to any person, firm, or corporation or circumstance is invalid or unconstitutional, the court order or judgment shall not affect impair or invalidate the remainder of this local law but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this Local Law or in its application to the person, individual, firm, corporation or circumstance directly

involved in the controversy in which such judgment or order shall be rendered.

SECTION V. EFFECTIVE DATE.

This Local Law would take effect immediately upon filing with the Secretary of State.

Resolution No. 1.18.5-2022

Set Public Hearing for Local Law 003-2022 Tax Levy Override

**Resolved**, that the Board of Trustees of the Village of Dryden hereby sets a Public Hearing for February 15, 2023 at 7:00 pm on proposed Local Law 002-2023 allowing for the override of the Tax Levy for the fiscal year 2023/2024

**Set a Working Budget Board of Trustees meeting for the 2023/2024 year**

On a motion by trustee Fisher and seconded by trustee Mulinos the following was passed: Vote Murphy- Aye, Fisher- Aye, Mulinos-Aye, Dickinson- Aye

Resolution No 1.18.6-2023

Set a Working Budget Board of Trustees meeting for the 2023/2024 year

**Resolved**, that the Board of Trustees of the Village of Dryden hereby sets February 27, 2023 at 6p.m. for a working budget meeting.

**Approve the proposed contract with Fire Detection Systems for monitoring and inspections**

Tabled waiting on Attorney approval

**Approve and authorize the Mayor to sign the following Proclamation for Mary Kirkwyland**

On a motion by trustee Mulinos and seconded by trustee Fisher the following was passed: Vote Murphy- Aye, Fisher- Aye, Mulinos-Aye, Dickinson- Aye

Resolution No 1.18-7-2023

Proclamation for Mary Kirkwyland

**Resolved**, that the Board of Trustees of the Village of Dryden hereby approves the following proclamation:

*Proclamation*

*Honoring*

*Mary Kirkwyland*

*For her service and dedication to the  
Village of Dryden*

*WHEREAS, Mary Kirkwyland, a friend and Resident of the Village of Dryden passed away on January 8<sup>th</sup>, 2023, and*

*WHEREAS, Mary served the Dryden community as the creator, administrator and exceptional volunteer of the "Dryden Beautification Brigade", the "Open Gate Garden tours", co- creator of "Soaring to new Heights "bringing Art to the Village, the reason the Village of Dryden is a "Tree City" was instrumental in starting the "Dryden Community Café" and the "Dryden Business Association" plus so much more, and*

*WHEREAS, Mary's dedication to her community and surrounding communities, shall serve as an inspiration. The residents of Dryden are truly saddened by the loss of a friend and dedicated resident, and*

*NOW THEREFORE BE IT RESOLVED, Board of Trustees on behalf of the residents, employees and friends of the Village, that the members thereof express their sympathy and sincere condolences to the family of Mary and*

*BE IT FURTHER RESOLVED, that the Clerk of this Board forward a copy of this resolution to her family.*

**Move to Executive Session to discuss Possible Litigation**

On a motion by trustee Fisher and seconded by trustee Dickinson the following was passed: Vote Murphy- Aye, Fisher- Aye, Mulinos-Aye, Dickinson- Aye

**Resolution No 1.18-8-2023**

**Executive Session to discuss Possible Litigation**

**Resolved**, that the Board of Trustees of the Village of Dryden hereby moves to Executive Session to discuss possible litigation at 9:06pm to reconvene.

The Board reconvened at 9:21pm

**ITEMS FOR BOARD DISCUSSION**

Updating Fee schedule- Trustee Fisher is working on this with the Clerk/Treasurer and Code Enforcement

Short term rentals- Mayor Murphy is working on this with the village attorney

Goodrich Way property Trustee Wakeman no report

Camera update- The cameras are all in and will be scheduled soon

Safe Streets and Roads updates- Trustee Mulinos no report

Barton & Loguidice- Bridge NY grant application has been submitted.

**Adjourn:**

On a motion by trustee Dickinson and seconded by trustee Fisher the following was passed: Vote Murphy- Aye, Wakeman-Aye, Fisher- Aye, Mulinos-Aye, Dickinson- Aye

**Resolution No. 1.18.9-2022**

**Adjourn**

**Resolved**, that the Board of Trustees of the Village of Dryden hereby adjourns at 9:47 pm