**MINUTES**

Minutes of the Regular Sodus Town Board Meeting commencing at 5:30 PM with an Attorney-Client Privilege Meeting followed by the Regular Town Board Meeting starting at 6:30 PM in the Sodus Town Courtroom December 14, 2021 located at 14-16 Mill St. Sodus, NY 14551.

All meetings are open to the public.

 Present: Scott Johnson, Supervisor

David LeRoy, Councilperson/Deputy Supervisor

Don Ross, Councilperson *Zoom*

Chris Tertinek, Councilperson

Cathy Willmott, Councilperson

 Recording Secretary: Lori Diver, Sodus Town Clerk-RMC

 Absent: N/A

Others Present: Dale Pickering, Highway Superintendent *Zoom*

 Sal Vittozzi- Camp Beechwood *Zoom*

 Amy Kendall- Town Attorney *Zoom*

 Bree Crandell- Supervisor Clerk

 Kristine Kellogg-Insurance Broker *Zoom*

The Sodus Town Board held a meeting at 5:30 PM beginning with an Attorney-Client Privilege Meeting.

Supervisor Scott Johnson called the Regular Town Board Meeting to order commencing at 6:30 PM with the Pledge of Allegiance and Lori Diver opened with roll call. All were present.

**PUBLIC SPEAKER:** N/A

***MINUTES***

* *November 9, 2021 Meeting Minutes*
* *November 30, 2021 Meeting Minutes*

Minutes from November 9, 2021 was presented to the Town Board for approval. Councilperson David LeRoy motioned to accept and file these Minutes, which was seconded by Councilperson Cathy Willmott. Upon roll call the following votes were heard, Supervisor Scott Johnson, aye; David LeRoy, aye; Don Ross aye Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

Minutes from November 30, 2021 was presented to the Town Board for approval. Councilperson Cathy Willmott motioned to accept and file these Minutes, which was seconded by Councilperson Chris Tertinek. Upon roll call the following votes were heard, Supervisor Scott Johnson, aye; David LeRoy, aye; Don Ross aye Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

***TOWN CLERK’S REPORT***

The Town Clerk’s Report, Town Clerk’s bank statements for audit, and bank register for November 2021 were presented. Councilperson David LeRoy motioned to accept and file these reports, which was seconded by Councilperson Chris Tertinek. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

***SUPERVISOR’S REPORT***

The Supervisor’s report was presented for November 2021.Councilperson Cathy Willmott motioned to accept and file this report, which was seconded by Councilperson Chris Tertinek. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

***ABSTRACT***

 ***RESOLUTION TO PAY ABSTRACT No. 24***

***(01 12-2021)***

**WHEREAS,** the following bills were presented for payment on Abstract 24:

 General 530-553 $ 16,296.18

Highway 284-300 $ 21,562.93

Bridge Project 024-024 $ 1,977.82

Trust & Agency 061-061 $ 750.00

Special St. Lighting 017-017 $ 1.075.91

 **GRAND TOTAL: $ 41,662.84**

**NOW BE IT RESOLVED**, Councilperson Don Ross motioned to approve payment of these bills as reviewed for Abstract No. 24, which 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; and Cathy Willmott; aye. Resolution Adopted.

**LOCAL LAW 4-2021:**

Councilperson Don Ross motioned to open the public hearing for Local Law 4-2021 was seconded by Councilperson David LeRoy. Upon roll call the following votes were heard, Supervisor Scott Johnson, aye; David LeRoy, aye; Don Ross aye Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

Lori Diver Sodus Town Clerk read the following public notice:

**LEGAL NOTICE**

**TOWN OF SODUS**

**NOTICE OF PUBLIC HEARING**

**LOCAL LAW No. 04 (2021)**

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Sodus on the 14th day of December 2021 at 6:30 p.m. in the Sodus Town Court 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. # 04-2021

**TOWN OF SODUS**

**LOCAL LAW NO.4 OF 2021**

**A LOCAL LAW RESCINDING LOCAL LAW NO.3 OF THE**

**YEAR 2021 RELATING TO THE OVERRIDE OF THE TAX LEVY LIMIT FOR FISCAL YEAR 2022 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 4 of the year 2021 Rescinding Local Law No. 3 of the Year 2021 Overriding the Tax Levy Limit for Fiscal Year 2022 pursuant to General Municipal Law **§**3-c”.

**SECTION 2. LEGISLATIVE INTENT**

The Town Board adopted Local Law No. 3-2021 which Local Law overrode the tax levy limit for fiscal year 2022 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 2022 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. 3 of 2021.

**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.4 of 2021**

Local Law No. 3 of 2021 adopted on September 30th, 2021 and filed in the office of the Department of State on October 15th, 2021 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.

Supervisor Scott Johnson opened the hearing for public comments. Hearing none, the Supervisor Scott Johnson asked for a motion to close the public hearing. Councilperson David LeRoy motioned to close the public hearing was seconded by Councilperson Cathy Willmott. Upon roll call the following votes were heard, Supervisor Scott Johnson, aye; David LeRoy, aye; Don Ross aye Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

**PUBLIC COMMENTS**

*N/A*

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

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

***HIGHWAY REPORT:***

(Dale Pickering – Highway Superintendent)

Councilperson David LeRoy motioned to accept and file the monthly November 2021 Highway Report from Dale Pickering Highway Superintendent was seconded by Councilperson Cathy Willmott. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

***SALT BARN UPDATE:***

Councilperson David LeRoy stated he wants to start with procuring a site plan for the new salt barn in January of 2022. He would like to speak with Engineer Dave Doyle with MRB Group to discuss engineering the Salt Barn Project.

***DRAINAGE:***

*(N/A)*

**BUILDINGS AND GROUNDS COMMITTEE: *Councilperson Chris Tertinek, Chair***

***(Town Property, Animal Control, Flood Damage Prevention)***

***CODE ENFORCEMENT REPORT:***

*Craig Schwartz- CEO*

Councilperson David LeRoy motioned to accept the monthly November 2021 Code Enforcement Report as written was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

***DOG CONTROL REPORT:***

*Tracy Brown, Primary DCO*

*Craig Schwartz- Secondary DCO*

Councilperson Don Ross motioned to accept the monthly November 2021 Dog Control Report as written was seconded by Councilperson Cathy Willmott. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

***FLOOD DAMAGE PREVENTION REPORT-Code 69:***

*Chris Tertinek, Councilperson*

Chris gave his Flood Damage Prevention Report.

**RECREATION/ENVIRONMENTAL COMMITTE: *Cathy Willmott, Councilperson***

***(Recreation, Assessor, Parks, Cemeteries)***

***Recreation Report***

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

Councilperson Chris Tertinek motioned to accept the monthly November 2021 Recreation Report from Sheila Fisher, Recreation Director 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; and Cathy Willmott; aye. Motion carried.

***Assessor’s Report***

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

Councilperson David LeRoy motioned to accept and file the monthly November 2021 Assessor’s Report from Sole Assessor, Nathan Mack was seconded by Councilperson Chris Tertinek. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

***Camp Beechwood/Sodus Groundskeeper Report***

*(Sal Vittozzi-Caretaker-Sodus Town Groundkeeper)*

Councilperson Don Ross motioned to accept the monthly November 2021 Camp Beechwood-Parks & Cemeteries Report from Sal Vittozzi, Sodus Town Groundskeeper-Caretaker was seconded by Councilperson Cathy Willmott. The Board also approved purchase of 2 more cameras for an additional $16.00 monthly fee. Trailworks has been giving Beechwood free batteries for the cameras and other free supplies. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott; aye. Motion carried.

It was discussed all the dilapidated buildings at Beechwood have been removed by NY State.

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

Councilperson Don Ross asked the Town Board if they would help with the purchase of Sparky. This is funded by all fire departments. Neighboring Towns will be helping as well. This is for fire prevention. The next SESA Meeting will be coming up.

**TOWN HALL COMMITTEE: *Scott Johnson, Supervisor***

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

**CORRESPONDENCE & INFORMATION**

***LOCAL LAW # 4-2021***

 ***RESOLUTION***

***(02 12-2021)***

WHERES, A LOCAL LAW RESCINDING LOCAL LAW NO.3 OF THE

YEAR 2021 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 4 of the year 2021 Rescinding Local Law No. 3 of the Year 2021 Overriding the Tax Levy Limit for Fiscal Year 2022 pursuant to General Municipal Law **§**3-c”.

**SECTION 2. LEGISLATIVE INTENT**

The Town Board adopted Local Law No. 3-2021 which Local Law overrode the tax levy limit for fiscal year 2022 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 2022 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. 3 of 2021.

**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.4 of 2021**

Local Law No. 3 of 2021 adopted on September 30th, 2021 and filed in the office of the Department of State on October 15th, 2021 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 BE IT RESOLVED**, Councilperson Chris Tertinek motioned to adopt resolution Local Law Resolution #4-2021, which was seconded by Councilperson Cathy Willmott. Upon roll call the following votes were heard, Scott Johnson, aye; David LeRoy, aye; Don Ross, aye; Chris Tertinek, aye; and Cathy Willmott; aye. Resolution Adopted.

Councilperson Chris Tertinek motioned to sign Town of Sodus Highway Dept. 2022 Union Contract was seconded by Councilperson Cathy Willmott. Upon roll call, the following votes were heard Supervisor Scott Johnson, aye; LeRoy, aye; Ross, aye; Tertinek, aye; and Willmott, aye. Motion carried.

Councilperson Chris Tertinek motioned to allow Supervisor Scott Johnson to sign Cemetery Contracts with private landowners was seconded by Councilperson Cathy Willmott. Upon roll call, the following votes were heard Supervisor Scott Johnson, aye; LeRoy, aye; Ross, aye; Tertinek, aye; and Willmott, aye. Motion carried.

Councilperson Cathy Willmott motioned to opt in on the NY State Cannabis Law for the Town of Sodus 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 Willmott, aye. Motion carried.

Councilperson David LeRoy motioned to authorize Highway Superintendent Dale Pickering to purchase one new and unused Miller Matic Welder at a cost of $3,449.00 with insurance money was seconded by Councilperson Cathy Willmott. Upon roll call, the following votes were heard Supervisor Scott Johnson, aye; LeRoy, aye; Ross, aye; Tertinek, aye; and Willmott, aye. Motion carried.

Lori Diver Sodus Town Clerk provided the Sodus Town Board with a letter sent by the Williamson Zoning Board of Appeals Public Hearing Notice.

The Sodus Town Board discussed updating permit fees submitted by the Code Enforcement Office. The Town Board decided to table the fee update until further questions can be answered by the Code Enforcement Office.

Councilperson Don Ross motioned to approve the Town of Sodus for an extension on its Temporary Certificate of Occupancy (30 days) effective December 14, 2021 to January 12, 2021 for the newly built Town of Sodus Highway Barn located at 84 Rotterdam Rd. Sodus, NY 14551 was seconded by Councilperson Cathy Willmott. Upon roll call, the following votes were heard Supervisor Scott Johnson, aye; LeRoy, aye; Ross, aye; Tertinek, aye; and Willmott, aye. Motion carried.

**DISCUSSION:**

*N/A*

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

Meeting adjourned at 7:43 PM

Recording Secretary,

Minutes Written By:

Lori Diver Sodus Town Clerk, RMC