**MINUTES OF THE MEETING OF THE TOWN BOARD**

TOWN OF SANDY CREEK
1992 HARWOOD DRIVE, PO BOX 52

SANDY CREEK, NEW YORK 13145-0052

**Date:** December 11, 2019

**Kind of Meeting:** Regular Meeting

**Place:** Town Hall

**Board Members Present:** Nancy Ridgeway  **Others Present:**

 John W, Wood, Jr. Rebekah Prosachik, Esq.

 Ruth E. Scheppard Tammy L. Miller, RMC

 Nola J. Gove Brittany M. Washburn

 Dave Warner Anthony Young, P.E.

 Jacqueline Novak, Engineer II

 Matthew C. Fuller, P.E.

 Michael C. Kastler

 Margaret Kastler

 Wayne Miller

 John Howland @ 7:16 pm

**CALL TO ORDER:**

Town Supervisor Nancy Ridgeway called the meeting to order at 7:01 pm with the Pledge of Allegiance.

**APPROVAL OF MINUTES:**

**RESOLUTION 115-19**

On motion by Nola J. Gove, seconded by Ruth E. Scheppard, the following resolution was

ADOPTED - 5 Ayes Scheppard, Gove, Ridgeway, Wood, Warner

 0 No

**Resolved** that the minutes of the October 10th, 16th, 23rd, 30th, and November 6th, and 13th meetings are approved as written.

**FINANCIAL REPORT**

The Monthly Report of the Supervisor was received by the Town Board tonight and is on file in the Town Clerk’s office.

**REPORTS:**

Assessor- Rebecca Trudell’s monthly report is on file in the Town Clerk’s office. Supervisor Ridgeway reported that Becky and Julie have been doing field review and will be mailing out agricultural exemption paperwork in January.

Dog Control Officer – Anne Derr prepared a report for the Town Board and it is on file in the Town Clerk’s office.

Highway/Water Superintendent – Mike Kastler read his highway and water reports aloud at the meeting. They are on file in the Town Clerk’s office. He reported that one truck is currently on the night shift. The day shift reports in at 3 am. Tim Crast has retired after nearly 30 years working in the highway department. James Bremm will take his full-time position. Superintendent Kastler is considering the purchase of a portable screen to be shared with the Town of Richland. The county did pay the snow contract money since the last monthly meeting. Construction of Water Service Area #3 remains on hold as there has been no word from the DEC on the project.

Historian – Charlene Cole’s monthly report is on file in the Town Clerk’s office.

Judges – Supervisor Ridgeway reported that the Town Justices have filed their monthly financial reports with her.

Legislator – Margaret Kastler reported that this is her last official meeting in the Town of Sandy Creek. She has enjoyed working for the past 11 years as our County Legislator for District #1. The county budget is projected to be $7.70 per thousand of assessed property value. A public hearing on the budget will be held at 2 pm on December 12th and it will be voted on during the regular monthly meeting of the County Legislature at 7 pm that evening. A new law takes effect in January in NYS. Criminals will be let out of jail and no bail will be set for non-violent crimes to save space in the jails. Most of the accused criminals will be given appearance tickets. There are new county surveys available for the public to complete regarding transportation for the needy. It is possible that the northern end of the county may have a new small bus loop available in the future.

Library – Library Director Jessica Godfrey e-mailed the board her monthly report and newsletter today. Supervisor Ridgeway summarized her report. Over 20 people attended the library’s Make and Take Holiday Gnome Workshop on December 7th. Bakers can submit a dozen cookies to the Holiday Cookie Contest on Friday, December 13th and the public will judge them on Saturday, December 14th. At 11 am on the 14th they are having a Grinch themed Christmas party with Santa Claus. All spots are filled for this party.

NOCA – Sandy Creek representative Nancy Dingman was excused this evening.

Planning Board – The report from the Sandy Creek Regional Planning Board’s meeting on December 4th has been filed in the Town Clerk’s office.

Water Advisory Committee- Minutes from the November 25th meeting have been filed.

Code Enforcement Officer – John Howland’s report for November is on file in the Town Clerk’s office and available for public inspection. The violation at the Vaughn property will be re-addressed in the spring.

Town Clerk – Tammy Miller reported that receipts and total disbursements for the month of November totaled $2,182.00. Of this total, $1,438.13 was paid to Supervisor Ridgeway for town revenue. This report is on file in the Town Clerk’s office and available for public inspection. Information on the 2020 Training School and Annual Meeting of the Association of Towns in NYC is available in the Town Clerk’s Office. The County of Oswego Industrial Development Agency has scheduled a public hearing in the village office on December 19th at 9:00 AM regarding Bull Rock Solar, LLC. Due to miscommunication the library’s board of trustees will remain at 5 members. Paula Moyer will be taking the seat vacated by Ashley Haskins when her term of office expires on December 31, 2019. Therefore the new seat must be abolished.

**RESOLUTION 116-19**

On motion by Ruth E. Scheppard, seconded by Nola J. Gove, the following resolution was

**ADOPTED** - 5 Ayes Scheppard, Gove, Ridgeway, Wood, Warner

 0 No

**Resolved** that the Town Board of the Town of Sandy Creek abolishes the new seat created on the board of the Annie Porter Ainsworth Memorial Library on October 9, 2019 with a term expiring on December 31, 2023.

Engineers – Anthony Young and Jacqueline Novak of Barton & Loguidice were present to update the Town Board on current projects. Mr. Young reported that the new Sanitary Sewer District Engineering Study Project scored well at 86 and qualified for hardship funding at 0% interest. The REDI grant paperwork has been submitted and a budget needs to be developed. There is a three year deadline to spend the money. The DEC is in favor of a sewer project, but has yet to make a decision on Water Service Area #3. We are also waiting for the Department of Health and Rural Development to submit comments on the contract documents for the water project. After they are received and we are ready to go to bid, we will consider giving the DEC a deadline for their response. An addendum to the May 2017 Map, Plan and Report has been issued to increase the maximum amount to be expended for Water Service Area #3.

**RESOLUTION 117-19**

**On motion** made by Ruth E. Scheppard, and seconded by Nola J. Gove, **BE IT RESOLVED** as follows:

Nancy Ridgeway, Supervisor AYE

 Ruth E. Scheppard, Councilman AYE

 Nola J. Gove, Councilman AYE

 Dave Warner, Councilman AYE

 John W. Wood, Jr., Councilman AYE

**RESOLUTION/ORDER FOR PUBLIC HEARING**

**ON INCREASE IN THE MAXIMUM AMOUNT TO BE EXPENDED FOR THE TOWN OF SANDY CREEK WATER SERVICE AREA NO. 3 PURSUANT ARTICLE 12-C OF THE TOWN LAW OF THE STATE OF NEW YORK**

 **WHEREAS,** the Town of Sandy Creek established Town of Sandy Creek Water Service Area No. 3 at a maximum project cost of TEN MILLION DOLLARS ($10,000,000.00); and

**WHEREAS,** it is anticipated thattheconstruction costs of the proposed water service area will exceed the original cost estimates for the project, resulting in an increase in the maximum amount to be expended for the project. Based upon the increase in the construction associated administrative costs, the maximum amount proposed to be expended for the formation of the water service area is **ELEVEN MILLION EIGHT HUNDRED NINETY-THREE THOUSAND ($11,893,000.00) DOLLARS**; and

**WHEREAS,** the boundaries of the Town of Sandy Creek Water Service Area No. 3 are unchanged and will contain an area located along parts of Autumn Drive, Balcom Drive, Beaver Lane, Chipman Lane, County Route 15, County Route 62, Country Club Lane, Deer Run, Elms Road, Greene Point Road, Henderson Road, Hilton Road, Irma’s Way, Laura Drive, Lindsey Drive, Marina Road, Marsha Drive, Miller Road, Mona Lane, N. Rainbow Shores Road, Orton Road, Park 3 Drive, Punkin Hook Drive, Rainbow Shores Road, Ross Park Drive, S Sandy Pond Inlet, Sawmill Road, NYS Route 3, Stanley Drive, Tryon Road, Upton Road, US Route 11, W. Shore Drive, Waful Shores, Weaver Road, Whitney Lane and Wilder Drive in the Town of Sandy Creek; and

 **WHEREAS,** this Board has reviewed the addendum to the Map, Plan and Report, and wishes to schedule a public hearing regarding the possible increase in the maximum amount to be expended for the construction of Town of Sandy Creek Water Service Area No. 3 pursuant to Article 12-C of the Town Law of the State of New York; and

**WHEREAS,** the improvements proposed, are unchanged and will be a new water distribution system to include meter pits, remote read meters and service lines to the curb box. Fire hydrants will also be installed as part of the project. All property owners who connect to the water main will be required to disconnect their private supply; and

**WHEREAS,** this Board received awards of grant funds in excess of the originally anticipated amounts, as contained in the Letter of Conditions issued by USDA Rural Development dated September 26, 2018, wherein Rural Development has agreed to provide a grant to the water service area in the amount of **ONE MILLION SEVEN HUNDRED FIFTY-TWO THOUSAND TWO HUNDRED SEVEN HUNDRED TEN DOLLARS ($1,752,710.00)** and the WIIA award letter to provide a grant to the water service area in the amount of **TWO MILLION ONE HUNDRED THREE THOUSAND TWO HUNDRED SIXTY-ONE DOLLARS ($2,103,261.00**) which will cover the increase in the maximum amount to be expended; and and

**WHEREAS,** the proposed method to be employed for financing such system is Town of Sandy Creek has applied for and received the following **Federal funding options: A grant of**  **ONE MILLION SEVEN HUNDRED FIFTY-TWO THOUSAND TWO HUNDRED SEVEN HUNDRED TEN DOLLARS ($1,752,710.00) from USDA Rural Development, a loan of EIGHT MILLION THIRTY-SEVEN THOUSAND TWENTY-NINE DOLLARS ($8,037,029.00) at 0 percent interest for thirty (30) years from New York State Environmental Facilities Corporation (EFC), and a grant of TWO MILLION ONE HUNDRED THREE THOUSAND TWO HUNDRED SIXTY-ONE DOLLARS ($2,103,261.00**) from WIIA; and

 **WHEREAS,** the estimated annual cost to the typical property/typical home or equivalent dwelling unit (“EDU”) would be $700.00 per year, said amount includes the typical annual water use costs estimated at 180 gallons per day. The EDU charge will be borne by those parcels that benefit from the project which are those parcels located in the water service area; and

**WHEREAS,** the estimated cost for a property owner to install a service line from the curb box to the user’s residence is $800-$1,000 and there is no hookup fee charged by the Town; and

**WHEREAS,** the addendum to the Map, Plan and Report and the original Map, Plan and Report describing such improvements are on file in the Office of the Town Clerk of the Town of Sandy Creek for public inspection; and it is hereby

 **ORDERED,** that the Town Board of the Town of Sandy Creek shall hold a Public Hearing pursuant to the Town Law of the State of New York to consider an increase in the maximum amount to be expended relative to formation of the water service area to be known as Water Service Area No. 3, said hearing to be held **the 8th day of January, 2020 at 7:15 p.m.**, at the 1992 Harwood Drive, Sandy Creek, New York, at which time and place all persons interested in the subject thereof may be heard concerning same; and it is further,

**ORDERED,** that the Town Clerk of the Town of Sandy Creek is hereby authorized and directed to publish a copy of this Resolution/Order in the **Watertown Daily Times**, one of the official newspapers for the Town of Sandy Creek and post a copy of same on the sign board of the Town of Sandy Creek in the time and manner required by law.

Matthew C. Fuller, P. E. of Barton and Loguidice was present to review his visual building condition assessment report from October 16, 2019 of the Cazenovia Tractor site at 6224 US Rt 11 and of the existing town highway garage. Superintendent Kastler believes a fair evaluation of both buildings was done. He likes the suggested multi-year plan of recommended upgrades and replacements at the Cazenovia building. He believes the town should sell the current highway barn, salt shed, and storage barn on Lake Street if the Cazenovia site is purchased. The current fair market value of the Cazenovia property is $470,879.00

**RESOLUTION 118-19**

On motion by Nancy Ridgeway, seconded by Ruth E. Scheppard, the following resolution was

**ADOPTED** - 4 Ayes Scheppard, Gove, Ridgeway, Warner

 0 No

 1 Abstain Wood

**Resolved** that the Town Board of the Town of Sandy Creek agrees to offer $300,000 for the purchase of the property located at 6224 US Rt 11 in the Town of Sandy Creek, NY.

**PUBLIC COMMENT** – **Wayne Miller** commented that the Friends of Watertown came to look at some of the waterfront properties they have been affected by flooding.

**OLD BUSINESS**

Supervisor Ridgeway reported that negotiations with the Teamsters Union continues.

**RESOLUTION 119-19**

On motion by Ruth E. Scheppard, seconded by Nola J. Gove, the following resolution was

**ADOPTED** - 5 Ayes Scheppard, Gove, Ridgeway, Warner , Wood

 0 No

**Resolved** that the Town Board of the Town of Sandy Creek approves the fire protection agreement with the Villages of Lacona and Sandy Creek for 2020.

**RESOLUTION 120-19**

On motion by Ruth E. Scheppard, seconded by Nancy Ridgeway, the following resolution was

**ADOPTED** - 5 Ayes Scheppard, Gove, Ridgeway, Warner , Wood

 0 No

**Resolved** that the Town Board of the Town of Sandy Creek approves the FCC Notification for Spectrum Manager Lease Ownership Disclosure Information and Spectrum Lease Agreement between Sensus and the Town of Sandy Creek.

**NEW BUSINESS**

**RESOLUTION 121-19**

On motion by Nancy Ridgeway, seconded by Dave Warner, the following resolution was

**ADOPTED** - 5 Ayes Scheppard, Gove, Ridgeway, Wood, Warner

 0 No

**Resolved** that the Town Board of the Town of Sandy Creek approves the Williamson Law Book Payroll Software Support Contract for December 1, 2019 – November 30, 2020 for $775.00 and the Williamson Law Book Water/Sewer Software Support Contract from December 1, 2019 to November 30, 2020 for $987.00.

**RESOLUTION 122-19**

On motion by Ruth E. Scheppard, seconded by Nola J. Gove, the following resolution was

**ADOPTED** - 5 Ayes Scheppard, Gove, Ridgeway, Wood, Warner

 0 No

**Resolved** that the Town Board of the Town of Sandy Creek reappoints Robert L. Tessier to the Board of Assessment Review for the term expiring September 30, 2024.

Supervisor Ridgeway asked the Town Board for their thoughts on pursuing legal action against the IJC. In a memo from Kevin Caraccioli the town has three options: to participate by filing an Amicus Brief; to commence separate litigation; or to intervene in the State of New York’s lawsuit. She also reported that Mayor Billy Barlow of Oswego has offered his staff to assist small towns with such things as the REDI funding paperwork. The marinas’ 5% match for REDI funding was discussed.

**RESOLUTION 123-19**

On motion by Ruth E. Scheppard, seconded by Dave Warner, the following resolution was

**ADOPTED** - 5 Ayes Scheppard, Gove, Ridgeway, Wood, Warner

 0 No

**Resolved** that the Town Board of the Town of Sandy Creek authorizes the following transfers of funds:

**From Description To Description Amount**

A1990.4 Contingent A1680.4 Data Processing $1,000.00

A1990.4 Contingent A1940.4 Purchase of Land/ROW 600.00

A1990.4 Contingent A3310.2 Traffic Control Equipment 147.00

**APROVAL OF BILLS**

**RESOLUTION 124-19**

On motion by Ruth E. Scheppard, seconded by Dave Warner, the following resolution was

**ADOPTED** - 5Ayes Scheppard, Gove, Ridgeway, Wood, Warner

 0 No

**Resolved** that the bills be paid on Abstract #22 in the following amounts:

General Fund $ 284.63

Trust & Agency $ 11,076.33

**And** on Abstract #23 in the following amounts:

General Fund $ 36,178.20

Highway Fund $ 23,564.43

Water Project #3- H3 $ 46,688.54

N Pond Shoreline-H4 $ 1,590.16

Water District #1-SW $ 29,806.46

Water District #2-SW $ 401.94

Water District #3-SW $ 1,400.31

Trust & Agency $ 6,948.39

A special year-end meeting to pay 2019 bills will be held on December 30th at 5pm. In 2020 the November meeting will be held the first Wednesday rather than on the Veterans’ Day holiday. Attorney Prosachik will speak to the Town of Richland attorney about their decision on the IJC lawsuit.

The next regular monthly meeting of the Town Board will be January 8th at 7 pm.

**On motion** by Ruth E. Scheppard, and seconded by Nancy Ridgeway, and carried unanimously, the meeting was adjourned at 8:37 pm.

Respectfully submitted,

Tammy L. Miller, RMC

Town Clerk