

REGULAR MEETING
WOLCOTT TOWN BOARD - SEPTEMBER 21, 2021

A regular meeting of the Wolcott Town Board was held Tuesday, September 21, 2021, at 6:00 PM at the Town Hall with the following people present:

PRESENT - Supervisor - Lynn Chatfield
Councilman - Adam Ellis, Jr. (ABSENT)
Councilman - Daniel Youngman
Councilwoman - Lori Furguson
Councilman - Derek Ceratt

OTHERS PRESENT - Jessica Freer, Town Clerk; Amber Roberts, Assessor/Supervisor's Clerk; Don Camp, Code Enforcement Officer; Zach Decker, Highway Superintendent; Karli Starczewski, Assessor's Clerk; Chris Bauer, Deputy Highway Superintendent;

Copies presented to the Town Board:
1. Minutes of August 17, 2021 (Regular Meeting)
2. General Fund Claims (Unaudited)
3. Highway Fund Claims (Unaudited)
4. Port Bay SD Fund Claims (Unaudited)

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

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

GENERAL BUSINESS -

GENERAL CORRESPONDENCE - No Correspondence this month.

A motion was made by Derek Ceratt seconded by Dan Youngman, to accept the minutes of August 17, 2021 and departmental reports and
VOTE - AYES 4 NAYS 0.

ABSTRACT OF CLAIMS -

GENERAL ACCOUNT - Claims #261 thru #287 - total - \$24,257.55
HIGHWAY ACCOUNT - DA Town wide & DB Outside - total - \$79,886.12
PORT BAY SD - Claim #27 - total - \$518.75

A resolution was presented by Derek Ceratt, moved by Lori Furguson, seconded by Dan Youngman "Be it RESOLVED to pay General, Highway and Port Bay SD and account claims as presented."

VOTE - AYES 4 NAYS 0.

ASSESSOR/SUPERVISOR'S CLERK - Amber Roberts

1. RESOLUTION #42-21 TO AUTHORIZE BUDGET TRANSFERS -

The following resolution was presented by Derek Ceratt, moved by Dan Youngman, seconded by Lori Furguson,

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 was an oversight in the Highway Superintendent contractual line fund during the budget process.

NOW, THEREFORE, BE IT RESOLVED, to allow the Supervisor's Clerk to make the following transfers to line items in the 2021 Budget.

From Contingent - A1990.4 to Highway Supt. Contractual - A5010.4 in the amount of \$250.00

VOTE - AYES 4 NAYS 0 .

2. RESOLUTION #43-21 ESTABLISHING WOLCOTT LANDFILL CAPITAL RESERVE FUND -

The following resolution was presented by Dan Youngman/Derek Ceratt, moved by Lori Furguson, seconded by Dan Youngman/Derek Ceratt,

WHEREAS, the Town Board in 1994 established a reserve CD for the landfill closure with a maximum amount to be placed in the CD at \$500,000.00; and

WHEREAS, the Town erroneously placed that reserve CD in the B General Fund instead of A General Fund; and

WHEREAS, the Town would like to create a new reserve fund with maximum balance amount of the reserve adjusted for inflation and move the reserve from B to A Fund in the Budget.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 6-c of the General Municipal Law, as amended, there is hereby established a capital reserve fund to be known as the "Reserve Fund" (hereinafter "Reserve Fund"). The purpose of this Reserve Fund is to accumulate moneys to finance the cost of a type of capital improvement and/or equipment. The type of capital improvement and/or equipment to be financed from the Reserve Fund is the post closure monitoring of the Wolcott Landfill. The maximum amount to be placed in the Reserve Fund is \$1,000,000.00.

The chief fiscal officer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The chief fiscal officer may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of Town of Wolcott. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The chief fiscal officer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash

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

RESOLUTION - (cont'd)

balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund. Except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law, including a permissive referendum if required by subdivision 4 of Section 6-c.

BE IT FURTHER RESOLVED, to move \$122,794.20 which is the balance of the CD to A General Checking Account and move A917 Unassigned Fund Balance from B General Fund Account to A General Fund Account.

VOTE - AYES 4 NAYS 0.

3. Amber said due to circumstances out of their control over the past couple months (computer and COVID-19) they are slightly behind on the update, although still moving forward.

4. Amber said there is another parcel of land in the Blind Sodus Bay area where splits on the property have led to a variety of problems regarding the sewer. Amber says the problems arise because the Town does not have an Out of District Sewer Policy or a connection policy for residents that are in the district but do not have a grinder pump on their property. There was discussion regarding the details of how this came to be and talks of researching policies that the Town can adopt.

HIGHWAY - Zach Decker

1. Zach said he leaves for the Highway Superintendent Conference next week.

2. Fall Cleanup Day and Electronic Recycling was held on Saturday, September 11th; Zach said there was a poor turnout.

3. The Highway Department is working with Cayuga County hauling road millings. Zach is using the milling in various areas in place of purchasing crusher run.

4. Zach said there hasn't been any progress with the turnaround at Ingersoll; he has been in talks with our lawyer to make him aware of the situation and help if needed.

CODE ENFORCEMENT OFFICER - Don Camp

1. Don had a message from Patricia Anderson on Tyrrell St. that she is cancelling her Special Permit as she is not satisfied with the rehabilitated mobile home that she had spoken to Don about. Don asked the Board what they would like him to do about the \$100.00 Special Permit Fee, the Board said if she is going to try to apply for another special permit with a different mobile home ask if she would like the fee transferred to the new permit instead of a refund, Don said he will speak to her and discuss her options.

2. Don called the NYS Department of State representative asking a question of rehabilitated mobile homes and if he as Code Enforcement Officer would need certificates stating the mobile home is rehabilitated and complies with NYS codes, he has not heard an answer back.

CODE ENFORCEMENT OFFICER - (cont'd)

3. Don stated Krehers/Wayne County Eggs would like to put a double wide on a piece of their property on Red Creek Road, Amber said they might be exempt from normal standards due to the agricultural uses and they would have to abide by Department of Health standards regardless.

4. Don received a call from Bill Dana who would like to add a second floor to his cottage on a road off from East Port Bay Rd.; Don stated the second floor would be one foot wider than the first floor on all sides. Don had a question if this was expanding the footprint structure if it is on the second floor and needs a special permit or it is not expanding the footprint and just a regular building permit is needed. Lori again brought up the need for updating the Land Use Code as the code reads vague on certain matters and the outdated code is currently causing problems and confusion for residents. Discussion ensued. The Board decided the footprint was not being expanded.

5. Don asked about a mask policy while in the Town Hall, Lynn said he will try to obtain a policy from a neighboring Town.

TOWN CLERK - Jessica Freer

1. Jessica said hunting licenses are being sold at her office.

2. Town Hall will be closed on Monday, October 11, 2021 for Columbus Day.

3. The Town Clerk handed out copies of the Tentative Budget to the Board Members, the Board scheduled a Budget Workshop for the 2022 Tentative Budget of Monday, September 27, 2021 at 6:00PM, and Jessica will place an ad in the paper advertising the workshop.

SUPERVISOR - Lynn Chatfield

OLD BUSINESS -

1. Comprehensive Plan - Lynn has gotten an estimate of around \$50,000.00 to update and adopt the plan; Lynn will ask if the ARPA funds could pay for this.

2. Brown/Wadsworth Road Water District - There is a discrepancy of around \$60.00 that needs to be accounted for by USDA.

3. Port Bay Sewer District - There are still bills being submitted for the project.

4. Blind Sodus Bay Water District -

TOWN OF WOLCOTT BLIND SODUS BAY WATER DISTRICT

RESOLUTION #44-21 AUTHORIZATION TO ADOPT LATERAL RESTRICTIONS

WITHIN BLIND SODUS BAY WATER DISTRICT

The following resolution was presented by Derek Ceratt , moved by Dan Youngman, seconded by Lori Furguson,

WHEREAS, the Town Board of the Town of Wolcott is in the process of creating the Town of Wolcott Blind Sodus Bay Water District pursuant to Town Law for the express purpose of providing public water supply to residents along portions of Blind Sodus Bay Road, Metzger Road, West Bay Road, King Road, NYS Route 104A, and Smith Road within the Town of Wolcott; and

SUPERVISOR - (cont'd)

OLD BUSINESS - (cont'd)

RESOLUTION - (cont'd)

WHEREAS, part of the land area within the proposed Blind Sodus Bay Water District is also within Wayne County Agricultural District No. 1; and

WHEREAS, the Town Board has filed a Notice of Intent to Undertake an Action Within an Agricultural District to evaluate the impact of providing a source of public water supply within this area on lands within Wayne County Agricultural District No. 1; and

WHEREAS, the New York State Department of Agriculture and Markets has expressed concern about the potential adverse impact that said public water supply is likely to have on agriculture uses within said Agricultural District.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Wolcott, Wayne County, New York, as follows:

1. The Town Board, in recognition of the concerns that have been raised, hereby resolves to limit connections to the public water supply, within those areas of the Blind Sodus Bay Water District that are also located within Wayne County Agricultural District No. 1, to existing non-farm uses and farm related uses.

2. This Resolution shall take effect September 21, 2021.

VOTE - AYES 4 NAYS 0

5 Audit - The Corrective Action Plan (CAP) has been submitted by the Town.

Privilege of the Floor was offered.

Executive Session -

A motion was made by Derek Ceratt, seconded by Lori Furguson to move into executive session at 7:11 PM to discuss matters relating to real property (Don, Amber, Zach and Jessica were asked to stay).

VOTE - AYES 4 NAYS 0 .

Close Executive Session -

A motion was made by Derek Ceratt, seconded by Lori Furguson to close executive session at 7:29 PM. VOTE - AYES 4 NAYS 0 .

The next regular meeting of the Wolcott Town Board will be held October 19, 2021 at 6:00 PM at the Town Hall.

A motion was made by Derek Ceratt seconded by Lori Furguson, to adjourn the meeting at 7:30 PM.

Respectfully submitted,

Jessica Freer
Town Clerk