

REGULAR MEETING - WOLCOTT TOWN BOARD - September
17, 2019

A regular meeting of the Wolcott Town Board was held Tues., Sept. 17, 2019, at 6:00 PM at the Town Hall with the following people pre-sent:

PRESENT - Supervisor - Lynn Chatfield
Councilman - Adam Ellis, Jr.
Councilman - Daniel Youngman
Councilman - Zachary Decker
Councilwoman - Lori Furguson

OTHERS PRESENT - Jessica Freer, Dep. Town Clerk; Amber Roberts, Assessor/ Supervisor's Clerk; Don Camp, Code Enforcement Officer; Jack Whitaker, 6300 Wadsworth Rd., Wolcott; Robert Milliman, Wolcott; Shirley VanAmburg, 6450 Waters Rd., Red Creek; Allan Gow, Times of Wayne County; Ronald Lancy, 11972 Cottage Rd.#1, Wolcott; Steven Nicklus and Michelle Nicklus, 13493 Mixer Rd., Red Creek; Debra Sahm, 7630 Brown Rd., Wolcott.

Copies presented to the Town Board:

1. Minutes of August 20, 2019 (Regular Meeting)
2. General Fund Claims (Unaudited)
3. Highway Fund Claims (Unaudited)
4. CDBG Community Development Block Grant Claim (Unaudited)
5. Port Bay SD Fund Claims (Unaudited)

The Supervisor's, Town Clerk's, Justices, Code Enforcement Offi-cer's, Animal Control Officer's and Highway Supt's reports were pre-sented to the Town Board.

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

Pledge of Allegiance -

GENERAL BUSINESS -

GENERAL CORRESPONDENCE -

1. Letter from DEC stating a Notice of Violation regarding the Town.

2. Letter from the Village of Wolcott thanking the Town for helping haul material.

3. Notice of Orders from NYS Department of Transportation, Traffic, and Safety.

4. Letter from Wayne County Treasurer regarding the County will not pay over to Towns and Villages non tax sums, such as property maintenance, ect., unless the sums are mandatory such as sewer and water re-levy's.

5. Letter from ISO regarding the recent survey Don Camp had done.

GENERAL CORRESPONDENCE - (cont'd)

A motion was made by Adam Ellis, seconded by Zach Decker, to accept the minutes of August 20, 2019, general correspondence and departmental reports.

VOTE - AYES 5 NAYS 0.

ABSTRACT OF CLAIMS -

GENERAL ACCOUNT - Claims #306 thru #327 - total - \$4,658.86

HIGHWAY ACCOUNT - DA Townwide & DB Outside - total - \$6,719.28

CDBG ACCOUNT - Claims #9 thru #10 - total - \$4,078.15

PORT BAY SD - Claims #47 thru #51 - total -
\$267,867.12

A resolution was presented by Zach Decker,
moved by Lori Furguson, seconded by Dan Youngman
"Be it RESOLVED to pay General, Highway, CDBG and
Port Bay Sewer District account claims as
presented."

VOTE - AYES 5 NAYS 0.

ASSESSOR/SUPERVISOR'S CLERK - Amber Roberts

1. Amber stated she has one small claims
hearing pending but has heard from the hearing
officer they might cancel. She has not heard
anything since.

2. The August 2019 General abstract needs to be
amended removing Fingerlakes Security System bill.

RESOLUTION #35-19 AMENDING AUGUST 2019 GENERAL
ABSTRACT DUE TO SERVICE BEING CANCELLED -

The following resolution was presented by Dan
Youngman, moved by Zach Decker, seconded by Lori
Furguson,

WHEREAS, the General abstract for August 2019
contained an invoice for Fingerlakes Security
System in the amount of \$195.00, the bill is a
monitoring fee for the Town Hall from July through
December 2019; and

WHEREAS, the Town has since cancelled the
monitoring service from Fingerlakes Security
System; and

WHEREAS, the Town will be receiving a prorated
bill from Fingerlakes Security System for the time
used before cancellation; and

NOW, THEREFORE, BE IT RESOLVED, to amend the

August 2019 General abstract by deducting \$195.00 for a corrected total of \$34,071.58.

VOTE - AYES 5 NAYS 0.

ASSESSOR/SUPERVISOR'S CLERK - (cont'd)

3. Transfer of Funds \$17,500.00 from Highway Checking to Highway Road Improvement CD

RESOLUTION #36-19 AUTHORIZING THE TRANSFER OF \$17,500.00 FROM HIGHWAY CHECKING ACCOUNT TO HIGHWAY CAPITAL ROAD IMPROVMENT CD -

the following resolution was presented by Lori Furguson, moved by Dan Youngman, seconded by Zach Decker,

WHEREAS, there was money allocated in the budget to be put in the CD; and

WHEREAS, there are different renewal dates on the CD and the funds cannot all be transferred at once;

NOW, THEREFORE, BE IT RESOLVED, to transfer \$17,500.00 from the Highway checking account to the Highway Capital Road Improvement CD.

VOTE AYES 5 NAYS 0.

HIGHWAY - Scott Maybe (absent)

CODE ENFORCEMENT OFFICER - Don Camp

1. Don brought up the need to have a secretary for the Board of Appeals, Don stated Lynn Pritchard might be interested in the position. Lori stated she will speak to Lynn about the position.

2. Don had two special request permits to be finalized.

SPECIAL PERMIT REQUEST - Steven Nicklus
13493 Mixer Road

Red Creek NY, 13143
Tax Map #77120-00-

677231

Code Enforcement Officer, Don Camp, presented Special Permit Re-quest #4-2019, which was brought before the Town Board August 20, 2019 at which time a negative impact was declared on the environment and signed by the Supervisor.

Request regarding Town of Wolcott Local Law #1-2000 Section 601-C(1), any mobile home, new or replacement, installed or relocated within the Town of Wolcott shall be less than 10 years old. Steven wanted to move a 1991 Single Wide mobile home onto the existing pad.

The permit was brought before the Board of Appeals, and they voted unanimously to approve the permit, the Board had the recommendation that Steven clean up his property. The County Planning Board responded that this was a local matter.

There being no further discussion, the following resolution was presented by Zach Decker, moved by Lori Furguson, seconded by Dan Youngman, "Be it RESOLVED that the Wolcott Town Board approve the request of Steven Nicklus and the recommendation of the local Board of Appeals to the Town Board."

VOTE - AYES 5 NAYS 0.

CODE ENFORCEMENT OFFICER - (cont'd)

SPECIAL PERMIT REQUEST - Joseph Roxstrom
6414 Waters Road
Red Creek, NY 13143
Tax Map #77117-00-

748805

Code Enforcement Officer, Don Camp, presented Special Permit Re-quest #3-2019, which was brought before the Town Board May 21, 2019, at which time a negative impact was declared on the

environment and signed by the Supervisor.

Request regarding Town of Wolcott Local Law #1-2000 Section 601-C(1), any mobile home, new or replacement, installed or relocated within the Town of Wolcott shall be less than 10 years old. Don has brought talked about Joseph's property over the last few Board Meetings and was asked by the Board for him to clean up his property. As the Town Board has the authority to make the final determination, Don was bringing this back before them to make their decision. Discussion.

There being no further discussion, the following resolution was presented by Lori Furguson, moved by Zach Decker, seconded by Dan Youngman, "Be it RESOLVED that the Wolcott Town Board denies the request of Joseph Roxstrom due to him not cleaning up his property as requested by the Town Board."

VOTE - AYES 5 NAYS 0.

4. Don received the ISO report back, he received a 4 score.

5. Don received a mailing from Mark Podlesh who owns property at the end of Ingersoll Drive. Don stated that on November 8, 2010 Mark went before the Planning Board with a proposed sub-division, Mark was dividing a portion of his sub-division into three parcels, it also states the buyer of those parcels will need a special permit to place a dwelling on any of those parcels less than 1 acre. Don received a \$100.00 check from Mark and a building application to put a one family dwelling on the property. Amber said she remembers this meeting as it was only a preliminary one. Amber said it was sub-divided but only recently, she just received it in the mail from the County. Don said now that he has updated information from Amber he can proceed with a special permit. Discussion.

DEPUTY TOWN CLERK - Jessica Freer, Dep.

1. Jessica stated the clerk's office was notified of a new law going into effect stating New York State was waiving the state marriage license fees for active duty military. Jessica said the fee for a marriage license is \$40.00; the state is sent \$22.50 per license while the town keeps \$17.50 per license. The law also stated that towns and/or cities could waive their portion of the fee if they so choose. The Town Board decided they would like to provide this to full-time active duty members of the Armed forces as well.

DEPUTY TOWN CLERK - (cont'd)

RESOLUTION #37-19 WAIVING OF MARRIAGE LICENSE FEES FOR ACTIVE MILITARY -

The following resolution was presented by Zach Decker, moved by Dan Youngman, seconded by Lori Furguson,

WHEREAS, our freedoms are protected by the men and women in our military, and are free to live our lives as we choose because of the security provided by our military and more specifically, the young men and women who are actively serving; and

WHEREAS, their commitment to our nation and the communities we live in is something we should all be grateful for; and

WHEREAS, this bill simply says thank you to any man or woman actively serving and wishing to get married in New York State. It waives the state portion of the marriage license fees for young men and women who are actively serving in our military while providing local governments the option to do the same. It is but a small gesture to show our gratitude and thanks for the service of members of our country's armed forces.

THEREFORE, EFFECTIVE IMMEDIATELY, the Town

Board of the Town of Wolcott elects to adopt the Amended §§14-a & 15, Dated 8/20/2019, Domestic Relations Law (Eff. Date 8/20/2019), which waives the state fee for marriage licenses when either party making application for such marriage license is a member of the United States Armed Forces on active duty, and waives the town fees for marriage licenses when either applicant is a member of the United States Armed forces on active duty.

VOTE - AYES 5 NAYS 0.

2. The clerks office received an email from the New York State Gaming Commission regarding the Magee Volunteer Fire Department requesting authorization to sell raffle tickets within the Town. The Town would have to say "no" within 10 days of receiving the email if we did not approve, also if we did not respond within 10 days it's an automatic "yes". The Board decided to not respond and have it be an automatic "yes".

3. The Town Hall will be closed on Oct. 14 for Columbus Day.

4. Jessica said Hunting licenses are still being sold at the clerk's office.

SUPERVISOR - Lynn Chatfield

OLD BUSINESS -

1. Land Use Code - Lynn said he has spoken with Jeff Keller and Scott Gregg to ask if they would be interested in helping, they both said they would.

OLD BUSINESS - (cont'd)

2. Security System - Nothing being done at the moment.

3. Blind Sodus Bay Water District - Not

happening anytime soon.

4. Brown/Wadsworth Road Water District - Lynn stated we are waiting for the Department of Health's approval.

5. Port Bay Sewer District - Lynn said there was a meeting recently with the Village of Wolcott regarding the maintenance of the pump station. There is an agreement stating the Village will not be responsible for maintenance; the Village attorney wanted a paragraph inserted in the agreement before signing. There was a concern that the agreement did not state that Wayne County Water & Sewer Authority would be doing the maintenance not the Town. Discussion. Lynn will talk to Marty Aman.

6. Blind Sodus Bay Road CDBG - Lynn spoke briefly about the project and funding for the project.

RESOLUTION #38-19 AWARDING LAKE ONTARIO
SHORELINE REPAIR PROJECT CONTRACT TO MARTIN'S
CUSTOM TIDESIDES -

The following resolution was presented by Adam Ellis, moved by Lori Furguson, seconded by Zach Decker,

WHEREAS, the Town of Wolcott plans to construct Slope Stabilization Improvements, generally consisting of a full height gabion wall along approximately 190 LF of shoreline on Lake Ontario at the north end of Blind Sodus Bay Road; and

WHEREAS, NYS Homes and Community Renewal has approved Community Development Block Grant (CDBG) funding for the Slope Stabilization Improvements under the following designation: NYS CDBG Project #1268IT224-17; and

WHEREAS, the Town Board received three bids for construction of the Slope Stabilization Improvements on September 5, 2019; and

WHEREAS, the low bidder is Martin's Custom Tidesides ("Martin's"), 550 Fisher Road, Newark, NY 14513, with a Total Base Bid - Alternative #1 of \$890,000.00; and

WHEREAS, based on MRB's review of Martin's bid and follow up discussion with Martin's, it appears that Martin's bid included all required documentation and that Martin's is qualified to complete the project; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Wolcott hereby awards the construction contract for construction of the Slope Stabilization Improvements to Martin's and authorizes the Town Supervisor to execute the Notice of Award and formal Construction Agreement.

VOTE - AYES 5 NAYS 0.

OLD BUSINESS - (cont'd)

7. Sexual Harassment Training - The training was held on September 11, 2019. Lynn is trying to see if the ones who didn't go could take it online. Lori asked if employees/residents that have taken the training elsewhere needed to take it again. Lynn is waiting to hear back from the State.

8. Website Upgrade - Still in the works with Jessica.

9. Fall Cleanup/Electronics Recycling - Saturday the 21st of September is electronics recycling.

10. Building Maintenance - Weeds at the back of the building were done by Gary. Lynn will look around for residents who power wash to take care of appearance and bee problem. Lynn has tried contacting someone to fix the soffit. Someone from the Highway department will come take care of the

shrubs.

- Basement stairwell light
- Floor in basement in front of elevator
- Bees on back of building
- Power washing building
- Soffit on side of building
- Shrubs trimmed in front of building

NEW BUSINESS -

1. Lynn said the State Audit has started for the Town. Amber said all departments of the Town are being audited. The financials as well as policies and procedures are being looked at wholly and completely.

2. 2020 Budget - Amber spoke about the 2020 Budget, she discussed revisions that happened in the budget. Amber said residents in the Port Bay Sewer District will now be charged a full debt service on the 2020 Town and County taxes. Amber also showed the Board the future plan for Capital Equipment that she had previously discussed with Lynn and Zach. Mary Anne McConkey briefly addressed the Board about her requested increase in salary, she told the Board some of her job duties as well as new job duties she will have to do including a retiring and a new justice being elected, a new JCAP grant, training she will have to do and new marijuana law changes. The Board decided to schedule a Budget Workshop for October 1, 2019 at 6pm.

3. JCAP Resolution -

RESOLUTION #39-19 AUTHORIZING THE JUSTICES TO APPLY FOR A GRANT FROM THE NYS JUSTICE COURT ASSISTANCE PROGRAM -

At a regular meeting of the Wolcott Town Board

held Tues., Sept. 17, 2019, at 6 PM at the Town Hall the following resolution was pre-sented by Zach Decker, moved by Lori Furguson, seconded by Dan Youngman,

RESOLUTION - (cont'd)

WHEREAS, the state has monies available for distribution through the Justice Court Assistance Program; and

WHEREAS, the Town of Wolcott Justices would like to have a built-in desk made and installed in the Court Clerk's office, remodel and furnish a small room to accommodate conferences/jury deliberations, as well as purchasing necessary items needed for the courtrooms; and

WHEREAS, the Justices need funds to upgrade and/or purchase the aforementioned items;

NOW, THEREFORE, BE IT RESOLVED, to authorize the Town of Wolcott Justices to apply for grant monies available through the Justice Court Assistance Program for said needs.

VOTE - AYES 5 NAYS 0 .

4. Board of Appeals Vacancy - Bob Milliman has shown interest in filling the vacancy for Bud Skelly. A motion was made by Zach Decker, seconded by Lori Furguson, to approve the appointment of Robert Milliman as a member of the Board of Appeals to fill the vacancy through September 30, 2020.

VOTE - AYES 5 NAYS 0 .

A Budget Workshop will be held Oct. 1, 2019 at 6:00 PM and the next regular meeting of the Wolcott Town Board will be held Oct. 15, 2019, at 6:00 PM at the Town Hall.

A motion was made by Zach Decker, seconded by Lori Furguson, to adjourn the meeting at 6:48 PM.

Respectfully submitted,

Freer

Town Clerk

Jessica

Deputy

