

REGULAR MEETING
WOLCOTT TOWN BOARD – SEPTEMBER 19, 2023

A regular meeting of the Wolcott Town Board was held Tuesday, September 19, 2023, at 6:00 PM at the Town Hall with the following people present:

PRESENT - Supervisor - Lynn Chatfield
Councilman - Adam Ellis, Jr.
Councilman - Daniel Youngman
Councilman – Jorden Brown
Councilwoman – Julie Aldrich

OTHERS PRESENT - Amber Roberts, Assessor/Supervisor's Clerk; Ray Hauss, Code Enforcement Officer; Zach Decker, Highway Superintendent; Chris Bauer, Deputy Highway Superintendent; Jack Whitaker, Wolcott; Ronald Lancy, Wolcott; Matt Collins, Wolcott; Jeff Morgia, Wolcott; Lori Ferguson, Wolcott.

The Town Clerk was absent, Karli Starczewski will be taking the meeting minutes for the Board.

Copies presented to the Town Board:

1. Minutes of August 15, 2023 (Regular Meeting)
2. General Fund Claims (Unaudited)
3. Highway Fund Claims (Unaudited)

The Supervisor's, Town Clerk's, Justices, Code Enforcement Officer's, Highway Superintendent's and Animal Control reports were presented to the Town Board.

Supervisor Chatfield called the meeting to order at 6:00 PM.
Pledge of Allegiance –

GENERAL BUSINESS –

OPEN PUBLIC HEARING – Establishing Criteria for Determining Income RPTL 467

A motion was made by Jorden Brown, seconded by Adam Ellis to open the public hearing at 6:01 PM and read the notice of Public Hearing on the proposed resolution establishing criteria for determining income RPTL 467.

VOTE - AYES 5 NAYS 0 .

Supervisor Chatfield asked for comments or questions from the floor; there were none.

CLOSE PUBLIC HEARING -

A motion was made by Adam Ellis, seconded by Julie Aldrich to close the Public Hearing at 6:02 PM. VOTE - AYES 5 NAYS 0 .

GENERAL BUSINESS – (cont'd)

RESOLUTION #47-2023 ESTABLISHING CRITERIA FOR DETERMINING INCOME IN THE TOWN OF WOLCOTT IN ACCORDANCE WITH REAL PROPERTY TAX LAW 467 -

The following resolution was presented by Adam Ellis, moved by Dan Youngman, seconded by Jordan Brown,

Whereas the Low-Income Senior Citizen exemption (RPTL 467) income level follows that established by the County of Wayne, the following criteria for determining that income within the Town of Wolcott shall be in accordance with RPTL 467:

The term “income” as used herein shall mean the “**adjusted gross income**” for federal income tax purposes as reported on the applicant’s federal or state income tax return for the applicable income tax year, subject to any subsequent amendments or revisions, **plus any social security benefits not included in such federal adjusted gross income**; provided, that if no such return was filed for the applicable income tax that would have so been reported if such a return had been filed; and provided further, that when determining income for purposes of this section, the following conditions shall be applicable:

(1) **distributions received from an individual retirement account or individual retirement annuity** that were included in the applicant’s federal adjusted gross income **shall be** considered income.

(2) the applicant’s income **shall not** be offset by all medical and prescription drug expenses actually paid that were not reimbursed or paid for by insurance.

(3) **any tax-exempt interest or dividends that were excluded from the applicant’s federal adjusted gross income shall be considered income**; and

(4) **any losses that were applied to reduce the applicants federal adjusted gross incomes shall be subject to the following limitations:**

(a) **the net amount of loss reported on federal schedule C, D, E, or F shall not exceed three thousand dollars, and**

(b) **the net amount of any other separate category of loss shall not exceed three thousand dollars, and**

(c) **the aggregate amount of all losses shall not exceed fifteen thousand dollars;**

NOW, THEREFORE, BE IT RESOLVED, to adopt the following criteria for determining income in the Town of Wolcott in accordance with Real Property Tax Law 467.

VOTE - AYES 5 NAYS 0 .

GENERAL CORRESPONDENCE –

1. There was an email from a resident that pertained to the Code Enforcement Officer.

A motion was made by Adam Ellis, seconded by Dan Youngman, to accept the minutes of August 15, 2023, departmental reports, and general correspondence.

VOTE - AYES 5 NAYS 0

ABSTRACT OF CLAIMS -

GENERAL ACCOUNT - Claims #259 thru #278 - total - \$7,634.29

HIGHWAY ACCOUNT - DA Town wide & DB Outside - total - \$204,069.22

PORT BAY SD ACCOUNT - Claim #1 - total - \$20,118.79

WADSWORTH WD ACCOUNT – Claims #1 thru #2 – total - \$5,056.65

A resolution was presented by Jordan Brown, moved by Adam Ellis, seconded by Dan Youngman “Be it RESOLVED to pay General, Highway, Port Bay SD, and Wadsworth WD account claims as presented.”

VOTE - AYES 5 NAYS 0 .

ASSESSOR/SUPERVISOR'S CLERK - Amber Roberts

1. RESOLUTION #48-23 TO AUTHORIZE BUDGET TRANSFER –

The following resolution was presented by Adam Ellis, moved by Julie Aldrich, seconded by Dan Youngman,

WHEREAS, the New York State Comptroller’s Office made a recommendation during their audit process with the Town stating to do transfers for budget line items as they happen if they are over budget during the year; and

WHEREAS, there were unexpected expenditures for the Town Board;

NOW, THEREFORE, BE IT RESOLVED, to allow the Supervisor’s Clerk to make the following transfer to the line item in the 2023 Budget:

From Contingent – A1990.4 to Town Board Contractual – A1010.4 in the amount of \$39.47.

VOTE - AYES 5 NAYS 0 .

2. RESOLUTION #49-23 TO AUTHORIZE BUDGET TRANSFER –

The following resolution was presented by Adam Ellis, moved by Julie Aldrich, seconded by Dan Youngman,

WHEREAS, the New York State Comptroller’s Office made a recommendation during their audit process with the Town stating to do transfers for budget line items as they happen if they are over budget during the year; and

WHEREAS, there were unexpected expenditures for the Code Enforcement Officer;

NOW, THEREFORE, BE IT RESOLVED, to allow the Supervisor’s Clerk to make the following transfer to the line item in the 2023 Budget:

From Contingent – B1990.4 to Code Enforcement Officer Contractual – A1010.4 in the amount of \$142.22. VOTE - AYES 5 NAYS 0 .

ASSESSOR/SUPERVISOR'S- (cont'd)

3.RESOLUTION #50-23 AMENDING 2023 BUDGET TO INCREASE LINE ITEM B8810.4 CEMETERIES -

The following resolution was presented by Jorden Brown, moved by Dan Youngman, seconded by Julie Aldrich,

WHEREAS, there was a sale of the 1981 Ford Tractor; and

WHEREAS, the budget line has to reflect the sale of the tractor;

NOW, THEREFORE, BE IT RESOLVED, to increase line item B8810.4 Cemeteries in the amount of \$4,520.00 due to the sale of the 1981 Ford Tractor. VOTE - AYES 5 NAYS 0.

4 RESOLUTION #51-23 AUTHORIZING THE SUPERVISOR'S CLERK TO TRANSFER \$120,000.00 FROM HIGHWAY CHECKING TO HIGHWAY CAPITAL EQUIPMENT CD -

The following resolution was presented by Julie Aldrich, moved by Adam Ellis, seconded by Jorden Brown,

WHEREAS, it was determined that the Town would not be purchasing the new truck this year; and

WHEREAS, the Board determined to transfer the monies into the CD to for the purchase of next year's equipment; and

WHEREAS, the purpose of this Reserve Fund is to accumulate money to finance the cost of a type of equipment.

NOW, THEREFORE, BE IT RESOLVED, to transfer \$120,000.00 from the highway checking account to the Highway Capital Equipment CD. VOTE - AYES 5 NAYS 0.

5. RESOLUTION #52-21 ALLOWING THE SUPERVISORS CLERK TO TRANSFER \$79,657.68 FROM HIGHWAY CHCIECKING (CHIPS MONIES) TO HIGHWAY CAPITAL EQUIPMENT RESERVE -

The following resolution was presented by Adam Ellis, moved by Dan Youngman, seconded by Julie Aldrich,

WHEREAS, the Highway Superintendent had received his reimbursement of CHIPS monies in the amount of \$79,657.68 for the 100C tractor that was purchased; and

WHEREAS, the Highway Superintendent would like this money to go into Highway Capital Equipment Reserve for a future equipment purchase;

NOW, THEREFORE, BE IT RESOLVED, to allow the Supervisor's Clerk to transfer \$79,657.68 to Highway Equipment Reserve. VOTE - AYES 5 NAYS 0.

6. The Court Clerk, Mary Anne, had at the prior meeting requested a fireproof cabinet, there was one found on a state bid from Hertz Furniture for \$2,575.05; she had a JCAP Grant in the amount of \$1,400.00.

A motion was made by Adame Ellis, seconded by Julie Aldrich to allow the Court Clerk to purchase the abovementioned cabinet. VOTE - AYES 5 NAYS 0.

ASSESSOR/SUPERVISOR'S- (cont'd)

7. The Budget workshop meeting will be on September 26, 2023, at 6:00 PM, Amber gave copies of the tentative budget to the Board.

HIGHWAY – Zach Decker

1. Zach will be at a Highway Conference next week.
2. The Highway Department needs a salt shed.
3. Zach will be awarding LaBella Engineers for the Tellier Road Culvert Project.

CODE ENFORCEMENT OFFICER – Ray Hauss

1. Special Permit Request – Jeff Morgia
8247 East Port Bay Rd.
Wolcott, NY 14590
75120-19-552117

Code Enforcement Officer, Ray Hauss, presented Special Permit Request #8-2023, which was brought before the Town Board August, 15, 2023, 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 502-C, states special permits are required to expand pre-existing structures on less than one acre of land in waterfront area. Jeff would like to add a deck onto his cottage.

Ray gave the information to our Board of Appeals, they voted unanimously to approve it on August 14, 2023.

RESOLUTION #53-23 JEFF MORGIA SPECIAL PERMIT #8-2023 –

The following resolution was presented by Dan Youngman, moved by Jordan Brown, seconded by Julie Aldrich,

BE IT RESOLVED, that the Wolcott Town Board approve the request of Jeff Morgia at the recommendation of the local Board of Appeals to the Town Board.

VOTE - AYES 5 NAYS 0 .

3. RESOLUTION #54-23 AUTHORIZING THE SUPERVISOR TO SIGN NEGATIVE DECLARATION FOR A SHORT ENVIRONMENTAL QUALITY REVIEW (SEQR) FORM FOR LEON BIANDO–

The following resolution was presented by Julie Aldrich, moved by Dan Youngman, seconded by Jordan Brown,

WHEREAS, Leon would like build a deck of his cottage located on South Maple Road; and
WHEREAS; and Town of Wolcott Local Law #1-2000 502-C, states special permits are required to expand pre-existing structures on less than one acre of land in waterfront area; and
WHEREAS, the Code Enforcement Officer has reviewed said project and feels a negative declaration is in order; and

CODE ENFORCEMENT OFFICER – (cont'd)

WHEREAS, the Town Board, upon review, concurs with the Code Enforcement Officer 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 - Jessica Freer

1. Jessica had training September 18, 2023
2. She will not be in the office on Thursday, September 28.

SUPERVISOR - Lynn Chatfield

OLD BUSINESS -

1. Land Use Code – Katie at the IDA is seeing if the state can pay for updates.
2. Building Maintenance – Power Wash Building, Vestibule in the front hall.
3. Blind Sodus Bay Water District – Lynn had a meeting with MRB, the price has risen to 4.5 million; it is believed that USDA will accept that figure to proceed further. Dave Doyle has made phone calls but hasn't heard anything yet.

4. Salt Barn – Claudia Tenney said her projects have made it through the House of Appropriations, they are waiting for the budget to pass. We have received updates to the WQIP grant and are working on the next steps.

5. Blind Sodus Bay Bluff & Barrier Bar Status – The barrier bar was put out to bid and awarded to the lowest bidder, Lindsey has been working on access for the project but has been held up.

NEW BUSINESS –

1. Budget Workshop, Tuesday, September 26, 2023, at 6:00 PM

Privilege of the Floor was offered.

The next regular meeting of the Wolcott Town Board will be held October 17, 2023, at 6:00 PM at the Town Hall.

A motion was made by Julie Aldrich, seconded by Dan Youngman, to adjourn the meeting at 6:21 PM.

Respectfully submitted,

Karli Starczewski
Assessor's Clerk