

REGULAR MEETING & SPECIAL MEETING (PUBLIC HEARING)
WOLCOTT TOWN BOARD - JANUARY 15, 2013

A regular and special meeting (Public Hearing) of the Wolcott Town Board was held Tues., Jan. 15, 2013, at 6:00 PM at the Wolcott Town Hall with the following people present:

PRESENT - Supervisor - Kim Park
Councilman - Dallas Youngman
Councilman - Jeffrey Keller
Councilman - Adam Ellis
Councilman - Henry Felker

OTHERS PRESENT - Dawn Krul, Town Clerk; Amber Roberts, Assessor/ Bookkeeper; Donald Camp, Code Enforcement Officer; Scott Maybe, Highway Supt.; Donald Dates, Highway Dept; Marty Aman, Wayne County Water & Sewer Authority; Dave Doyle, MRB Group; Gerald Payne, 102 Hiram Ave., Liverpool; Tom Agnello, 13895 Ingersoll Lane, Sterling; Tom Guyette, West Bay Rd., Sterling; Mark Podlesh, 9500 Ingersoll Drive, Sterling; Chris Loveless, 11700 Tompkins Pt. Rd., Wolcott.

Copies presented to the Town Board:

1. Minutes of December 18, 2012 (Regular Meeting)
2. Minutes of January 8, 2013 (Close-out & Organizational Mtg.)
3. General Fund Claims (Unaudited)
4. Highway Fund Claims (Unaudited)
5. Waters/Red Creek RD WD (Unaudited)
6. Port Bay WD (Unaudited)

The Supervisor's, Town Clerk's, Justices, Code Enforcement Offi-cer's, and Highway Supt's reports were presented to the Town Board.

Supervisor Park called the meeting to order at 6:00 PM.

Pledge of Allegiance -

OPEN PUBLIC HEARING - Blind Sodus Bay Sanitary Sewer District

The Town Clerk read the notice of Public Hearing and showed proof of publication.

The Supervisor declared the Public Hearing open at 6:05 PM and asked for any questions or comments from the floor regarding the BSB Sewer District and to state their name and address for the record.

Tom Agnello questioned the determination of units for this district. Gerald Payne also questioned the determination of units for seasonal properties as opposed to year-round properties.

CLOSE PUBLIC HEARING -

There being no further questions or comments, a motion was made by Kim Park, seconded by Dallas Youngman, to close the Public Hearing at 6:08 PM. VOTE - AYES 5 NAYS 0.

Supervisor Park then commented on the surveys that were sent out regarding the sewer district. She said the returned surveys showed 2-to-1 in favor of the district. She also discussed the financing available for the project. Dave Doyle and Marty Aman also spoke to their expertise and fielded some of the questions and comments from the attending public.

RESOLUTION #02-13 FINAL ORDER OF TOWN BOARD ESTABLISHING BLIND SODUS BAY SANITARY SEWER DISTRICT -

The following resolution was presented by Kim Park, moved by Dallas Youngman, seconded by Adam Ellis,

In the Matter of the Establishment of the Blind Sodus Bay Sanitary Sewer District in the

Town of Wolcott, County of Wayne, State of New York

A resolution having been duly adopted by the Town Board of the Town of Wolcott directing the Town Engineer to supervise the preparation of a map, plan and report for providing facilities, improvements or services in a portion of the Town of Wolcott, wherein a sanitary sewer district, hereinafter described, was proposed to be established, and said map, plan and report having duly been filed in the office of the Town Clerk on December 18, 2012, and an order having been duly adopted by said Town Board on December 18, 2012, reciting the description of the boundaries of the proposed district, the maximum amount proposed to be expended for the improvement, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection, and specifying that said Town Board shall meet at the Town Hall, located at 6070 Lake Avenue, Wolcott, Wayne County, New York, on January 15, 2013, for the purpose of conducting a public hearing on such proposal to establish the sanitary sewer district with the specified improvements and to hear all persons interested in the subject thereof concerning the same, and a hearing having been duly held by said Board at such time and place, and it having been duly resolved and determined following such hearing that the notice of hearing was published and posted as required by law and otherwise sufficient, that all the property and property owners within the proposed district were benefited thereby, that all property and property owners benefited were included within the limits of the proposed district, and that it was in the public interest to grant in whole the relief sought, it is hereby

RESOLUTION - (cont'd)

ORDERED, that the establishment of the proposed district as set forth in said map, plan and report be approved; that the improvements herein mentioned be

constructed by the Petitioner; and such district shall be known and designated as "Blind Sodus Bay Sanitary Sewer District of the Town of Wolcott" and shall be bounded and de-scribed as set forth in Exhibit "A" attached hereto and made a part hereof; and be it further

ORDERED, that the following improvements in said district be constructed upon the required funds being available or provided for a sanitary sewer system to service approximately 145 residential units and five units associated with a campground; and it is further

ORDERED, that the project will be funded as set forth in the map plan and report and as set forth in the Order for Public Hearing dated December 18, 2012; and it is further

RESOLVED, that this order is subject to a permissive referendum as provided in Section 209-e of the Town Law.

On Roll Call Vote: Park "YES", Youngman "YES", Keller "YES",

Ellis "YES", Felker "YES"

Dated: January 15, 2013

Supervisor

Councilman

Councilman

Councilman

Councilman

SPECIAL PERMIT REQUEST - Robert Moon
8207 Starling Rd.
Wolcott, NY 14590

Code Enforcement Officer, Don Camp, presented Special Permit Request #3-2012, which was brought before the Town Board November 20 2012, at which time a negative impact was declared on the environ-ment and signed by the Supervisor. Then it was taken to the County Planning Board for review and brought back to our Planning Board on January 7, 2013. Request regarding Town of Wolcott Local Law #1-2000 Section 502-C, to add dormers to the roof of his cottage in a water-front district.

Don stated the County and Local Planning Boards approved the re-quest and the neighbors that responded didn't have a problem with Mr. Moon's request either.

SPECIAL PERMIT REQUEST - (cont'd)

There being no objections from the Town Board, the following resolution was presented by Kim Park, moved by Adam Ellis, seconded by Henry Felker "Be it RESOLVED that the Wolcott Town Board approve the request of Robert Moon and the recommendation of the Planning Board to the Town Board."

VOTE - AYES 5 NAYS 0 .

GENERAL BUSINESS -

GENERAL CORRESPONDENCE -

1. Packet from the Association of Towns of the State of New York announcing their 2013 Training School and Annual Meeting in New York City on February 17-20, 2013.
2. Two Letters from NYS Department of Transportation stating they would investigate our recent requests for lower speed limits on Blind Sodus Bay Road and Brown Road.
3. Letter from NYS Department of Health re community water sup-ply 2013 sampling requirements.

A motion was made by Kim Park, seconded by Adam Ellis, to accept the minutes of December 18, 2012, January 8, 2013, general correspondence and departmental reports. VOTE - AYES 5 NAYS 0.

ABSTRACT OF CLAIMS -

GENERAL ACCOUNT - Claims #1 thru #36 - total - \$17,443.00

HIGHWAY ACCOUNT - DA Townwide & DB Outside - total - \$25,277.23

WATERS/RED CREEK RD WD - Claim #1 - total - \$600.00

PORT BAY WD - Claims #1 thru #4 - total - \$8,866.03

A resolution was presented by Kim Park, moved by Adam Ellis, seconded by Jeff Keller "Be it RESOLVED to pay General, Highway, Waters/Red Creek Road and Port Bay Water Districts claims as pre-sented." VOTE - AYES 5 NAYS 0.

ASSESSOR/BOOKKEEPER - Amber Roberts

Assessor -

1. Amber commented on the number of calls they get regarding the "Senior Citizens Statement" on the bottom of the tax bills which says if 65 or over, you may be eligible for an exemption. It does not state that it's a low income exemption so not everyone is eligi-ble for it. Their office automatically applies the exemption for any senior citizen that qualifies.

ASSESSOR/BOOKKEEPER - (cont'd)

2. Amber bought a new computer but it is having compatibility issues with our network. Hopefully these

will be resolved soon.

Bookkeeper -

1. Amber is still working on our W2's and 1099's due to the issues with her new computer.

HIGHWAY - Scott Maybe

1. Scott handed Kim another check from the scrap metal from the basement.

2. Wayne County Highway Department contacted Scott to tell him they are making a list of bridges in need of repair throughout the County and said they would put the Eades Road Bridge on the list. Discussion.

3. Kim commented that the RPZ valve at the highway department is finally inside the building after two years.

CODE ENFORCEMENT OFFICER - Don Camp

1. Don will place an ad in the paper regarding the vacancy on the Planning Board tomorrow.

2. Don thanked the Town Clerk and her Deputy for stuffing the tax bills with a notice from him on permit requirements.

3. Don thanked Councilman Keller for bringing things up to code at the Town Hall.

4. Don said he will be attending a conference in March and this year we will be paying for the class itself and Butler will reim-burse him for mileage.

5. Don received an email from Emergency Management regarding a day-long public officials conference that he will be attending on January 30th.

6. Don met with Chris Loveless and Dan Tatum to get their recommendations on replacing the front steps. Dan submitted three different proposals and they all agreed that putting in solid steps as opposed to pre-cast ones would be the best way to go. Discussion.

7. Don stated there were two environmental forms needing to be discussed by the Town Board and signed by the Supervisor.

RESOLUTION #3-13 AUTHORIZING THE SUPERVISOR TO SIGN
NEGATIVE
DECLARATION FOR A SHORT ENVIRONMENTAL QUALITY REVIEW (SEQR)
FORM FOR
CHRIS LOVELESS -

The following resolution was presented by Kim Park,
moved by Dallas Youngman, seconded by Jeff Keller,

WHEREAS, Chris Loveless has requested to construct a
13' x 27' addition off the northside of his garage located
at 11700 Tompkins Pt. Rd. in a waterfront area; and

RESOLUTION - (cont'd)

WHEREAS, our Local Law #1-2000 requires a special
permit to ex-pand in a waterfront area; and

WHEREAS, the Town Board sees value in the project and
sees no negative impact environmentally;

NOW, THEREFORE, BE IT RESOLVED, the Town Board
authorizes the
Supervisor to sign a negative declaration for said project.

VOTE - AYES 5 NAYS 0 .

RESOLUTION #4-13 AUTHORIZING THE SUPERVISOR TO SIGN
NEGATIVE
DECLARATION FOR A SHORT ENVIRONMENTAL QUALITY REVIEW (SEQR)
FORM FOR
CHRIS LOVELESS ACTING ON BEHALF OF JOHN OLORI -

The following resolution was presented by Kim Park,
moved by Dallas Youngman, seconded by Henry Felker,

WHEREAS, John Olori has requested to construct an
unattached
one-story garage, expand his cottage and tear down and
rebuild a new boathouse at 7810 South Maple St. in a
waterfront area; and

WHEREAS, our Local Law #1-2000 requires a special
permit to ex-pand in a waterfront area; and

WHEREAS, the Town Board sees value in the project and sees no negative impact environmentally;

NOW, THEREFORE, BE IT RESOLVED, the Town Board authorizes the Supervisor to sign a negative declaration for said project.

VOTE - AYES 5 NAYS 0 .

TOWN CLERK - Dawn Krul

1. The Town Clerk reported taxes are coming in steadily.

SUPERVISOR - Kim Park

1. Blind Sodus Bay Sewer Project RD Final Application

-
RESOLUTION #5-13 AUTHORIZING THE SUPERVISOR TO SIGN PROPOSAL FOR SERVICES WITH STUART BROWN ASSOCIATES FOR BLIND SODUS BAY SEWER PROJECT RURAL DEVELOPMENT FINAL APPLICATION -

The following resolution was presented by Kim Park, moved by Dallas Youngman, seconded by Jeff Keller,

WHEREAS, the Department of Environmental Conservation and the Department of Health have recommended the sewerage of Blind Sodus Bay due to water quality issues; and

WHEREAS, Blind Sodus Bay has been on the 303D list for impaired water bodies; and

RESOLUTION - (cont'd)

WHEREAS, an overwhelming majority of bay residents are in favor of a sewer district;

NOW, THEREFORE, BE IT RESOLVED, the Supervisor is authorized to sign a proposal for services with Stuart Brown Associates for final Rural Development application for a

cost of \$2,000.00

VOTE - AYES 5 NAYS 0 .

2. Proposal for services for SERP Environmental Review -

RESOLUTION #6-13 AUTHORIZING THE SUPERVISOR TO SIGN PROPOSAL FOR SERVICES WITH STUART BROWN ASSOCIATES FOR SERP ENVIRONMENTAL REVIEW FOR CLEAN WATER STATE REVOLVING FUND (CWSRF) APPLICATION FOR BLIND SODUS BAY SEWER PROJECT -

The following resolution was presented by Kim Park, moved by Dallas Youngman, seconded by Adam Ellis,

WHEREAS, the NYS Environmental Facilities Corp has issued a hard ship determination for said project and has invited the Town to sub-mit a full CWSRF application; and

WHEREAS, an environmental review in accordance with the State Environmental Review Process (SERP) is required which differs from the standard SEQOR process; and

WHEREAS, Stuart Brown Associates has information and documenta-tion on hand for such application specific to the Town;

NOW, THEREFORE, BE IT RESOLVED, the Supervisor is authorized to sign agreement with Stuart Brown Associates for said SERP applica-tion at a reduced cost of \$1,700.00.

VOTE - AYES 5 NAYS 0 .

3. Contract with Chris Loveless for roof over condensor -

RESOLUTION #7-13 AUTHORIZING THE SUPERVISOR TO SIGN CONTRACT WITH CHRIS LOVELESS CONSTRUCTION FOR ROOF OVER AC CONDENSOR -

The following resolution was presented by Kim Park, moved by Dallas Youngman, seconded by Adam Ellis,

WHEREAS, a structure is needed over the AC condensor

unit for snow/ice weather conditions to preserve the unit and protect from damage; and

WHEREAS, Chris Loveless Construction has provided such a quote reasonable to the Town Board; and

WHEREAS, the need is immediate;

NOW, THEREFORE, BE IT RESOLVED, to contract with Chris Loveless Construction for \$1,120.00 for building of structure.

VOTE - AYES 5 NAYS 0 .

SUPERVISOR - (cont'd)

4. Contract with Chris Loveless for demolition of front steps.

RESOLUTION #8-13 AUTHORIZING THE SUPERVISOR TO SIGN PROPOSAL WITH CHRIS LOVELESS CONSTRUCTION FOR DEMOLITION OF FRONT STEPS -

The following resolution was presented by Kim Park, moved by Dallas Youngman, seconded by Jeff Keller,

WHEREAS, the steps to the front entrance of the Town Hall are in need of repair; and

WHEREAS, the steps must be demolished and new steps and hand-rails installed for the safety of those entering and exiting the building; and

WHEREAS, the Town received a quote from Chris Loveless Construction for demolition of said steps acceptable to the Town Board;

NOW, THEREFORE, BE IT RESOLVED, the Town Board authorizes the Supervisor to sign a proposal with Chris Loveless Construction for step demolition for a cost of \$2,175.00.

VOTE - AYES 5 NAYS 0 .

5. Contract with Dan Tatum to construct new front

steps.

RESOLUTION #9-13 AUTHORIZING THE SUPERVISOR TO SIGN
PROPOSAL
WITH DAN TATUM FOR CONSTRUCTION OF NEW FRONT STEPS -

The following resolution was presented by Kim Park,
moved by Dallas Youngman, seconded by Henry Felker,

WHEREAS, the front steps to the Town Hall are in need
of re-placement; and

WHEREAS, said replacement is necessary for safety of
all those entering and exiting the building; and

WHEREAS, the Town Board received the best value
proposal from
Dan Tatum for such construction;

NOW, THEREFORE, BE IT RESOLVED, the Supervisor is
authorized to sign a proposal for construction of new front
steps with Dan Tatum
at a cost not to exceed \$3,350.00.

VOTE - AYES 5 NAYS 0.

6. Kim handed out copies of a policy she has written
regarding privilege of the floor. Discussion.

7. Kim mentioned our town attorney is looking at the
hydro-fracking moratorium the Board had briefly discussed
at last month's meeting. This will be revisited next
month.

8. Kim feels there may be other policies we may need
to have in place. She named some areas these policies might
pertain to.

SUPERVISOR - (cont'd)

9. Kim updated the Board on the progress of the new
furnace in the courtroom area. It should be finished soon.

10. Amber asked the Board to think about establishing
a policy

on determining units for water and/or sewer districts.
Discussion.

The next regular meeting of the Wolcott Town Board will
be held Feb. 19, 2013, at 6:00 PM at the Town Hall.

A motion was made by Dallas Youngman, seconded by Henry
Felker, to adjourn the meeting at 7:05 PM.

submitted,

Respectfully

Dawn M. Krul,
Town Clerk

