

**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:** July 13, 2016

**Kind of Meeting:** Regular Meeting

**Place:** Town Hall

**Board Members Present:** Nancy Ridgeway  
Nola J. Gove  
Dave Warner  
Ruth E. Scheppard  
John W. Wood, Jr.

**Others Present:**  
Tammy L. Miller  
Allison J. Nelson  
Michael C. Kastler  
Dustin J. Clark  
Margaret A. Kastler  
Brittany M. Washburn  
Pat McCullough  
Pat McDougal  
Jessica Godfrey  
Wayne Miller  
John Howland in @ 7:20 pm  
Jeremy Brown  
Norma Newman

**CALL TO ORDER:**

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

Two sealed bids for the paving of Bremm Road and Weaver Road were received and opened as follows:

T.J. Clement Construction Co, Inc.	Watertown, NY	\$184,000.00 total
Barrett Paving Materials, Inc.	Watertown, NY	\$146,258.76 total

**APPROVAL OF MINUTES:**

**RESOLUTION 75-16**

On motion by John W. Wood, Jr, seconded by Nola J. Gove, the following resolution was ADOPTED - 5 Ayes                      Ridgeway, Gove, Warner, Scheppard, Wood  
0 No

**Resolved** that the Town Board of the Town of Sandy Creek approves the minutes of the June 1, 8, and 22 meetings as written.

**FINANCIAL REPORT:**

The Town Board received a copy of the monthly financial report of the Supervisor tonight. It was filed in the Town Clerk's office and is available for public inspection.

**REPORTS:**

Assessor- Rhonda Weigand's report is on file in the Town Clerk's office and available for public inspection. Supervisor Ridgeway reported that there has been one small claim filed to date.

Dog Control Officer- Elisa Dunn's written report and mileage log for June were received and filed.

Historian – Charlene Cole's monthly report is on file in the Town Clerk's office and available for public inspection. A friendship quilt dated "1860 Sandy Creek" was brought in by Jeff Cummings. It includes many names.

Town Justice- The judges' reports for June have been received by the Town Supervisor.

Legislator – Margaret Kastler reported that the 2016 Delinquent Tax Auction will be held at Oswego High School on July 23<sup>rd</sup>. The tipping fees for the transfer stations will increase in 2017. The Government Committee will meet at 1:40 pm on July 14<sup>th</sup>. They will discuss removing the property from auction that the Town of Sandy Creek is interested in purchasing. Legislators have received a letter regarding a county-wide fire district. This is in the fact finding stage and not something that the legislature is currently considering. The legislature meets July 14<sup>th</sup> at 2 pm in the Legislative Chambers in Oswego.

Library- Director Jessica Godfrey explained to the board that she would like to apply for a grant of \$849.90 through the Oswego County Community Foundation, but needs a tax-exempt sponsor. The funding is for early childhood (age 2-5) art classes to be held in the summer of 2017. She presented the latest newsletter and reported that the summer reading program had begun. She also reported that two outdoor lights at the library are flickering on and off.

## **RESOLUTION 76-16**

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

ADOPTED - 5 Ayes                 Ridgeway, Gove, Warner, Scheppard, Wood  
  0 No

**Resolved** that the Town Board of the Town of Sandy Creek authorizes Town Supervisor Nancy Ridgeway to write a letter of support and sign the Oswego County Community Foundation Grant Application for the Annie Porter Ainsworth Memorial Library.

NOCA – Supervisor Ridgeway reported that she has received NOCA's end of year statement.

Planning Board – Secretary Pat McCullough reported on the July 5<sup>th</sup> meeting of the Sandy Creek Regional Planning Board. They are interested in writing a local law regulating solar energy devices. Legislator Kastler discussed several county issues with them at this meeting. The Sandy Pond Channel Maintenance Association meeting will be held on July 17<sup>th</sup> at 10 am at the Town Hall. Councilman Warner asked Superintendent Kastler about dredging this year. A discussion followed.

Highway/Water Superintendent – Superintendent Mike Kastler read his highway report. His reports are filed in the Town Clerk's office. He also reported that the walk-thru for Water District #1 contract #4 is done. Contract #6 work on St Rt 3 began on July 12<sup>th</sup> and should take approximately 30 days completing the Water District #1 project. Walk-thru of Water District #2 was done and a couple items remain to complete. An

informational session has been set for the proposed Water District #3 on Sunday, August 7<sup>th</sup> at 10 am at the Elms Restaurant. The same customers seem to be late paying each water bill. The town does have the authority to turn their water off. Any unpaid bills will be re-levied on the January town and county tax bill.

Water Advisory Committee – Chairman Norma Newman reported that the minutes from the last meeting have been filed and that she has distributed many flyers announcing the informational session on August 7<sup>th</sup>.

Code Enforcement Officer – John Howland’s building permit and violation reports for June are on file in the Town Clerk’s office. It was a busy month for permits. The two violations have been corrected. One appearance ticket issued resulted in a no show for court. The “zombie” property issue was discussed. All but two campground inspections have been completed. CEO Howland will be on vacation July 22-30.

Town Clerk – Tammy Miller reported that receipts and total disbursements for the month of June totaled \$2,840.00. This report is on file in her office and available for public inspection. She will be on vacation July 19 -25<sup>th</sup> and Deputy Clerk Brittany Washburn will cover the office.

Department of Environmental Conservation – Joseph Sluzar, Regional Attorney, Dan Bishop, Regional Natural Resources Supervisor, and Scott Prindle, Aquatic Biologist with the DEC were present to discuss the boat launch at Groman Shores. Mr. Bishop began by stating that Oswego County is in DEC Region 7 and a few years ago the state looked at several properties in Sandy Creek for public access to Sandy Pond. This was a long process and it was finally determined that the Groman Shores property was best. There was a family disagreement over the sale of this property and some serious deed issues. The DEC does own the property now and has begun to develop it. A graded parking lot was built and improvements to Stanley Drive were made. More issues arose with some telephone poles needing to be moved. Mr. Sluzar explained that NYS only has an easement to use the road and does not own it. Therefore, NYS cannot convey the road to the town. He also explained that the DEC is represented by the Attorney General. He will share all of the paperwork associated with this property with Attorney-for-the-Town Allison Nelson. Stanley Drive is a private road and has been maintained by its property owners in the past and a contractor has been hired to plow it in recent years. The DEC has done the work necessary to bring the road to town specifications. Three property owners own the section of road to the boat launch and to date one is not agreeable to the town taking the road over. An intermunicipal agreement for the town to plow only the parking area was discussed, but the town would still likely have to plow a section of the private road to get to the parking area. Attorney Nelson agreed that there are some issues with this situation. The DEC will be providing signage for the boat launch and parking area.

Barton & Loguidice – Dustin J. Clark, P.E. was present to update the board on water district progress. In Water District #1 Contract 5 requires a change order of \$13,566.38. Contract 6 began on July 12<sup>th</sup>. Any issues in Water District #2 are still under warranty. A new draft map for proposed Water District #3 was distributed to the Town Board and B&L needs feedback on it.

### **RESOLUTION 77-16**

On motion by Ruth E. Scheppard, seconded by John W. Wood, Jr, the following resolution was

ADOPTED - 5 Ayes                      Ridgeway, Gove, Warner, Scheppard, Wood  
0 No

**Resolved** that the Town Board of the Town of Sandy Creek approves Change Oder #1 for Contract #5 – Additional Sections Water Main of the Eastern Shore Water System Project for \$13,566.38.

The Town Board will hold a special meeting with the Water Advisory Committee on July 25<sup>th</sup> at 6 pm to further discuss proposed Water District #3 with the engineers.

**RESOLUTION 78-16**

**On motion** by Dave Warner, seconded by Nola J. Gove, the following resolution was

ADOPTED - 5 Ayes                      Ridgeway, Scheppard, Gove, Wood, Warner  
0 No

**Resolved** that the Town Board of the Town of Sandy Creek wants to acquire the piece of property at 99 Weaver Road, tax map number 018.00-01-09.2 from Oswego County for back taxes of \$7,578.85 and a \$250 fine subject to county approval and subject to permissive referendum.

**AND Resolved** that

1.            That the Supervisor of the Town is hereby authorized to enter into a Purchase Contract for the purchase of a parcel of property owned by Oswego County, located at 99 Weaver Road, Sandy Creek and known as Tax Map Number 018.00-01-09.2 for the purchase price of Seven Thousand Eight Hundred Twenty-Eight (\$7,828.85) Dollars.

2.            The property is a vacant parcel of land, and the Town Board believes the purchase of the property is in the best interest of the Town.

3.            That the Town Board of the Town of Sandy Creek deems the purchase price of said property to constitute fair and adequate consideration.

4.            Pursuant to Section 220 of the Town Law of the State of New York, **this resolution is subject to permissive referendum.**

**PUBLIC COMMENT** – There was none at this time.

**OLD BUSINESS** – The lease agreement for the upstairs apartment at the Town Hall was reviewed.

**RESOLUTION 79-16**

**On motion** by Nola J. Gove, seconded by John W. Wood, Jr, the following resolution was

ADOPTED - 5 Ayes                      Ridgeway, Gove, Wood, Scheppard, Warner  
0 No

**Resolved** that the Town Board of the Town of Sandy Creek will renew the apartment lease agreement with the Kastlers for \$625 per month effective July 2016.

The closing on the Lake Street property will be completed very soon.

**NEW BUSINESS**

**RESOLUTION 80-16**

On motion by John W. Wood, Jr., seconded by Ruth E. Scheppard, the following resolution was

ADOPTED - 5 Ayes                    Ridgeway, Gove, Warner, Scheppard, Wood  
                    0 No

**Resolved** that the Town Board of the Town of Sandy Creek accepts the bid from Barrett Paving Materials, Inc. of Watertown, NY for \$146,258.76 total price.

**RESOLUTION 81-16**

On motion by John W. Wood, Jr., seconded by Ruth E. Scheppard, the following resolution was

ADOPTED - 5 Ayes                    Ridgeway, Gove, Warner, Scheppard, Wood  
                    0 No

**Resolved** that the Town Board of the Town of Sandy Creek accepts the bid from American Painting Co. of Adams Center, NY for painting the trim at the library for a total price not to exceed \$2,500 on the condition that proof \$1,000,000 liability insurance and a statement that no employees will be working on this job so that it is exempt from Workers Compensation insurance is provided.

The possibility of having a volunteer perform court clerk duties was discussed. A confidentiality statement would be needed. Attorney Nelson suggested that making this a paid position with a nominal salary would be in the town's best interest.

**BUDGET AMENDMENTS**

**RESOLUTION 82-16**

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

ADOPTED - 5 Ayes                    Ridgeway, Gove, Warner, Scheppard, Wood  
                    0 No

**Resolved** that the Town Board of the Town of Sandy Creek creates the following expenditure lines in the 2016 budget:

SW1-8660.4	Acquisition of Real Property
SW1-8397.43	Equipment Storage Building (former Sancona Building)
DA8680.1	Employee Retirement Payout
DB5110.11	Employee Retirement Payout

**TRANSFER OF FUNDS**

**RESOLUTION 83-16**

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

ADOPTED - 5 Ayes                    Ridgeway, Scheppard, Gove, Wood, Warner  
                    0 No

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

From SW1-1990.4 Contingent	toSW1-8660.4 Acquisition of Real Prop	\$26,000
SW1-1990.4 Contingent	toSW1-8397.43 Equipment Storage Build	\$ 5,000
DA9962.4 Other Budgetary	toDA8680.1 Employee Retirement Pay	\$12,500
DB9962.4 Other Budgetary	to DB5110.11 Employee Retirement Pay	\$12,500
SW2-1990.4 Contingent	to SW2-1910.4 Insurance	\$ 726
SW2-1990.4 Contingent	to SW2-8340.4 Water Operator Contract	\$ 575
A1620.4 Town Hall Contract	to A1620.1 Town Hall Personal Serv	\$ 4,200

## **PAY BILLS**

### **RESOLUTION 84-16**

On motion by Ruth E. Scheppard, seconded by John W. Wood, Jr., the following resolution was

**ADOPTED** - 5 Ayes                      Ridgeway, Gove, Warner, Scheppard, Warner  
0 No

**Resolved** that the bills be paid on Abstract #12 in the following amounts:

General Fund	\$	271.76
Trust & Agency	\$	10,012.42
Water District #1-SW	\$	129.00

**And** on Abstract #13 in the following amounts:

General Fund	\$	19,403.83
Trust & Agency	\$	21,707.42
Highway Fund	\$	59,110.10
Water District #1-H	\$	21,793.89
Water District#1-SW	\$	42,597.79
Water District #2-H	\$	6,000.00
Water District#2-SW	\$	533.86
Water District#3-H	\$	1,900.00

Supervisor Ridgeway announced that Highway Department employee Michel Soluri has retired.

### **RESOLUTION 85-16**

**On motion** made by John W. Wood, Jr., seconded by Dave Warner, the following resolution was

**ADOPTED** – 5 Ayes                      Ridgeway, Gove, Warner, Scheppard, Wood  
0 No

**Resolved** that the Town Board of the Town of Sandy Creek will enter executive session at 9:24 pm to discuss collective negotiations of the Teamsters Local #317 contract.

Attorney Allison Nelson was invited in. Everyone else left the meeting, except Town Clerk Miller waited in her office for the open meeting to resume.

### **RESOLUTION 86-16**

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

**ADOPTED** – 5 Ayes                 Ridgeway, Gove, Warner, Scheppard, Warner  
  0 No

**Resolved** that the Town Board of the Town of Sandy Creek will exit executive session at 10:22 pm.

A special meeting will be held on August 31<sup>st</sup> at 6 pm to discuss a local law regarding manure lagoons.

**On motion** by Nancy Ridgeway, seconded by Ruth E. Scheppard, and carried unanimously, the meeting was adjourned at 10:31 pm.

Respectfully submitted,

Tammy L. Miller, RMC  
Town Clerk