

REGULAR MEETING & PUBLIC HEARING –
WOLCOTT TOWN BOARD – DECEMBER 21, 2021

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

PRESENT - Supervisor - Lynn Chatfield
Councilman - Adam Ellis, Jr.
Councilman - Daniel Youngman
Councilwoman - Lori Furguson
Councilman - Derek Ceratt (Arrived at 6:03PM)

OTHERS PRESENT - Jessica Freer, Town Clerk; Amber Roberts, Assessor/Supervisor's Clerk; Don Camp, Code Enforcement Officer; Zach Decker, Highway Superintendent; Dave Doyle, MRB Group, Karli Starczewski, Assessor's Clerk, Brandy Starczewski, 5835 Delf Dr., Wolcott; Nanette Hauss, 9470 Blind Sodus Bay Rd., Wolcott; Ray Hauss, Councilman Elect; Jordan Brown, Councilman Elect; John Watson, 8301 East Port Bay Rd., Wolcott.

Copies presented to the Town Board:

1. Minutes of November 16, 2021(Regular Meeting)
3. 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 6:01 PM.

Pledge of Allegiance –

OPEN PUBLIC HEARING – Blind Sodus Bay Water District

Supervisor Chatfield declared the Public Hearing open at 6:01 PM and asked the Town Clerk to read the notice of Public Hearing to consider the petition to establish the Town of Wolcott Blind Sodus Bay Water District

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 Dan Youngman to close the Public Hearing at 6:02 PM. VOTE - AYES 4 NAYS 0.

RESOLUTION #53-21 APPROVING THE ESTABLISHMENT OF THE “TOWN OF WOLCOTT BLIND SODUS BAY WATER DISTRICT” IN THE TOWN OF WOLCOTT,

COUNTY OF WAYNE, STATE OF NEW YORK, PURSUANT TO ARTICLE 12 OF THE TOWN
LAW AND SUBJECT TO THE APPROVAL OF THE OFFICE OF THE STATE COMPTROLLER

STATE OF NEW YORK

TOWN OF WOLCOTT COUNTY OF WAYNE

In the Matter of the Establishment of the
Town of Wolcott Blind Sodus Bay Water District
Pursuant to Article 12 of the Town Law of the State
of New York.

At a regular meeting of the Town Board of the Town of Wolcott, held at 6070 Lake Avenue, Town of Wolcott, County of Wayne, State of New York, on the 21st day of December, 2021 at 6PM EST: The following resolution was presented by Adam Ellis, moved by Lori Furguson, seconded by Dan Youngman, to wit:

WHEREAS, a written Petition, in due form and containing the signatures required by law, has been presented to and filed with the Town Board of the Town of Wolcott, Wayne County, State of New York, for the establishment of the proposed water district above, in the Town of Wolcott, pursuant to Article 12 of the Town Law, to be known as "Town of Wolcott Blind Sodus Bay Water District;" and

WHEREAS, the Town Board of the Town of Wolcott, Wayne County, New York, has heretofore duly caused a general map, plan and report, to be prepared and filed in the Office of the Town Clerk of the Town of Wolcott, in relation to the proposed establishment of "Town of Wolcott Blind Sodus Bay Water District;" and

WHEREAS, the District is more particularly bounded and described as follows:
See Exhibit A hereto containing boundary description of proposed district: and

WHEREAS, an Order was duly adopted by the Town Board on November 16, 2021, reciting the filing of the said Petition, and describing the boundaries of said proposed water district, the improvements proposed, the maximum amount proposed to be expended on said improvements (\$2,702,00.00) the fact that said Petition and map, plan, and report were on file in the Town Clerk's Office and specifying the 21st of December 2021, at 6PM, at the Town of Wolcott offices, held at 6070 Lake Avenue. Town of Wolcott, County of Wayne. State of New York, as the time when and the place where said Town Board would meet for the purpose of conducting a public hearing to consider the establishment of said proposed water district and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law, and

WHEREAS, certified copies of said Order were duly published and posted in the manner and within the time prescribed by Section 193 of the Town Law and proof of said publication and posting has been duly presented to said Town Board; and

WHEREAS, a certified copy of said Order has been duly filed with the Office of the State Comptroller within the time prescribed by Section 193 of the Town Law; and

WHEREAS, said public hearing was duly held at the time and place set forth in said Order, as aforesaid, at which all persons desiring to be heard were duly heard; and

NOW, THEREFORE, IT IS HEREBY ORDERED. that based upon the evidence given at said public hearing, the Town Board hereby determines and fixes the boundaries of said proposed water

district and further determines in the affirmative all of the questions set forth in Subdivision I of Section 194 of the Town Law. Specifically, that:

1. The petition was signed and acknowledged or proved or authenticated as required by law and was otherwise sufficient.
2. The notice of hearing was duly published and posted as required by law and notice of the public hearing otherwise complied with due process requirements.
3. All the property and property owners within the proposed District are benefited thereby.
4. All the property and property owners benefited are included within the limits of the District.
5. The District is in the public interest;

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

Section 1. Based upon the determinations heretofore above said Town Board hereby approves the establishment of Town of Wolcott Blind Sodus Bay Water District, the boundaries of which shall be as set forth in Schedule A attached hereto and made a part of this Resolution.

Section 2. The following improvements in said water district shall be constructed upon the required funds being made available or provided, and upon receipt of permission from the State Comptroller: the installation of approximately 33,000 linear feet of 8-inch watermains and original furnishings, valves, hydrants, equipment, machinery, and apparatus required in connection therewith, and also including, if necessary, the acquisition of land or rights in land required in connection therewith. all as more fully described in the aforesaid map, plan and report accompanying the Petition, with the maximum amount to be expended for the improvements to be Two Million Seven Hundred Two Thousand Dollars (\$2,702,000.00).

Section 3. The method of financing the cost of said improvements shall, in the first instance, be derived from USDA Rural Development Loan Funds through USDA Rural Development in an amount not to exceed \$2,702,000, amortized over thirty-eight (38) years at an estimated interest rate of 1.375% and secured by the issuance of serial bonds (and bond anticipation notes in anticipation thereof) of said Town maturing in annual installments over a period not exceeding forty years. payable through a levy upon the properties within the District and assessed on a benefit or "per EDU" basis. Each single-family home in the District represents 1.0 EDU's. EDU's for other property classifications will be assessed by the Town in accordance with the Town's policy {Or assessing EDU's in Town water districts.

There is presently counted 119.25 Equivalent Dwelling Units (EDU's) within the proposed district. The estimated hook-up fees are approximately \$3,000.00 dollars per connection for a single-family home, inclusive of the public and private service lines, water meter, appurtenances. and inspection charges. In addition, the estimated annual cost of the proposed district to the owner of a one family home is \$ 1,105.59 for the first year following district formation, (including \$755.59 debt service and \$350 cost of water), based on the present number of EDU's as detailed in the Map. Plan and Report not including the cost to hook up. Vacant, non-agricultural land will be assessed at 0.05 EDU's per lot per year until the indebtedness is satisfied.

Section 4. The Town Clerk is hereby authorized and directed to file a certified copy of this Resolution, in duplicate, in the Office of the State Comptroller in Albany, New York, together with an Application by said Town Board, in duplicate, for permission to establish said Town of Wolcott Blind Sodus Bay Water District in the manner and form prescribed by Section 194 of the Town Law.

Section 5. Either the Town Supervisor or the Deputy Town Supervisor is hereby authorized and directed to execute said Application on behalf of the Town of Wolcott, Wayne County, New York.

Section 6. This Resolution shall take effect immediately. The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Chatfield "YES", Ellis "YES", Youngman "YES"
Ferguson "YES", Ceratt "ABSENT"

The Resolution was thereupon declared duly adopted.

GENERAL BUSINESS –

GENERAL CORRESPONDENCE – No Correspondence.

A motion was made by Dan Youngman, seconded by Adam Ellis, to accept the minutes of November 16, 2021, and departmental reports.

VOTE - AYES 4 NAYS 0.

Derek arrives to the meeting at 6:03PM

ABSTRACT OF CLAIMS -

GENERAL ACCOUNT - Claims #350 thru #384 - total - \$11,573.37

HIGHWAY ACCOUNT - DA Town wide & DB Outside - total - \$19,532.66

A resolution was presented by Adam Ellis, moved by Lori Ferguson, seconded by Dan Youngman "Be it RESOLVED to pay General and Highway account claims as presented."

VOTE - AYES 5 NAYS 0.

ASSESSOR/SUPERVISOR'S CLERK - Amber Roberts

1. RESOLUTION #54-21 TO AUTHORIZE BUDGET TRANSFERS -

The following resolution was presented by Dan Youngman, moved by Derek Ceratt, seconded by Adam Ellis,

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, bills came in this month higher than anticipated and registrar was underbudgeted for the year due to unforeseen circumstances.

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 Garage - A5132.4 in the amount of \$1,018.67

From Contingent - B1990.4 to Signs & Sand - B3310.4 in the amount of \$60.95

From Contingent - B1990.4 to Registrar - B4020.1 in the amount of \$10.00

From Contingent - B1990.4 to Research - B8030.4 in the amount of \$661.50

VOTE - AYES 5 NAYS 0.

2. RESOLUTION #55-21 ALLOWING THE SUPERVISOR TO SIGN AGREEMENT

APPROVING MEMBERSHIP INTO THE WAYNE COUNTY HEALTHCARE TRUST –

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

WHEREAS, the Town of Wolcott would like to become a member of the Wayne County Healthcare Trust; and

WHEREAS, the Town of Wolcott expressly agrees to be bound by the terms and conditions of the Wayne County Healthcare Trust Agreement; and

WHEREAS, the Supervisor is being designated as the municipal representative for the Town of Wolcott,

NOW, THEREFORE, BE IT RESOLVED, the Town of Wolcott Supervisor is allowed to sign the “Agreement” and thus agrees to be bound by the terms and conditions of the Wayne County Healthcare Trust Agreement.

VOTE - AYES 5 NAYS 0.

HIGHWAY - Zach Decker

1. Zach said they have been trimming trees when they can.
2. The Highway Barn has been getting cleaned and ready for snow/winter.

CODE ENFORCEMENT OFFICER - Don Camp

1. Don said Code School will be held in Syracuse this year and in-person. Don said he will submit the bill for the school either Buter or Wolcott and vice versa for mileage depending on who paid last year.
2. He said his annual inspections are done except the New Beginnings Ministries on Tyrell St.
3. Don said there will be many new houses being built in the upcoming months.

TOWN CLERK - Jessica Freer

1. Jessica said she did train on the new Tax Collection Program and excited to use it.
2. Town Hall will be closed on December 23rd & December 30th for Christmas & New Years.
3. Increase Dog License fees.

RESOLUTION #56-21 AMENDING LOCAL LAW #1-2010 DOG LICENSING LAW TO INCREASE THE FEES FOR DOG LICENSES IN THE TOWN OF WOLCOTT –

The following resolution was presented by Adam Ellis, moved by Derek Ceratt, seconded by Dan Youngman,

WHEREAS, the Town of Wolcott desires to increase the fees for licensing dogs in the Town; and

WHEREAS, the fees currently per dog are \$6.00 for altered and \$13.00 for unaltered; and

WHEREAS, the Town wishes to increase the fees per dog to \$10.00 for altered and \$20.00 for unaltered; and

WHEREAS, the Town would like the new fees to go into effect January 1, 2022,
NOW, THEREFORE, BE IT RESOLVED, that the Town of Wolcott will increase the Dog License fees for altered dogs to \$10.00 and unaltered dogs to \$20.00, effective January 1, 2022.

VOTE - AYES 5 NAYS 0.

SUPERVISOR - Lynn Chatfield

OLD BUSINESS -

1. Land Use Code – There will be a meeting with Bob Milliman, a woman from the Town of Sterling and the Town to discuss the Land Use Code and updating it after the Holidays.

3. Brown/Wadsworth Road Water District – Loose ends need to be tied for the project; the project is at the very last stages.

4. Port Bay Sewer District – Lori asked Amber again about the Easements, Amber explained that there is no way to itemize every cost from the easements due to a few various problems like EFC not reimbursing the full easement cost and some easements being in a different Town, all the money has balanced though. Amber said the money that is due to the Town are valid expenses from the Project. Amber said that those expenses that are unpaid from the project but due back to the Town will be placed on the Debt Service and be collected over a period of years. Lori again questioned why this is being done, Amber said the bottom line is there were costs that were not reimbursed from EFC that the Town has already paid and will be reimbursed back.

5. Update Water Feasibility Study – It was discussed to have a meeting to review and possibly update the Water Feasibility Study.

NEW BUSINESS –

1. Contract with the Wayne County Humane Society

RESOLUTION #57-21 AUTHORIZING THE SUPERVISOR TO SIGN A TWO-YEAR CONTRACT WITH WAYNE COUNTY HUMANE SOCIETY -

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

WHEREAS, the Animal Control Officer requires the services of the Wayne County Humane Society; and

WHEREAS, the Town has previously contracted with the Wayne County Humane Society for this service; and

WHEREAS, the Wayne County Humane Society still desires to contract with the Town for this service;

NOW, THEREFORE, BE IT RESOLVED, to authorize the Supervisor to sign a two-year contract with the Wayne County Humane Society for the period of January 1, 2022, thru December 31, 2023.

VOTE - AYES 5 NAYS 0.

2. 2022 Snow & Ice Contract with Wayne County -

RESOLUTION #58-21 AUTHORIZING THE SUPERVISOR TO SIGN SNOW AND ICE CONTRACT WITH WAYNE COUNTY -

The following resolution was presented by Derek Ceratt, 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 Supervisor to sign the Snow and Ice Contract with Wayne County for the term of January 1, 2022, to December 31, 2022.

VOTE - AYES 5 NAYS 0 .

3. The Closeout & Organizational Meeting will be held on January 4th, 2022, at 6:00 PM at the Wolcott Town Hall.

4. Lynn update the Town Board about the salt shed, he said the Red Creek CSD, North Rose – Wolcott CSD, Village of Red Creek and the Town of Wolcott are interested in doing a shared service facility at the Highway Department. Lynn said there was a meeting with the Superintendents of both schools, the Mayor of Red Creek, MRB Group and a few others to discuss what certain parties' needs are, options available and possible funding opportunities. MRB submitted a proposal of services for the initial start of the project. Lynn said he will get in contact with the schools and Village of Red Creek to schedule a meeting and discuss the next steps before signing the proposal.

Privilege of the Floor was offered.

Executive Session -

A motion was made by Lori Furguson, seconded by Derek Ceratt to move into executive session at 6:45 PM to discuss matters relating to collective negotiations under the Taylor Law (Amber and Zach were asked to stay).

VOTE - AYES 5 NAYS 0 .

Close Executive Session -

A motion was made by Derek Ceratt, seconded by Lori Furguson to close executive session at 7:15 PM. VOTE - AYES 5 NAYS 0 .

DC LF sign union contract

The next regular meeting of the Wolcott Town Board will be held January 18, 2022, at 6:00 PM at the Town Hall.

A motion was made by Lori Furguson, seconded by Derek Ceratt to adjourn the meeting at 7:17 PM.

Respectfully submitted,

Jessica Freer
Town Clerk