**MINUTES**

Minutes of the Regular Month End Town Board Meeting held in person at the Town of Sodus 14-16 Mill St. Sodus, NY 14551 in the upstairs meeting room and through Zoom due to COVID-19, Meeting ID # 691 223 2674 and Password 911880. All meetings are open to the public.

Roll Call/Present: Scott Johnson, Supervisor-*Zoom*

David LeRoy, Councilperson/Deputy Supervisor

Don Ross, Councilperson-*Zoom (joined late)*

Chris Tertinek, Councilperson

 Absent: John Faulks, Councilperson

Recording Secretary: Lori Diver, Sodus Town Clerk

 Others Present: Amy Kendall, Town Attorney-*Zoom*

 Bree Crandell, Supervisor Clerk

 Possible; other public joined in with Zoom

Deputy Supervisor David LeRoy called the Regular Month End Town Board Meeting to order at 4:30 PM.

**Local Law Public Hearing No. 1 (4:30 PM)**

Councilperson Chris Tertinek motioned to open the public hearing for Local Law No. 1-2021 which was seconded by Supervisor Scott Johnson. Upon roll call the following votes were heard, Supervisor Scott E. Johnson, aye; David LeRoy, aye; Chris Tertinek, aye; Don Ross, *(joined late)*;and John Faulks, absent. Motion carried.

Deputy Supervisor David LeRoy read: This is the “Local Law Rescinding Local Law no. 1-2020 Relating to the Override of the Tax Levy Limit for Fiscal Year 2021 Pursuant to General Municipal Law §3-C.”

Lori Sodus Town Clerk read the following legal notice:

**LEGAL NOTICE**

**TOWN OF SODUS**

**MONTH END TOWN BOARD MEETING**

**NOTICE OF PUBLIC HEARING**

**LOCAL LAW No. 01 (2021)**

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Sodus at the Month End Town Board Meeting held on the 25th day of February 2021 at 4:30 p.m. in the Sodus Town Court Room *(changed to upstairs meeting room)* at the Sodus Town Hall, 14-16 Mill Street, Sodus, New York to hear and consider comments from the public in regard to Local Law No. 01-2021to rescind Local Law No. 5 of the year 2020 relating to the override of the tax levy limit for fiscal year 2021 pursuant to general municipal law §3-C.

All meetings are open to the public however; because of COVID-19 seating is restricted. We are asking the public to attend by Zoom preferably. If you will be attending in person seating is limited, masks will be required and social distancing will be enforced.

**Zoom Meeting Login:**

Topic: Month End Town Board Meeting - Public Hearing

Time: Feb 25, 2021 04:30 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/6912232674?pwd=M3NhM2M5bzJUaFJXdnZRbDFCNVNhQT09>

**Meeting ID: 691 223 2674**

**Passcode: 911880**

One tap mobile

+19292056099, 6912232674# US (New York)

Dial by your location

+1 929 205 6099 US (New York)

Meeting ID: 691 223 2674

Find your local number: <https://us02web.zoom.us/u/kbBEvqV1Ag>

Join by Skype for Business

<https://us02web.zoom.us/skype/6912232674>

Dated: February 11, 2021

By order of the Sodus Town Board,

Lori Diver

Sodus Town Clerk, RMC

Deputy Supervisor David LeRoy asked if there were any public comments; hearing none Councilperson Chris Tertinek motioned to close the Public Hearing which Supervisor Scott Johnson seconded. The Public Hearing closed at 4:34 PM. 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, absent. Motion carried.

***Note:*** Lori Diver, Sodus Town Clerk stated that this local law was done at the January 12, 2021 Organizational Meeting however; the Times of Wayne County informed Diver that they did not receive the final okay that the proof was acceptable to run as a legal notice. It was never published in the paper.

**Agenda:**

***ABSTRACT # 4***

 ***RESOLUTION***

**(10 02-2021)**

**WHEREAS,** the following bills were presented for payment on Abstract 04:

 General 089-124 $ 582,816.89

Highway 046-061 $ 80,525.12

Trust & Agency 035-037 $ 25,364.14

Sewer District 003-003 $ 717.26

Sodus Ctr. Fire 004-004 $ 99,040.00

Wallington Fire 003-003 $ 73,000.00

Alton Fire Dept. 006-006 $ 56,733.00

Village of SP 007-007 $ 38,100.00

Village of Sodus 005-005 $ 38,100.00

 **GRAND TOTAL: $ 994,396.41**

**NOW BE IT RESOLVED**, Councilperson Chris Tertinek motioned to approve payment of these bills as reviewed for Abstract No. 04, which was seconded by Councilperson David LeRoy. 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, absent. Resolution adopted.

**RESOLUTION**

**BOARD OF ASSESSMENT REVIEW APPOINTMENT- BUCHWALD**

**(11 02-2021)**

**WHEREAS**, Mr. Donald Buchwald Board of Assessment Review Member’s appointment ended September 30, 2020, and

**NOW THEREFORE BE IT RESOLVED**, the term will begin October 1, 2020 and end September 30, 2025, and

**NOW THEREFORE BE IT FURTHER RESOLVED**, Councilperson David LeRoy motioned to re-appoint Don Buchwald to the Board of Assessment Review was seconded by Councilperson Chris Tertinek. Upon roll call, the following votes were heard Supervisor Scott Johnson, aye; LeRoy, aye; Ross, aye; Tertinek, aye; and Faulks, absent. Resolution Adopted.

***LOCAL LAW No.1-2021 RESCIND TAX CAP***

***RESOLUTION***

**(12 02-2021)**

**A LOCAL LAW RESCINDING LOCAL LAW NO. 5 OF THE YEAR 2020 RELATING TO THE OVERRIDE OF THE TAX LEVY LIMIT FOR FISCAL YEAR 2021 PURSUANT TO GENERAL MUNICIPAL LAW § 3-c IT IS HEREBY ENACTED** by the Town Board of the Town of Sodus as follows:

**SECTION 1. TITLE.**

This local law shall be known and cited as “Town of Sodus Local Law No 1 of the year 2021 Rescinding Local Law No. 5 - 2020 of the Year 2020 Overriding the Tax Levy Limit for Fiscal Year 2021 pursuant to General Municipal Law **§**3-c”.

**SECTION 2. LEGISLATIVE INTENT.**

The Town Board adopted Local Law No. 5- 2020 which Local Law overrode the tax levy limit for fiscal year 2021 pursuant to General Municipal Law **§**3-c. This Local Law was enacted as a precautionary measure. The Town Board has determined that as a result of the 2021 budget process for the budget for 2021 will be kept within the tax levy limit as provided in General Municipal Law **§**3-c. Accordingly, in order to insure that the qualifying taxpayers of the Town of Sodus receive their rebates from New York State granted to qualified taxpayers within municipalities that stay within the tax cap the Town Board needs to rescind Local Law No. 5 of 2020.

**SECTION 3. AUTHORITY.**

This local law is adopted pursuant to General Municipal Law **§**3-c and to the provisions of the Municipal Home Rule Law.

**SECTION 4. RESCISSION OF LOCAL LAW NO. 5 of the year 2020**

Local Law No. 5 of 2020 adopted on October 13th, 2020 and filed in the office of the Department of State on October 13th, 2020 hereby is rescinded.

**SECTION 5. EFFECTIVE DATE**

This Local Law shall take effect immediately upon filing in the Office of the New York State Department of State in accordance with Section 27 of the Municipal Home Rule.

**NOW THEREFORE BE IT FURTHER RESOLVED**, This Local Law shall take effect immediately upon filing in the Office of the New York State Department of State in accordance with Section 27 of the Municipal Home Rule.

Councilperson Dave LeRoy motioned to adopt Local Law No. 1 – 2021 was seconded by Councilperson Chris Tertinek. Upon roll call, the following votes were heard Supervisor Scott Johnson, aye; Councilperson LeRoy, aye; Ross, aye; Tertinek, aye; Faulks absent. Resolution Adopted.

Councilperson Chris Tertinek motioned to authorize Deputy Supervisor David LeRoy to sign the 2021 Annual IT Support Contract with Williamson Law Book was seconded by Supervisor Scott Johnson. Upon roll call the following votes were heard, David LeRoy, aye; Chris Tertinek, aye; Don Ross, aye;and John Faulks, absent. Motion carried.

Discussion was held regrading interviewing applicants for the Town of Sodus Planning Board; Ad-Hoc Member. Councilperson David LeRoy motioned to hold the interviews after our Regular Month End Town Board Meeting on Thursday March 25, 2021 from 5:00 PM – 6:00 PM was seconded by Councilperson Don Ross. The interview times will be set up by Lori Diver Sodus Town Clerk. Upon roll call the following votes were heard, David LeRoy, aye; Chris Tertinek, aye; Don Ross, aye;and John Faulks, absent. Motion carried.

Attorney Amy Kendall discussed with the Town Board holding off mailing the easement and money to RG& E until further information is provided. Kendall explained that the only requirement at this time was for her to mail a letter to RG&E letting them know that the resolution was passed from the last meeting.

Kendall shared the zoning analysis for the Town of Sodus is almost complete. There will be further discussion regarding this in future meetings.

Councilperson Chris Tertinek shared that the Public Employer Health Emergency Plan is in the hands of the Union currently and we are just waiting to hear back with any comments or suggested changes to this new policy. If there are some items that need to be addressed, the Committee will need to meet once again before it is presented to the Sodus Town Board. If everything is okay, the new policy will be presented to the Sodus Town Board before April 1st, 2021 for its adoption.

Supervisor Scott Johnson thanked everyone for all the hard work for a successful, “Sledding Event” that Scott hosted. It was an excellent event and a fun time by all.

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

Meeting adjourned: 4:45 PM

Recording Secretary,

Lori Diver

Sodus Town Clerk, RMC