**DRAFT MINUTES**

Minutes of the Sodus Town Board Budget Workshop Meeting commencing at 5:30 PM in the Upstairs Meeting Room September 10, 2019, located at 14-16 Mill St. Sodus, NY 14551.

All meetings are open to the public.

Present: Steven LeRoy, Supervisor

David LeRoy, Councilperson/Deputy Supervisor

Jim Quinn, Councilperson

Don Ross, Councilperson

Scott Johnson, Councilperson

Recording Secretary: Lori Diver, Sodus Town Clerk-RMC

Others Present: Rachel Pardington, Alan Knauf Attorneys At Law

Amy Kendall, Esq. - Town Attorney

Chris Tertinek- Candidate for Sodus Town Board

Craig Wollesen- State Street Property

Dave Fitch- Town of Sodus Resident

Jim Russell- Zoning Board Member

Josh Faulks- Sun & Record

John Faulks- Candidate for Sodus Town Board

Sheila Fisher- Town of Sodus Recreation Director

Dale Pickering- Highway Superintendent

Casey Carpenter- Times of Wayne County

Craig Schwartz- Code Enforcement Officer-DCO

Sal Vittozzi- Groundskeeper

Kim Buell- Zoning Board Member

Bree Crandell gave the Town Board 2020 budget packets. Brief discussion was held on each department heads prospective budget reports. Bree will contact the department heads to set up a time to review budget modifications which will be reviewed by the Town Board. In addition, a decision was made on budget meetings; times, dates, etc...

The Town Board will meet Monday September 23, 2019 for its Month End Meeting at 5:00 PM and the Budget Workshop will follow the Month End Meeting starting at 5:30 PM. Both meetings will be in the upstairs conference room.

The Town Board then will meet for a Budget Workshop at 5:00 PM Tuesday October 8, 2019 in the upstairs conference room and resume with its Regular Town Board Meeting at 7:00 PM (following the Budget Workshop) in the Sodus Town Courtroom. At 7:05 PM (At the Regular Town Board Meeting) the Town Board will hold a Public Hearing for Local Law 1-2019 regarding the 2 % tax cap.

The Town Board plans on meeting future dates for budget discussions; exact dates and times have not been set up officially.

Councilperson Scott Johnson motioned to adjourn the Budget Workshop 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; Johnson, aye. Motion carried.

Meeting adjourned at 6:41 PM

Recording Secretary,

Lori K. Diver

Sodus Town Clerk, RMC

**MINUTES**

Minutes of the Regular Sodus Town Board Meeting held in the Sodus Town Court Room September 10, 2019, 14-16 Mill St. Sodus, NY 14551, commencing at 7:00 PM.

All meetings are open to the public.

Present: Steven LeRoy, Supervisor

David LeRoy, Councilperson/Deputy Supervisor

Jim Quinn, Councilperson

Don Ross, Councilperson

Scott Johnson, Councilperson

Recording Secretary: Lori Diver, Town Clerk

Absent: N/A

Others Present: Dale Pickering, Highway Superintendent

Sal Vittozzi, Sodus Town Groundskeeper

Josh Faulks, Sun & Record

Johns Faulks, Town Board Candidate

Chris Tertinek, Town Board Candidate

Kim Buell, T/Sodus Zoning Board Member

David Fitch, T/Sodus Resident

Amy Kendall, Esq. Town Attorney

Rachel Pardington, Town Attorney’s Office

Jim Russell, Sodus Town Board Candidate

Craig Wollesen, T/ Sodus Resident

Sheila Fisher, Recreation Director

Casey Carpenter, Times of Wayne County

Supervisor, Steve LeRoy called the Regular Town Board Meeting to order commencing at 7:00 PM with the Pledge of Allegiance and Lori Diver opened with roll call.

***MINUTES***

Councilperson David LeRoy motioned to approve the Minutes of the ***August 13, 2019***

***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; Johnson, aye. Motion carried.

***MINUTES***

Councilperson Scott Johnson motioned to approve the Minutes of the ***August 27, 2019***

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

***SUPERVISOR’S REPORT***

The Supervisor’s Report for August 2019 was presented. Councilperson Jim Quinn motioned to accept and file this report, which was seconded by Councilperson Scott Johnson. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; Johnson, aye. Motion carried.

***TOWN CLERK’S REPORT***

The Town Clerk’s Reports, Town Clerk’s bank statements for audit, and bank register for August 2019 were presented. Councilperson Don Ross motioned to accept and file these reports, which was seconded by Councilperson Scott Johnson. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; Johnson, aye. Motion carried.

***ABSTRACT***

***RESOLUTION TO PAY ABSTRACT NO #15***

***(01 09-2019)***

**WHEREAS,** the following bills were presented for payment on Abstract 15:

General 334-369 $ 22,942.11

Highway 220-240 $ 110,799.80

Special Districts 031-031 $ 855.73

Trust & Agency 021-022 $ 635.44

Water District # 11 022-023 $ 3,295.00

**GRAND TOTAL: $ 138,528.08**

**NOW BE IT RESOLVED**, Councilperson Don Ross motioned to approve payment of these bills as reviewed for Abstract No. 15, 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; Johnson, aye. Resolution adopted.

**PUBLIC COMMENTS**

N/A

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

Councilperson Don Ross shared the 911 Report with the Board. Wallington Fire Department held the Bog-n-Grog last Sunday. Attendance has been down but, the fire dept. is hoping that with changes in the layout of the field this will help with attendance. Sodus Center will be having their Smoking Up the Center BBQ at the end of this month. There was no Town of Sodus Planning Board due to any applications being submitted. SESA meeting will be held September 22, 2019. The Wayne County Water & Sewer Authority meeting will be held this Thursday.

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

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

***CODE ENFORCEMENT REPORT:***

*Craig Schwartz- CEO*

Supervisor LeRoy introduced to the Public the Town of Sodus’s new Code Enforcement Officer, Craig Schwartz. In addition, LeRoy stated that Schwartz will be only working part time since he is only working for the Town code issues.

No report was made available due to Schwartz just starting the job.

***CAMP BEECHWOOD-PARKS-CEMETERIES REPORTS:***

*(Sal Vittozzi-Sodus Town Groundkeeper)*

Councilperson Scott Johnson motioned to accept the monthly August 2019 Camp Beechwood-Parks & Cemeteries written report from Sal Vittozzi, Sodus Town Groundskeeper was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; and Johnson, aye. Motion carried.

The Town Board gave KUDOS to Sal for the great work being done with Camp Beechwood and the Town of Sodus cemeteries.

Supervisor LeRoy stated that he has been in touch with the State regarding installing the electric & surveillance at Beechwood.

***DOG CONTROL OFFICER REPORT:***

*Craig Schwartz- Primary DCO*

*Shane Martin- Secondary DCO*

Councilperson Scott Johnson motioned to accept and file the monthly August 2019 DCO Report from Craig Schwartz, DCO Officer was seconded by Councilperson Jim Quinn. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; and Johnson, aye. Motion carried.

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

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

***HIGHWAY REPORT:***

(Dale Pickering – Highway Superintendent)

Councilperson Scott Johnson motioned to accept and file the monthly August 2019 Highway Report from Dale Pickering Highway Superintendent was seconded by Councilperson Jim Quinn. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; and Johnson, aye. Motion carried.

Highway Superintendent Dale Pickering thanked many of the neighboring towns for their in-kind service helping the Town of Sodus on a multitude of projects this last summer.

Discussion was held on home owner Brandon Martin regarding break wall by Harriman Park Boat Launch. Attorney Alan Knauf will draft letter to home owner regarding repair work being done with Town of Sodus property.

Councilperson LeRoy discussed updates with the Salt Barn process. The paperwork is currently in the hands of Tim McGill’s office and then it will be reviewed by the Town Attorney.

**RECREATION & ASSESSOR COMMITTEE: *Councilperson (Councilperson Scott Johnson Chair)***

***(Recreation, Assessor)***

***Recreation Report***

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

Councilperson David LeRoy motioned to accept and file the monthly August 2019 Recreation Report submitted by Sheila Fisher, Recreation Director was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; and Johnson, aye. Motion carried.

Councilperson Scott Johnson stated the Town of Sodus Summer Recreation Program was another great success this year. 337 kids attended the program. Councilperson Johnson stated that the Recreation Committee is starting to look at the upcoming 2020 Town of Sodus Budget.

***Assessor’s Report***

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

Councilperson Jim Quinn motioned to accept and file the monthly August 2019 Assessor’s Report from Sole Assessor, Nathan Mack was seconded by Councilperson Don Ross Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; and Johnson, aye. Motion carried.

Councilperson Scott Johnson stated that the Assessor’s Office is currently updating and working on veterans exemptions. School Tax Bills went out and they are also helping residents with questions they may have with their assessment and/or exemptions.

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

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

***N/A***

**CORRESPONDENCE & INFORMATION**

**Settling Litigation Sodus Properties LLC**

**RESOLUTION**

**(02 09-2019)**

**WHEREAS,** Sodus Properties LLC, heretofore commenced proceedings against the Assessor, the Board of Assessment Review and the Town of Sodus, County of Wayne, New York for a review of assessment for the years 2018 through 2019 for premises located at 6877 Lake Rd in the Town of Sodus, being identified as Tax Account Number 69119-00-296244 and

**WHEREAS,** negotiations have been had between the Attorney for the Town and the Attorney for the Petitioner in an attempt to settle and compromise Petitioner’s claim, and

**WHEREAS**, after negotiations between the Attorneys, a tentative agreement has been reached on the terms of a proposed settlement subject to the approval of the Town Board and the Supreme Court of the State of New York, which terms of settlement are set forth in the Stipulations on file in the Office of the Town Assessor, and

**WHEREAS**, upon due consideration of all facts and circumstances, the Town Board finds that the proposed compromise and settlement is fair and reasonable and should be approved.

**THEREFORE, BE IT RESOLVED** that the proposed settlement of the Tax Certiorari proceedings brought by Sodus Properties LLC for the years 2018 and 2019 be and hereby is approved.

**BE IT FURTHER RESOLVED**, that the Attorney representing the Town be and hereby is directed to make an application to the Supreme Court of the State of New York for approval of such settlement and that upon obtaining such approval, the Assessor of the Town of Sodus be and hereby is directed to make the necessary adjustments in the Assessment Rolls for the Town of Sodus to reflect the terms of such settlement.

**FURTHER BE IT RESOLVED,** theTown of Sodus Board hereby adopts resolution ***(02 09-2019)***Councilperson David LeRoy motioned to adopt this resolution was seconded by Councilperson Scott Johnson. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; and Johnson, aye. Resolution adopted.

**Waving of Marriage Licensing Fees for Active Military**

**RESOLUTION**

**(03 09-2019)**

**WHEREAS,**  our freedoms are protected by the men and women in our military, and are free to live our lives as we choose because of the security provided by our military and more specifically, the young men and women who are actively serving, and

**WHEREAS,** their commitment to our nation and the communities we live in is something we should all be grateful for, and

**WHEREAS,** this bill simply says thank you to any man or women actively serving and wishing to get married in New York State. It waives the state and local portion of the marriage fees for young men and women who are actively serving in our military. It is a small gesture to show our gratitude and thanks for the service of members of our country’s armed forces.

**THEREFORE,** Effective Immediately, the Town Board of the Town of Sodus elects to adopt the Amended §§-a & 15, Dated 8/20/2019, Domestic Relations Law (Eff. 8/20/2019), which waives the state fee for marriage license when either party making application for such marriage license is a member of the United States Armed Forces on active duty, and waives the town fees for marriage licenses and certificates when either applicant is a member of the United States armed forces on active duty.

**FURTHER BE IT RESOLVED,** theTown of Sodus Board hereby adopts resolution ***(03 09-2019)***Councilperson Jim Quinn motioned to adopt this resolution was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; and Johnson, aye. Resolution adopted.

A motion by Councilperson Scott Johnson to authorize Highway Superintendent to surplus 3 floating dock sections and place in auction was seconded by Councilperson Don Ross. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; Johnson, aye. Motion carried.

Supervisor LeRoy provided the Town Board with the dog inspection report from NYS Ag & Markets. The Town of Sodus passed.

A motion by Councilperson David LeRoy requesting that Anthony Town Villani draft a local law outlining that the mining permit statute be consistent with NYS DEC permitting timeline was seconded by Councilperson Scott Johnson. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; Johnson, aye. Motion carried.

Supervisor LeRoy discussed a letter from the Wayne County Treasurer regarding decision of the NYS Appellate Division which relates to Counties making Towns and Villages whole for charges linked to property maintenance, repair and demolition costs. Property maintenance charges can no longer be relieved. *(Letter provided)*

Supervisor LeRoy discussed letter from Amy Kendall Attorney at Law to Mr. and Mrs. Reynolds relative to possible purchase of property located on Rotterdam Rd in the Town of Sodus. *(Letter provided)*

A motion by Councilperson Scott Johnson to advertise for Fall Cleanup October 5, 2019 from 8:00 AM - 4:00 PM was seconded by Councilperson David LeRoy. Upon roll call the following votes were heard, Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; Johnson, aye. Motion carried.

**DISCUSSION**

1. Discussion was held on Town Logo
2. Discussion on Decommissioning Law.

**FYI**

1. Minutes of Zoning/and or Planning Board Meetings *(provided).*
2. Monthly Report from Wayne County Sheriff’s Office *(provided).*
3. Letter from Supervisor LeRoy to interviewing attorneys *(provided).*
4. Sodus Center Fired Department Memorial Service 9/11/19 *(info provided).*

**PUBLIC:**

Craig Wollesen resident in the Town of Sodus on State Street spoke with Highway Superintendent Dale Pickering regarding sink hole. Pickering will have engineer evaluate Wollesen’s property regarding the pipe and hole.

Discussion was held on training for Town of Sodus employees regarding topics of SEQRA and the FOIL Law. The Town will need to schedule a date with the attorney’s office.

**EXECUTIVE SESSION MEETING:**

Councilperson Scott Johnson motioned to enter into Executive Session at 7:56 PM regarding a personnel issue regarding a particular person was seconded by Councilperson David LeRoy. Upon roll call the following votes were heard, Supervisor Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; Johnson, aye. Motion carried.

Councilperson Jim Quinn motioned to exit out of Executive Session and enter into Regular Session at 9:01 PM was seconded by Councilperson David LeRoy. Upon roll call the following votes were heard, Supervisor Steven LeRoy, aye; David LeRoy, aye; Quinn, aye; Ross, aye; Johnson, aye. Motion carried.

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

Meeting adjourned at 9:02 PM

Recording Secretary,

Lori K. Diver

Sodus Town Clerk