**MINUTES**

Minutes of the Regular & Month End Town Board Meeting September 26, 2017 commencing at 7:00 pm in the Sodus Town Court Room located at 14-16 Mill St. Sodus, NY 14551

All Town of Sodus Board Meetings are open to the public.

Present: Steven LeRoy, Supervisor

David LeRoy, Councilperson (Deputy Supervisor)

Jim Quinn, Councilperson

Don Ross, Councilperson

Recording Secretary: Lori Diver, Town Clerk

Absent : Al Hendrikse, Code Enforcement

Others Present: Dale Pickering, Highway Superintendent

John Addyman, Sun & Record

Trevor Davey, Camp Beechwood

Kim Buell, Town of Sodus Zoning Member

TJ Beach-Public Comments

Michael Cornelius-Public Comments

Supervisor LeRoy called the Regular & Month End Town Board Meeting to order with the Pledge of Allegiance, commencing at 7:00 pm.

***MINUTES***

Councilperson David LeRoy motioned to approve the Minutes of the ***August 9, 2017***

***Regular Town Board Meeting*** was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

Councilperson Jim Quinn motioned to approve the Minutes of the ***August 22, 2017*** ***Month End-Regular Town Board Meeting & Water District No. 11 Signing Night*** was seconded by Councilperson David LeRoy. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

Councilperson David LeRoy motioned to approve the Minutes of the ***September 11, 2017 Special Town Board Meeting*** was seconded by Councilperson Jim Quinn. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

***SUPERVISOR’S REPORT***

The Supervisor’s Report for August 2017 *(including all town-wide expenditures and compensated & absences)* were presented for approval. Councilperson David LeRoy motioned to accept and file this report, which was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

***TOWN CLERK’S REPORT***

The Town Clerk’s Reports, Town Clerk’s bank statements for audit and bank register for August 2017 were presented. Councilperson Don Ross motioned to accept and file this report, which was seconded by Councilperson David LeRoy. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

***ABSTRACT***

***RESOLUTION TO PAY ABSTRACT No. 17***

***(02 09-2017)***

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

General 418-457 $ 17,207.41

Highway 261-277 $ 113,949.89

Trust & Agency 13-14 $ 1,174.84

Special Districts 32-32 $ 932.53

**GRAND TOTAL: $ 133,264.67**

**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 Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Resolution adopted.

**PUBLIC COMMENTS**

*(TJ Beach & Michael Cornelius)*

TJ Beach and Michael Cornelius addressed the Board requesting to do a music video at Camp Beechwood on Saturday September 30, 2017 from 10:00 am to 6:00 pm. Beach and Cornelius stated there band is called, “The County Kings.” They discussed with the Board how important Camp Beechwood is to both of them and they wanted to produce a music video at the Mess Hall in Beechwood. They shared that when they were kids Camp Beechwood was a place where they visited frequently and have many fond memories of the camp. They want to shoot the video and promote our local community and Beechwood. They eventually will be sharing the video on Social Media.

Councilperson Don Ross motioned to allow TJ Beach and Michael Cornelius (The County Kings Band) and their producer to shoot a music video at the Mess Hall in Beechwood on September 30, 2017 from 10:00 am to 6:00 pm was seconded by Councilperson David LeRoy. The Board stated that if anyone wants to attend the shoot that there is no alcohol or any substance allowed in Beechwood. Beach and Cornelius explained it will only be the band, the producer, and maybe a few roadies to help carry the equipment in and to set it up. The Board explained they will allow them to use one vehicle but they must be very careful not to ruin any of the natural vegetation or environment. Beach & Cornelius stated they will only use one vehicle to bring the equipment in and will be very careful not to ruin any of the surroundings at Beechwood. The Board stated they usually do not allow vehicle traffic in Beechwood but, since it was only going to be the band and the producers shooting the video they can use one vehicle to get their equipment to the Mess Hall as requested for the shoot. Beach & Cornelius said the producer will also be using a Drone to shoot the video. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

**BID 7:15 pm:**

**LEGAL NOTICE**

**TOWN OF SODUS**

**NOTICE TO BIDDERS-FUEL**

PLEASE TAKE NOTICE: The Town Board of the Town of Sodus will receive sealed bids for: “Over The Road Diesel Fuel.” The Bids must show lowest available rack price plus margin and include a non-collusion bidding certification.

Specifications and the Non-Collusive Bidding Certificate may be picked up at the Sodus Town Clerk’s Office, 14-16 Mill St. Sodus, NY 14551. All bids must be in a sealed envelope and “BID-Town of Sodus”, needs to be written on outside of sealed envelope. The sealed bids will be opened and read at the Regular Town Board Meeting in the Sodus Town Court Room at 7:15 PM September 26, 2017 located at 14-16 Mill St. Sodus, NY. Sealed Bids must be received by 5:00 PM on September 26, 2017, at the Sodus Town Clerks Office. The Sodus Town Board and the Superintendent of Highways reserves the right to reject any or all bids received.

By Order of the Sodus Town Board and Superintendent of Highways

Lori Diver

Sodus Town Clerk

Dated: September 08, 2017

One bid was submitted from E&V Energy and is as follows:

*Ultra-Low Sulfur Diesel*

*Price is to be based on E&V Energy’s Syracuse rack posting on September 25, 2017, which was 1.9108 per gallon, plus a firm differential of .1695, which makes the net bid price 2.0803 per gallon.*

*The product base price will fluctuate with E&V Energy’s Syracuse rack posting. The firm differential of .1695 will remain unchanged for a period of one year from bid acceptance.*

*Winterized Diesel Fuel for optimal cold weather performance would be an additional .0500 (five cents) per gallon.*

*Ultra-Low Sulfur Highway Diesel Fuel has maximum 15 ppm sulfur content.*

*Price quoted is exclusive of all taxes.*

*Please call our Wolcott Office to schedule deliveries. 315-594-8076*

*Respectfully,*

*E&V Energy Co.*

*Randall Coe,*

*Supply & Distribution*

***NON-COLLUSIVE BIDDING CERTIFICATION***

*By submission of this bid, each bidder and each person signing on behalf of any bidder certifies under penalty of perjury, that to the best of their knowledge and belief;*

1. *The prices in this bid have been arrived at independently without collusion,*

*consultation, communication or agreement, for the purpose of restricting competition as to any matter relating to such prices with any other bidder or with any competitor;*

1. *Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by any bidder prior to opening, directly or in-*

*directly, to any other bidder or to any competitor; and*

1. *No attempt has been made or will be made by the bidder to induce any*

*other person, partnership or corporation to submit a bid for the purpose of*

*restricting competition.*

*Non-Collusive Bidding Certification was signed and dated 9-25-2017 by E&V Energy Randall Coe.*

Councilperson David LeRoy motioned to refer the one and only bid (E&V Energy) received to the “Review Committee” was seconded by Councilperson Don Ross. There were questions on the definition of, “rack posting” and “firm differential.” Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

**PUBLIC SAFETY/DRAINAGE/ENVIRONMENT COMMITTEE: *Councilperson Don Ross, Chair (Fire, Ambulance, Emergency Preparedness)***

Councilperson Don Ross stated he attended the Town of Sodus Planning and Zoning Board meetings last month. Ross discussed with the Town Board the nuisance abatement law, derelict properties, and large animals. Ross stated he will continue to attend the planning and zoning meetings. Ross discussed increasing the meetings if needed for the Zoning Board of Appeals and Planning. The Town Board agreed to increase these meetings as long as they are needed.

The Wallington Fire Department had a fairly large turnout for the Bog-n-Grog event.

Ross asked Steve LeRoy, Town Supervisor where everything stands at the attorney’s office with the “Pawn Shop” ordinance. Supervisor LeRoy informed Ross that it still is in the attorney’s hands and he will follow through with our attorney and get back to him regarding the next steps and action.

Councilperson Don Ross and the Board discussed “private roads” and plowing. The Board is waiting to hear from the town attorney.

**BUILDINGS AND GROUNDS COMMITTEE: *Councilperson Jim Quinn, Chair***

***(Town Property, Parks, Animal Control, Cemeteries)***

***CODE ENFORCEMENT REPORT:***

*(Al Hendrikse, Code Enforcement Office)*

Councilperson David LeRoy motioned to accept and file the August 2017 Code Enforcement Report was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

***CAMP BEECHWOOD REPORT:***

*(Trevor Davey, Camp Beechwood Caretaker)*

Councilperson David LeRoy motioned to accept and file the August 2017 Camp Beechwood Report was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

Trevor Davey Camp Beechwood discussed that the solar lights were stolen at Camp Beechwood. The Board asked Davey to file a police report immediately regarding the stolen lights.

Councilperson Jim Quinn would like to see a reward given for anyone who leads to the successful finding of the stolen lights. Supervisor LeRoy said he would have to talk with our town attorney before a decision of a reward given could be made. Councilperson David LeRoy will talk to Mike Garlock in the Sodus Rotary to see if they might be able to offer a reward to the person who helps find the stolen lights.

Davey mentioned that one of the Boy Scout Troops is coming into Beechwood to help with trail maintenance.

Davey discussed with the Board how much more work Beechwood has become as being the Sole Caretaker. Davey has asked for some extra help in taking care of Beechwood. Councilperson Quinn stated he will get together with Davey and discuss this further.

***DOG CONTROL OFFICER REPORT:***

*(Thomas Luckenbach, DCO)*

Councilperson David LeRoy motioned to accept and file the August 2017 Dog Control Officer Report was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

**PUBLIC WORKS COMMITTEE:** ***Councilperson David LeRoy, Chair***

***(Highway, Drainage - Deputy Town Supervisor)***

***Highway Report***

***(Dale Pickering Highway Superintendent)***

Councilperson Don Ross motioned to accept and file the August 2017 Highway Report was seconded by Councilperson David LeRoy. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

Highway Superintendent Dale Pickering discussed with the Board the amount of CHIPS funding the Town will receive from NYS DOT. The total amount for 2017 is $296,622.58.

Councilperson David LeRoy motioned to authorize Pickering to purchase hot mix; the estimate amount is around $20,000.00 and the culvert pipe estimate is around $6,000.00 was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

Pickering shared with the Board the financial cost to help Sodus Point during the 2017 lakeshore flooding. Pickering said most of the money spent to help Sodus Point should come back to the Town of Sodus.

Pickering said he met with the insurance company regarding the fire in the 2014 Western Star at Tracy Road Equipment. The insurance company sent a check for the damages to the town. Pickering explained that the 2014 Western Star now needs to have the chassis repaired. Tracy Road Equipment’s price was $2,438.39 and Viking’s quote was $8,291.50.

Pickering shared with the Town Board he is in desperate need of purchasing a new trailer. The Board all agreed with the expense.

Pickering and the Board discussed that Wayne County Water Sewer Authority has asked to rent the old Town of Sodus Water Department Building as a satellite office. Marty Amen with the Water Authority asked Supervisor LeRoy to talk to the Town Board regarding the possibility of staying and entering into a contract to rent the building. The Water Authority has asked to put in a new bathroom too. The space they want to rent is about 1600 square feet.

Councilperson Jim Quinn agreed to rent the “Old Water Department” requested by the Water Authority in the amount of $250.00 a month but, the responsibility will be on the Water Authority to pay for its own utilities. The contract will be for three years and the Water Authority will need to have liability insurance. Councilperson David LeRoy seconded the motion. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

**RECREATION COMMITTEE: *Councilperson (Vacant-David LeRoy Interim Chair)***

***(Recreation, Assessor)***

***Recreation Report***

***(Sheila Fisher, Recreation Director)***

Councilperson David LeRoy motioned to accept and file the August 2017 Recreation Report was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

Councilperson LeRoy currently is working with Sheila Fisher, regarding 2018 budget prep.

**TOWN HALL COMMITTEE: *Supervisor LeRoy, Chair***

***(Personnel, Clerks, Justices, Assessor, Building Inspector, Town Council, Boards, Insurances, Finance)***

***Assessor’s Report***

***(Nathan Mack, Assessor)***

Councilperson Jim Quinn motioned to accept and file the August 2017 Assessor’s Report was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

**CORRESPONDENCE & INFORMATION:**

***30-DAY ADVANCED NOTICE LIQUOR LICENSE -BURNAP***

***RESOLUTION***

***(03 09-2017)***

Supervisor LeRoy offered the following resolution for its adoption:

WHEREAS, Kendra Burnap (Burnap’s Enterprises, LLC) doing business at 7094 Lake Rd Sodus, NY in the Town of Sodus intends to file for a New York State Liquor License; and

WHEREAS, pursuant to Alcohol Beverage Control Law Section 64(2A), an applicant must give the municipality thirty (30) days’ notice of the pending liquor license application unless the municipality consents to waive this thirty (30) day requirement; now therefore be it

RESOLVED, that the Town Board of the Town of Sodus hereby waives the thirty (30) days’ notice period in regard to Kendra Burnap (Burnap’s Enterprises, LLC) allowing an earlier submission of liquor license application.

**FURTHER BE IT RESOLVED,** Councilperson Don Ross motioned to adopt resolution

***(03 09-2017)*** was seconded by Councilperson Dave LeRoy. Upon roll call the following votes were heard, David LeRoy, aye; Jim Quinn, aye, and Don Ross, aye. Resolution adopted.

Councilperson Jim Quinn motioned to authorize Lori Diver Sodus Town Clerk to advertise for a public hearing on October 24, 2017 commencing at 5:00 pm. This will authorize the Town Board of the Town of Sodus to adopt a budget for the fiscal year 2018 that requires a real property tax levy in excess of the limit specified in General Municipal Law was seconded by Councilperson David LeRoy. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

Councilperson David LeRoy motioned to authorize Sole Assessor Nathan Mack to revise Rob Locke’s employment from temporary Assessment Clerk to a permanent Assessment Clerk with the Town of Sodus. Locke’s new schedule approved by the Town Board is now Tuesday’s and Thursday’s 9:00 am to 5:00 pm was seconded by Councilperson Jim Quinn. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

Supervisor LeRoy stated Bill Paton would like to donate (owner of Paton’s Market Place in the Town of Sodus) a picnic table to the town to use at Camp Beechwood. LeRoy explained that Paton was concerned about the circumstances involving donating the picnic table. The Sodus Rotary Club donated the sturdy picnic table to Paton’s Market Place. Unfortunately, the picnic table has caused issues of loitering in front of the store. Councilperson David LeRoy and the Board stated they would like Paton to talk to Rotary since the picnic table was a donation from them. Councilperson David LeRoy shared he would contact Paton and explain the Board’s decision.

Councilperson Jim Quinn motioned to hold a Special Board Meeting Monday October 2, 2017 at 5:00 pm in the Sodus meeting room was seconded by Councilperson David LeRoy. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

Supervisor LeRoy discussed the petition for water on Rt. 14 from Ridge Rd to the Sodus Bay Heights Golf Course. Supervisor LeRoy has contacted MRB regarding this project.

Councilperson Don Ross, has fully read the Town of Sodus Employee Handbook that is in desperate need of revision. Ross explained that he has not really done anything with it yet; he is waiting for the outcome of HR Consultants with job descriptions and salary information before even starting the project. Supervisor LeRoy stated the job descriptions and salary has very little to do with the policies that are in need of updating in the handbook.

Supervisor LeRoy explained that residents are continuing to sign the petition for Water District # 11 but, we have not yet achieved the 51 % of total assessed value in order move forward with this district. LeRoy also shared; South Geneva Road Water District Project passed the 30 day permissive referendum without any objections. The next step is for the town attorney to create a resolution to move forward with the water district project.

Supervisor LeRoy discussed a conversation he had with Wayne Vermuelen Care Taker of the Brick Church Cemetery in the Town of Sodus. Vermuelen asked for some help removing two large tree stumps in the cemetery. Dale Pickering stated he would contact Wayne about getting the tree stumps removed.

Supervisor LeRoy stated October 10, 2017 HR Consultants will be meeting with the Town Board at 6:00 pm in the Town meeting room to discuss the outcome of their findings.

Supervisor discussed a meeting with the IDA Board regarding Solar Farms. The Board agreed they need to come up with a Local Law regarding Solar Farms at the town level. More research needs to be done.

**FYI:**

1. Minutes of Zoning and/ or Planning Board Meetings (provided)
2. Monthly report from Wayne County Sheriff’s Office (provided)
3. Letter from Saxon and Mary Heidenreich (provided)

A motion by Councilperson Don Ross to adjourn the Regular Town Board Meeting was seconded by Councilperson Jim Quinn. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye. Motion carried.

Meeting adjourned at 9:02 PM

Recording Secretary,

Lori Diver

Sodus Town Clerk, RM