**DRAFT MINUTES**

Minutes of the Month-End Town Board Meeting/ (Budget Workshop-cancelled) commencing at 5:00 PM in the upstairs meeting room September 22, 2020, located at 14-16 Mill St. Sodus, NY 14551. Due to Covid-19 Zoom was provided, along with detailed login information in the legal notice of this meeting.

Masks were required and social distancing was enforced.

All meetings are open to the public.

Roll Call/Present: Scott Johnson, Supervisor

David LeRoy, Councilperson/Deputy Supervisor

Don Ross, Councilperson-*Zoomed*

Chris Tertinek, Councilperson

Johns Faulks, Councilperson-*Zoomed*

Recording Secretary: Lori Diver, Sodus Town Clerk

Others Present: Sal Vittozzi-Groundskeeper/Caretaker-*Zoomed*

Bree Crandell, Supervisor Clerk

Honorable Robert Fratangelo, Sodus Justice

Casey Carpenter, Times of Wayne County-*Zoomed*

Absent: N/A

Supervisor Scott Johnson called the Regular Month End Town Board Meeting to order at 5:00 PM.

The Budget Workshop (scheduled after the month end meeting) was postponed. Justice Robert Fratangelo came in to speak with the Board regarding the Town Court 2021 budget; his numbers were reviewed by the Town Board and discussed.

***ABSTRACT # 17***

***RESOLUTION***

***(02 09-2020)***

**WHEREAS,** the following bills were presented for payment on Abstract 17:

General 395-411 $ 30,875.23

Highway 262-279 $ 76,729.83

Trust & Agency 025-026 $ 948.42

Bridge Project 008-008 $ 429.70

**GRAND TOTAL: $ 108,983.18**

**NOW BE IT RESOLVED**, Councilperson David LeRoy motioned to approve payment of these bills as reviewed for Abstract No. 17, which was seconded by Councilperson Chris Tertinek. Upon roll call the following votes were heard, Supervisor Scott E. Johnson, aye; David LeRoy, aye; Chris Tertinek, aye; Don Ross, aye; and John Faulks, aye. Resolution adopted.

Discussion was held on certification fees for death, birth, and marriage certificates. It was discussed fees are regulated under NY Public Health Law.

Councilperson David LeRoy motioned to increase Sal Vittozzi’s data plan from his current plan *(1G of data)* for his Verizon cell phone to unlimited access for data, was seconded by Don Ross.

*(Note: the increase will go from $15.00 to $48.75 monthly).* Upon roll call the following votes were heard, Supervisor Scott E. Johnson, aye; David LeRoy, aye; Chris Tertinek, aye; Don Ross, aye; and John Faulks, aye. Motion carried.

***7441 RIDGE RD***

***RESOLUTION***

***(03 09-2020)***

**WHEREAS,** the Town Code Enforcement Officer (“CEO”) served a notice on the Owner of property located 7441 Ridge Road in the Town of Sodus (“Property”) on May 13, 2019, notifying him that the Property was in violation of Town of Sodus Zoning Law; and

**WHEREAS**, the CEO served a follow-up letter on the Owner again demanding compliance on June 3, 2019; and

**WHEREAS** the Town Code Enforcement Officer served an Information on the Owner on or about June 13, 2019 accusing the Owner of storing junk and operating a junkyard in violation of Section 95 of the Zoning Law, and

**WHEREAS,** after several adjournments resulting from the Owner’s failure to appear, a trial was held on July 6, 2020 in the Town of Sodus Justice Court; and

**WHEREAS**, upon review of the evidence, on July 6, 2020, the Town Court (Putnam, J.) determined that the Owner had violated the Town of Sodus Zoning Law Section 95 for a period of 370 days and imposed a penalty in the amount of $78,000; and

**WHEREAS**, the penalty has not been paid, nor has the Property come into compliance with the Zoning Law;

**NOW THEREFORE,** **IT IS RESOLVED,** that the Town Board finds that the Property continues to be used for storage of junk and operated as a junkyard in violation of 2020 New York State Property Maintenance Code §§302.1, 302.8, 308.1, and 308.2, and section 95 of the Town of Sodus Zoning Law; and it is further

**RESOLVED** that the Town Board finds that the Owner has not complied with the directives of the Town to discontinue the illegal use of the Property for a period of well over a year, and it is further

**RESOLVED**, that the procedure of the Zoning Law, including Section 95, has been complied with; and it is further

**RESOLVED,** that theTown Board authorizes the CEO to seek quotes for the removal of junk, including unlicensed automobiles, on the Property (“Work”); and it is further

**RESOLVED**, that the CEO should proceed with retaining a contractor for the Work pursuant to the Town’s procurement policy; and it is further

**RESOLVED**, that the Town Board authorizes the expenditure of funds for the Work in compliance with the Town’s Procurement Policy of up to $\_\_\_\_\_\_\_\_\_\_, and it is further

**RESOLVED**, that all costs and expenses incurred by the Town in connection with the Work shall be assessed against the Property pursuant to Section 95-6 of the Zoning Law, and it is further

**FURTHER RESOLVED,** the CEO shall serve a copy of this Resolution on the Owner by October 1, 2020.

Councilperson Don Ross motioned to adopt this resolution *(03 09-2020)* was seconded by Councilperson David LeRoy. Upon roll call, the following votes were heard; Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; John Faulks, aye. Resolution Adopted.

Councilperson John Faulks motioned to hold a Special Board Meeting/Budget Workshop September 28th, 2020 9:30AM was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Supervisor Scott E. Johnson, aye; David LeRoy, aye; Chris Tertinek, aye; Don Ross, aye; and John Faulks, aye. Motion carried.

Councilperson John Faulks motioned to hold a Special Board Meeting/Budget Workshop October 2, 2020 9:30AM was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Supervisor Scott E. Johnson, aye; David LeRoy, aye; Chris Tertinek, aye; Don Ross, aye; and John Faulks, aye. Motion carried.

Councilperson John Faulks discussed with Councilperson David LeRoy plowing at Beechwood. Since, Dale Pickering was not at the meeting, Councilperson David LeRoy will discuss with Dale, plowing arrangements at Beechwood for the winter.

Councilperson Don Ross motioned to adjourn the meeting was seconded by Councilperson Chris Tertinek. Upon roll call the following votes were heard, Supervisor Scott E. Johnson, aye; David LeRoy, aye; Chris Tertinek, aye; Don Ross, aye; and John Faulks, aye. Motion carried.

Meeting adjourned: 5:27 PM

Recording Secretary,

Lori Diver

Sodus Town Clerk, RMC