

REGULAR & SPECIAL MEETING (PUBLIC HEARING)  
WOLCOTT TOWN BOARD - NOVEMBER 20, 2018

A regular & special meeting (Public Hearing) of the Wolcott Town Board was held Tues., Nov. 20, 2018, 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 - Zachary Decker  
Councilwoman - Lori Furguson

OTHERS PRESENT - Dawn Krul, Town Clerk; Amber Roberts, Assessor/ Supervisor's Clerk; Don Camp, Code Enforcement Officer; Scott Maybe, Highway Supt.; Ronald Lancy, 11972 Cottage Rd.#1, Wolcott.

Copies presented to the Town Board:

1. Minutes of October 16, 2018 (Regular Meeting)
2. Minutes of November 5, 2018 (Special Meeting)
3. General Fund Claims (Unaudited)
4. Highway Fund Claims (Unaudited)
5. Port Bay SD Fund Claims (Unaudited)
6. Blind Sodus Bay SD Fund Claim (Unaudited)
7. Port Bay WD Fund Claim (Unaudited)
8. Waters/Red Creek RD WD Fund Claim (Unaudited)
9. West Port Bay WD Fund Claim (Unaudited)
10. FEMA Embankment Repair Fund Claims (Unaudited)
11. CDBG Grant Fund Claim (Unaudited)

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

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

Pledge of Allegiance -

OPEN PUBLIC HEARING - Local Law #2-2018

Supervisor Chatfield declared the Public Hearing open at 6:01 PM and asked the Town Clerk to read the notice of Public Hearing on Local Law #2-2018 and to show proof of publication.

Supervisor Chatfield asked for comments or questions from the floor.

CLOSE PUBLIC HEARING -

There being no questions or comments, a motion was made by Zach Decker, seconded by Lori Furguson to close the Public Hearing at 6:02 PM.

VOTE - AYES 5 NAYS 0.

RESOLUTION #50-18 LOCAL LAW #2-2018 TO OVERRIDE THE TAX LEVY -

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

WHEREAS, Proposed Local Law #2-2018 of the Town of Wolcott would override the tax levy limit established in General Municipal Law 3-c; and

WHEREAS, the Town Clerk caused a copy of a Notice of Public Hearing on Proposed Local Law #2-2018 to be published in the Lake-shore News on November 14, 2018, and posted it on the signboard; and

WHEREAS, the Local Law overriding the tax levy cap is occurring because of new water and sewer districts; and

WHEREAS, adoption of Proposed Local Law #2-2018 would be routine or continuing agency administration and management, and related local legislative decision-making, and therefore is a Type II action under the State Environmental Quality Review Act, pursuant to 6 N.Y.C.R.R. Section 617.5(c)20,27); and

WHEREAS, a public hearing was duly held on that Proposed Local Law on November 20, 2018, at 6:00 PM before the Town Board at the Wolcott Town Hall, and all persons desiring to speak were heard;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the Municipal Home Rule Law, proposed Local Law #2-2018 is hereby enacted, and shall be filed with the Secretary of State.

ON ROLL CALL VOTE - Chatfield "YES", Ellis "YES", Youngman "YES",

Decker "YES", Furguson"YES".

GENERAL BUSINESS -

GENERAL CORRESPONDENCE -

1. Letter from the WA CO Department of Economic Development and Planning informing us that Ken Burgess attended two of their recent training sessions on solar energy.

A motion was made by Adam Ellis, seconded by Dan Youngman, to accept the minutes of October 16 and November 5, 2018, general correspondence and departmental reports.

VOTE - AYES 5 NAYS 0 .

GENERAL BUSINESS - (cont'd)

ABSTRACT OF CLAIMS -

GENERAL ACCOUNT - Claims #363 thru #425 - total -  
\$55,923.63

HIGHWAY ACCOUNT - DA Townwide & DB Outside - total -  
\$51,305.07

PORT BAY SD - Claims #41 thru #48 - total - \$635,556.83

BLIND SODUS BAY SD - Claim #1 - total - \$49,000.00

PORT BAY WD - Claim #1 - total - \$42,770.00

WATERS/RED CREEK RD WD - Claim #1 - total - \$19,333.75

WEST PORT BAY WD - Claim #1 - total - \$1,754.12

FEMA ACCOUNT - Claims #8 thru #12 - total - \$148,206.76

CDBG ACCOUNT - Claim #2 - total - \$4,000.00

A resolution was presented by Adam Ellis, moved by Zach Decker, seconded by Dan Youngman "Be it RESOLVED to pay General, Highway, Port Bay and Blind Sodus Bay Sewer Districts, Port Bay, Waters/Red Creek RD and West Port Bay Water Districts and FEMA and CDBG account claims as presented."

VOTE - AYES 5 NAYS 0 .

ASSESSOR/SUPERVISOR'S CLERK - Amber Roberts

1. Amber requested that the board appoint Kamri Vazquez to the clerk's position in her office. After many interviews, Amber felt that Kamri was the most qualified for the position.

A motion was made by Dan Youngman, seconded by Adam Ellis, to appoint Kamri Vazquez to fill the vacancy as clerk

to the Assessor at an hourly rate of \$13.66.

VOTE - AYES 5 NAYS 0.

2. Amber will be keeping Rob Locke, on loan from town of Sodus, thru the end of December in order to help train her new clerk.

3. Amber questioned if the new hire at the highway department is subjected to a drug test upfront or if he is just put in the pool to be tested at a future date. The Highway Supt. will contact the drug tester to do one upfront and then to add him to her list.

4. Amber discussed with the board the best way to pay for the much needed excavator for the highway department.

5. Amber needed a resolution to transfer funds for FEMA project.

ASSESSOR - (cont'd)

RESOLUTION #51-18 TO TRANSFER FUNDS FROM GENERAL CD TO FEMA PROJECT ACCOUNT -

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

WHEREAS, the Town of Wolcott has been awarded funding thru FEMA for temporary repairs to the Blind Sodus Bay Embankment; and

WHEREAS, the Town of Wolcott is responsible to fund this project until reimbursement comes from FEMA; and

WHEREAS, it is necessary to transfer funds in order to cover in-curred expenses;

NOW, THEREFORE, BE IT RESOLVED, to transfer \$190,000 from the General CD to the FEMA project account to cover expenses

until such  
time as reimbursement comes from FEMA.

VOTE - AYES 5 NAYS 0.

6. Amber needed another resolution to close out the  
Blind Sodus  
Bay Sewer Project account.

RESOLUTION #52-18 AUTHORIZING THE SUPERVISOR'S CLERK  
TO CLOSE BLIND SODUS BAY SEWER PROJECT ACCOUNT ENDING IN  
1307 AND TRANSFERRING BALANCE OF ACCOUNT TO BLIND SODUS BAY  
SEWER OPERATING ACCOUNT ENDING  
IN 7389 -

The following resolution was presented by Lori  
Ferguson, moved by Dan Youngman, seconded by Zachary  
Decker,

WHEREAS, the Blind Sodus Bay Sewer Project has been  
completed; and

WHEREAS, the Blind Sodus Bay Sewer Project Account  
ending in 1307 will no longer be receiving funding; and

WHEREAS, it is necessary to close the aforementioned  
account and transfer any remaining balance;

NOW, THEREFORE, BE IT RESOLVED, to authorize the  
Supervisor's Clerk to close the Blind Sodus Bay Sewer  
Project Account ending in  
1307 and transfer the remaining balance of \$71.51 to the  
Blind Sodus Bay Sewer Operating Account ending in 7389.

VOTE - AYES 5 NAYS 0.

HIGHWAY - Scott Maybe

1. Scott handed in a scrap metal check for \$171.88  
from scrap  
at the highway garage.

2. Scott had a couple of handouts on different  
excavators.

3. Scott said the newly-hired Timothy Azzolina is  
doing well.

CODE ENFORCEMENT OFFICER - Don Camp

SPECIAL PERMIT REQUEST - Christine Barnes  
11781 Tompkins Pt. Rd.  
Wolcott, NY 14590  
Tax Map #75119-07-520899

Code Enforcement Officer, Don Camp, presented Special Permit Re-quest #5-2018, which was brought before the Town Board on Sept. 18, 2018, 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 502-C which requires a special permit to expand pre-existing structures on less than one acre of land in a waterfront area. Ms. Barnes would like to extend a 22' x 15' third deck off the bayside of her home.

The permit was brought before the local Board of Appeals where it met with their approval.

There being no objections from the Town Board, the following re-solution was presented by Adam Ellis, moved by Zach Decker, seconded by Lori Furguson, "Be it RESOLVED that the Wolcott Town Board approve the request of Christine Barnes and the recommendation of the Board of Appeals to the Town Board."

VOTE - AYES 5 NAYS 0.

1. Don had 3 environmental forms needing to be signed by the Supervisor.

RESOLUTION #53-18 AUTHORIZING THE SUPERVISOR TO SIGN  
NEGATIVE  
DECLARATION FOR A SHORT ENVIRONMENTAL QUALITY REVIEW (SEQR)  
FORM FOR  
LOUIS TARTAGLIA -

The following resolution was presented by Dan Youngman, moved by Zach Decker, seconded by Adam Ellis,

WHEREAS, Louis Tartaglia has requested to extend his deck 24' x 16' on his cottage located at 8033 Martin Road, Wolcott; and

WHEREAS, our Local Law #1-2000, Section 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

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 .

CODE ENFORCEMENT OFFICER - (cont'd)

RESOLUTION #54-18 AUTHORIZING THE SUPERVISOR TO SIGN  
NEGATIVE  
DECLARATION FOR A SHORT ENVIRONMENTAL QUALITY REVIEW (SEQR)  
FORM FOR  
JAMES PATTERSON -



The following resolution was presented by Zach Decker, moved by Adam Ellis, seconded by Dan Youngman,

WHEREAS, James Patterson has requested to demolish an existing two-story cottage, garage and shed and construct a new two-story dwelling with attached garage and relocate shed on property located at 11697 Tompkins Point Road, Wolcott; and

WHEREAS, our Local Law #1-2000, Section 502-C, states special permits are required to build single-family dwellings 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

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 .

RESOLUTION #55-18 AUTHORIZING THE SUPERVISOR TO SIGN NEGATIVE DECLARATION FOR A SHORT ENVIRONMENTAL QUALITY REVIEW (SEQR) FORM FOR GREGORY HOLDER -

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

WHEREAS, Gregory Holder has requested to add to his existing cottage an attached garage and a second floor on property located at 8293 East Port Bay Road, Wolcott; and

WHEREAS, our Local Law #1-2000, Section 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

WHEREAS, the Town Board, upon review, concurs with the Code En-forcement 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.

2. Don mentioned the dye-testers we used for Blind Sodus Bay Sewer Project are no longer answering their phone. He stated we need to find new people to do this soon as they will be needed for the Port Bay Sewer Project.

3. Don will be needing a new secretary for the Board of Appeals as well as help with sending out letters, etc. for special permits.

TOWN CLERK - Dawn M. Krul

1. The Town Clerk reminded those present that the town offices will be closed on Thursday and Friday for Thanksgiving.

SUPERVISOR - Lynn Chatfield

OLD BUSINESS -

1. Land Use Code - Don and Councilman Ellis will be working on this as soon as Don's schedule allows for it.

2. Security System - Lynn stated we have someone looking into this as we are all on the same router and the court needs to be on

their own secure network. They will be looking into getting this corrected as well as increasing our internet speed.

3. Blind Sodus Bay Water District - still on backburner.

4. Brown/Wadsworth Road Water District - the surveys are done.

5. Port Bay Sewer District - the work continues on this project.

6. Blind Sodus Bay Road CDBG - work will begin as soon as it can on the more permanent repairs for this project.

7. Blind Sodus Bay Road FEMA Project - the temporary repairs are done on the eroded embankment. The final inspection was last Monday.

A resolution is needed to authorize the Supervisor to sign the Con-tractor's application for payment.

RESOLUTION #56-18 AUTHORIZING THE SUPERVISOR TO SIGN CONTRACTOR'S APPLICATION FOR PAYMENT FOR EMERGENCY PROTECTIVE MEASURES FOR LAKE ONTARIO BANK STABILIZATION FOR BLIND SODUS BAY ROAD FEMA PROJECT -

Zach Decker, seconded by Dan Youngman,

implement Emer-  
gency Protective Measures ("EPM's") designated as Project #34508, Category B, Event 4348DR, generally consisting of a new rock revet-  
ment along approximately 260-feet of shoreline at the base of a bluff  
on Lake Ontario at the north end of Blind Sodus Bay Road;  
and

the EMP's (the "Work") to Martin's Custom Tidesides ("Contractor"),

5500 Fisher Road, Newark, NY 14513, for a total contract price of \$138,000.00, based on plans and specifications prepared by MRB Group Engineering, Architecture & Surveying, D.P.C. and Bison Engineering & Enterprises (collectively, the "Engineer"); and

prior to the contractual deadline of November 14, 2018; and substantial compliance with the design plans and specifications and is ready for final pay-ment; and

for the Work, terminating on November 13, 2019, during which the Con-tractor will correct any portion of the Work found to be defective at no cost to the Town; and

reimbursement of 87.5% of the funds paid to the Contractor (combined NYS and Federal reimbursement) for completion of the Work;

Wolcott authorizes the Town Supervisor to sign the Contractor's Appli-cation for Payment No. 1, submitted by the Contractor on November 13, 2018, and further authorizes the subsequent payment of \$138,000.00 to the Contractor.

fore next September - then on an annual basis.

9. Website Update - Councilwoman Furguson will get in touch with someone to come to our January meeting with regards to

updating our website.

10. Board of Appeals Appointment - As no one responded to our ad for a Board of Appeals member, and Jack Whitaker is willing to be re-appointed, the board approved Jack for another five-year term.

A motion was made by Lori Furguson, seconded by Zach Decker to appoint Jack Whitaker to the Board of Appeals for another five-year term beginning immediately thru September 30, 2023.

VOTE - AYES 5 NAYS 0 .

NEW BUSINESS -

1. Snow & Ice Contract -

RESOLUTION #57-18 AUTHORIZING THE SUPERVISOR TO SIGN SNOW AND ICE CONTRACT WITH WAYNE COUNTY -

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

WHEREAS, the County of Wayne and the Town of Wolcott have agreed to a snow and ice control contract in years past; and

WHEREAS, both parties agree this is most advantageous for the taxpayer; and

WHEREAS, the Town Board agrees to the terms of said contract;

NOW, THEREFORE, BE IT RESOLVED, the Town Board authorizes the Supervisor to sign the Snow and Ice Contract with Wayne County for the term of January 1, 2019, to December 31, 2019.

VOTE - AYES 5 NAYS 0 .

SUPERVISOR - (cont'd)

2. Christmas Luncheon - We will be having our

Christmas Luncheon  
on December 13th at noon at the Fire Hall. The Town Hall  
will be  
closed from noon to 2:00 PM.

3. Lynn reported the monitoring of the landfill will  
now be only once a year instead of twice a year.

4. Councilman Decker informed the rest of the board  
that Tommy Johnson has begun logging the town's property.

Privilege of the Floor -

Lynn offered privilege of the floor with no one  
responding.

The next regular meeting of the Wolcott Town Board will  
be held  
December 18, 2018, at 6:00 PM at the Town Hall.

A motion was made by Dan Youngman, seconded by Lori  
Ferguson, to adjourn the meeting at 6:51 PM.

submitted,

Respectfully

Dawn M. Krul  
Town Clerk







