

REGULAR MEETING - WOLCOTT TOWN BOARD - November 19,
2019

A regular meeting of the Wolcott Town Board was held Tues., Nov. 19, 2019, at 6:00 PM at the Town Hall with the following people pre-sent:

PRESENT - Supervisor - Lynn Chatfield
Councilman - Adam Ellis, Jr. (ABSENT)
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.; Jessica Freer, Town Clerk-Elect; Jaime Balcom, 2nd Deputy Town Clerk; Jack Whitaker, 6300 Wadsworth Rd., Wolcott; George Lachnicht, Town Justice; Ronald Lancy, 11972 Cottage Rd.#1, Wolcott; Derek Ceratt, 11903 West Main St., Wolcott; Robert Milliman & Sally McDowell, 7008 Lawville Rd., Wolcott.

Copies presented to the Town Board:

1. Minutes of October 15, 2019 (Regular Meeting)
2. Minutes of October 22, 2019 (Special Meeting)
3. General Fund Claims (Unaudited)
4. Highway Fund Claims (Unaudited)
5. CDBG Community Development Block Grant Claim (Unaudited)
6. Port Bay SD Fund Claims (Unaudited)
7. West Port Bay WD Fund Claim (Unaudited)
8. Port Bay WD Fund Claim (Unaudited)
9. Waters/Red Creek Road WD Fund (Unaudited)

10. Blind Sodus Bay SD Fund (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 -

GENERAL BUSINESS -

GENERAL CORRESPONDENCE -

1. Mailing from Wayne County Water & Sewer about Proposed Water Rates and Charges for 2020.
2. Packet from Association of Towns with information for newly- elected officials.

GENERAL BUSINESS - (cont'd)

A motion was made by Zach Decker, seconded by Lori Furguson, to accept the minutes of October 15 and October 22, 2019 and general correspondence and departmental reports.

VOTE - AYES 4 NAYS 0.

ABSTRACT OF CLAIMS -

GENERAL ACCOUNT - Claims #363 thru #400 - total - \$31,717.30

HIGHWAY ACCOUNT - DA Townwide & DB Outside - total - \$68,998.81

CDBG ACCOUNT - Claim #12 thru #14 - total - \$15,219.90

WEST PORT BAY WD - Claim #2 - total - \$1,737.12

PORT BAY WD - Claim #2 - total - \$42,461.87

WATERS/RED CREEK RD WD - Claim #2 total -
\$19,187.50

BLIND SODUS BAY SD - Claim #1 - total -
\$45,000.00

PORT BAY SD - Claims #59 thru #69 - total -
\$584,264.95

A resolution was presented by Zach Decker, moved by Lori Furguson seconded by Dan Youngman "Be it RESOLVED to pay General, Highway, CDBG, West Port Bay WD, Port Bay WD, Waters/Red Creek RD WD, Blind Sodus Bay SD and Port Bay SD account claims as presented."

VOTE - AYES 4 NAYS 0.

ASSESSOR/SUPERVISOR'S CLERK - Amber Roberts

1. Amber has continued to spend time with the state auditors. On the advice of the auditors, some changes have been made to the financial reports and we will need to update some of our policies and procedures in the near future to be in compliance with state regulations. Discussion.

HIGHWAY - Scott Maybe

1. Scott reported they made their first run with snowplowing and all went well.

2. Scott has had his crew out ditching and fixing where needed.

CODE ENFORCEMENT OFFICER - Don Camp

SPECIAL PERMIT REQUEST - James Hauss
9480 Blind Sodus Bay

Rd.

Red Creek, NY 13143
Tax Map #78121-09-

004656

Code Enforcement Office, Don Camp, presented Special Permit Re-quest #5-2019, which was brought before the Town Board Oct. 15, 2019, at which time a negative impact was declared on the environment and signed by the Supervisor. It was brought before the Board of Appeals for review on Nov. 11, 2019.

Request regarding Town of Wolcott Local Law #1-2000 Section 502-C which states specially permitted uses include recreational development, mobile homes and expansion of pre-existing commercial uses and single family homes, including manufactured and mobile homes, on less than one acre of land in a waterfront area. Mr. Hauss would like to replace an existing cottage with a new home with attached garage.

Don reported the Board of Appeals approved the request with the County Planning Board responding that this should be handled as a local matter. Also, neighbors were sent notices of Mr. Hauss's intentions with only one neighbor responding with regards to the installation of Mr. Hauss's concrete breakwater and not wanting it to be tied

in to his. Don will write to Mr. Hauss with his neighbors concerns.

Discussion.

There being no objections from the Town Board, the following resolution was presented by Zach Decker, moved by Dan Youngman, seconded by Lori Furguson, "Be it RESOLVED that the Wolcott Town Board approve the request of James Hauss and the recommendation of the Board of Appeals to the Town Board."

VOTE - AYES 4 NAYS 0.

TOWN CLERK - Dawn M. Krul

1. The Town Clerk reported this was her last official board meeting as Town Clerk. Town Clerk-Elect, Jessica Freer, will be doing December's meeting as it falls just 4 working days before her retirement date of December 28th. She stated she has been in the clerk's office for 26 years and thanked the current Board for their support.

SUPERVISOR - Lynn Chatfield

OLD BUSINESS -

1. Land Use Code - in progress. Scott Gregg and Jeff Keller are going to be working on this.

2. Security System - Amber spoke regarding an open invoice as there is a question as to whether the work has been completed in the courtroom area.

3. Blind Sodus Bay Water District - this will be put off indefinitely.

SUPERVISOR - (cont'd)

4. Brown/Wadsworth Road Water District - paperwork is still in

the hands of the NYS Dept. of Health and waiting for their approval.

5. Port Bay Sewer District -

RESOLUTION #45-19 FOR AWARD OF CONTRACT TO C.P. WARD, INC. FOR GENERAL CONSTRUCTION OF PHASE II OF THE PORT BAY SEWER PROJECT -

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

WHEREAS, bids were received for the General Construction of Phase II of the Port Bay Sewer Project (the "Project") on November 15, 2019, at 1:00 PM; and

WHEREAS, the low bidder for the General Contract was C.P. Ward, Inc. with a Total Bid (the "Low Bid") of \$1,284,000.00 including the Lump Sum Base Bid and Allowance Amount;

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

Section 1. The Town Board hereby awards the General Contract for construction of the Project to C.P. Ward, Inc. for the Total Bid of \$1,284,000.00.

Section 2. The Supervisor of the Town of Wolcott is hereby authorized to execute the Notice of Award and the formal Construction Agreement for the construction of the Project.

Section 3. This Resolution shall take effect immediately upon its adoption.

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

Youngman "YES", Decker
"YES", Furguson "YES".

RESOLUTION #46-19 FOR AWARD OF CONTRACT TO ME
QUINLAN, INC. FOR ELECTRICAL CONSTRUCTION OF PHASE
II OF THE PORT BAY SEWER PROJECT -

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

WHEREAS, bids were received for the Electrical Construction of Phase II of the Port Bay Sewer Project (the "Project") on Novemer 15, 2019, at 1:00 PM; and

WHEREAS, the low bidder for the Electrical Contract was ME Quinlan, Inc. with a Total Bid (the "Low Bid") of \$81,500.00 including the Lump Sum Base Bid and Allowance Amount;

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

SUPERVISOR - (cont'd)

RESOLUTION - (cont'd)

Section 1. The Town Board hereby awards the Electrical Contract for construction of the Project to ME Quinlan, Inc. for the Total Bid of \$1,284,000.00.

Section 2. The Supervisor of the Town of Wolcott is hereby au-thorized to execute the Notice of Award and the formal Construction Agreement for the construction of the Project.

Section 3. This Resolution shall take effect immediately upon

its adoption.

ON ROLL CALL VOTE - Chatfield "YES", Ellis "ABSENT",
Youngman "YES", Decker "YES", Furguson "YES".

6. Blind Sodus Bay Road CDBG - Lynn updated the rest of the board on the progress being made on the shoreline erosion project.

7. Website Upgrade - Jessica will be working on this being mindful of the upcoming changes in personnel.

8. Building Maintenance - Lynn commented on and/or addressed the following issues -

- Basement stairwell light
- Floor in basement in front of elevator
- Power washing building
- Soffit on side of building
- Shrubs trimmed in front of building
- Smoke detector batteries

NEW BUSINESS -

1. Lynn updated the rest of the board on the REDI Commission. There is a meeting tomorrow in Albany regarding this. Discussion.

2. Snow & Ice Contract -

RESOLUTION #47-19 AUTHORIZING THE SUPERVISOR TO SIGN SNOW AND ICE CONTRACT WITH WAYNE COUNTY -

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

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 Su-pervisor to sign the Snow and Ice Contract with Wayne County for the term of January 1, 2020, to December 31, 2020.

VOTE - AYES 4 NAYS 0.

SUPERVISOR - (cont'd)

3. Establishing Reserve Funds -

RESOLUTION #48-19 ESTABLISHING A CAPITAL BUILDING RESERVE FUND -

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

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 "Capital Building 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. The type of capital improvement to be financed from the Reserve Fund are building capital improvements.

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 Wolcott Town Board 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 the 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 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.

VOTE - AYES 4 NAYS 0.

SUPERVISOR - (cont'd)

RESOLUTION #49-19 ESTABLISHING A CAPITAL
HIGHWAY EQUIPMENT RE-SERVE FUND -

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

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 "Capital Highway Equipment Reserve Fund" (herein-after "Reserve Fund"). The purpose of this Reserve Fund is to accumulate moneys to finance the cost of a type of equipment. The type of equipment to be financed from the Reserve Fund is highway equipment.

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 Wolcott Town Board 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 the 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 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 Re-serve 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 Gen-eral Municipal Law or any other law, including a permissive referen-

dum if required by subdivision 4 of Section 6-c.

VOTE - AYES 4 NAYS 0.

SUPERVISOR - (cont'd)

RESOLUTION #50-19 ESTABLISHING BLIND SODUS BAY SEWER DISTRICT CAPITAL RESERVE FUND -

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

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 "Blind Sodus Bay Sewer District

Reserve Fund" (hereinafter "Reserve Fund"). The purpose of this Reserve Fund is to accumulate moneys to finance the cost of a type of capital improve ment and/or equipment. The type of capital improvement and/or equip-ment to be financed from the Reserve Fund is repair or replacement of grinder pumps or other assets per agreement. The maximum amount to be placed in Reserve Fund is \$237,000.00 based on 158 units at \$50.00 per unit for 30 years.

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 Wolcott Town Board 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 the 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 result ing 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, show ing cash 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 Re-serve 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.

VOTE - AYES 4 NAYS 0.

SUPERVISOR - (cont'd)

RESOLUTION #51-19 ESTABLISHING PORT BAY SEWER DISTRICT CAPITAL RESERVE FUND -

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

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 "Port Bay Sewer District 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 repair or replacement of grinder pumps or other assets per agreement. The maximum amount to be placed in Reserve Fund is \$865,200.00 based on 618 units at \$50.00 per unit for 28 years.

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 Wolcott Town Board 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 the 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 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.

VOTE - AYES 4 NAYS 0 .

Privilege of the Floor -

Lynn offered privilege of the floor to those in attendance.

George Lachnicht spoke to the upcoming vacancy on the Town Board due to Zach Decker being elected as Highway Superintendent. He would like to be considered to fill that 2-year vacancy.

Derek Ceratt also addressed the Town Board and would like to be considered for the same 2-year vacancy.

Lynn spoke to a recent controversial DWI arrest made by the NYS Police where the person was brought to Wayne County. Discussion.

Lynn reminded us of our Christmas Party on Dec. 12th at noon at the Red Creek Conservation Club.

The next regular meeting of the Wolcott Town Board will be held Dec. 17, 2019, at 6:00 PM at the Town Hall.

A motion was made by Lori Furguson, seconded by Dan Youngman, to adjourn the meeting at 6:36 PM.

Respectfully submitted,

Krul

Clerk

Dawn M.

Town

