**MINUTES OF THE MEETING OF THE TOWN BOARD**

TOWN OF SANDY CREEK  
1992 HARWOOD DRIVE, PO BOX 52

SANDY CREEK, NEW YORK 13145-0052

**Date:** October 11, 2023

**Kind of Meeting:** Regular Meeting

**Place:** Sandy Creek Town Hall

**Board Members Present:** Timothy D. Ridgeway  **Others Present:**

Dave Warner Micheal C. Kastler

Nola J. Gove Tammy L. Miller

Ruth E. Scheppard Brittany M. Washburn

**Absent:** John W. Wood, Jr. Meg Sprague

Michael G. Yerdon, Legislator

Peggy Rice

Bill Joyce

Ron Fisher

Jennifer Casler

Jessica Godfrey

Ralph Kent

Andrew Capone

Martin Oleniuch

Charles Skellen

John Howland @ 7:27 pm

**CALL TO ORDER:**

Supervisor Timothy D. Ridgeway called the meeting to order at 7:00 pm with the Pledge of Allegiance.

**APPROVAL OF MINUTES:**

**RESOLUTION 93-23**

On motion by Ruth E. Scheppard, seconded by Dave Warner, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Gove, Warner, Scheppard

0 No

1 Absent Wood

**Resolved** that the minutes of the September 13th meeting are approved as written.

**REPORTS:**

**Highway/Water Superintendent** - Michael C. Kastler read his highway report. The county first proposed a Snow and Ice Agreement for 3 years with a fuel stipend. It has gone back to have a one-year proposal drafted. Brian Tremblay, Senior Associate at Barton & Loguidice is the engineer working with the town on the Bridge NY project, Skinner Road over Blind Creek Culvert Replacement. The town needs to do as much as possible to get the project shovel ready. The town will need to acquire real property rights on the Snedeker and Wood properties.

**RESOLUTION 94-23**

On motion by Ruth E. Scheppard, seconded by Dave Warner, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Gove, Warner, Scheppard

0 No

1 Absent Wood

**Resolved** that the Town Board of the Town of Sandy Creek authorizes the Highway Superintendent to send a letter to the owners of the parcels affected by the Skinner Road Over Blind Creek Culvert Replacement Project asking for the town to acquire real property rights.

**RESOLUTION 95-23**

On motion by Ruth E. Scheppard, seconded by Dave Warner, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Gove, Warner, Scheppard

0 No

1 Absent Wood

**Resolved** that the Town Board of the Town of Sandy Creek approves the following EDU assignments:

**Tax ID                                       EDU                Property Location    Property Owner**

029.00-01-10.21                         0.50                 Co Rt 15 (V)               Miller

029.00-01-12                              0.50                 Co Rt 15 (V)               Guarasce

037.00-02-11.04                         1.00                 84 Tryon Rd (CS)       Deane

037.00-02-11.05                         0.50                 66 Tryon Rd (V)         Burrows & Salerno

018.00-02-31.07                         1.00                 8704 St Rt 3 (CS)       Richmond

018.00-02-31.08                         0.50                 St Rt 3 (V)                  Coe

018.00-01-07.08                         1.00                 38 Elms Rd (CS)        Miller

018.00-01-07.09                         0.50                 Elms Rd (V)               Miller

018.00-01-24                              1.00                 Green Heron Ln (CS) Groman

007.19-02-38                              1.50                 9157 St Rt 3 (CS)       Weaver

All previous water bills have been paid. Readings are being done for the November water billing. There is a bill in the abstract tonight for a septic system repair at the Oleniuch property at 51 Deer Run. This will be submitted for reimbursement through the water project. If approved, the water district #3 fund will be reimbursed.

**RESOLUTION 96-23**

On motion by Nola G. Gove, seconded by Ruth E. Scheppard, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Gove, Warner, Scheppard

0 No

1 Absent Wood

**Resolved** that the Town Board of the Town of Sandy Creek accepts the proposal from Michael G. Lisson, CPA, CITP, Partner at Grossman St. Amour, Certified Public Accountants, PLLC to audit the Town of Richland water department for 2022.

Richland Town Supervisor Kern Yerdon plans to meet with Supervisor Ridgeway on October 18th to discuss the water rate.

**Sole Assessor** - Rebecca Trudell’s monthly report has been filed in the Town Clerk’s office. She obtained some information from GAR Associates regarding a re-valuation of the town.

**Dog Control Officer** - Anne Derr’s monthly report has been filed in the Town Clerk’s office.

**Historian** - Peggy Rice filed a written report for September.

**Town Justice** - The monthly reports of the Town Justices have been received by the Town Supervisor.

**Legislator** - County Legislator Michael Yerdon gave the Town Board a copy of the resolution regarding the adoption of a local law giving volunteer firefighters and ambulance workers a real property tax exemption on their county tax bill. The legislature is working on the 2024 county budget. Mr. Yerdon was absent at the September meeting due to the NYSAC Fall Seminar. He attended a presentation by NYS Agriculture and Markets regarding a new law, the Companion Animal Care Act. It will improve the design and conditions of animal shelters. Town Clerk Miller reported that the Town of Sandy Creek’s contracted shelter and Dog Control Officer both recently passed NYS inspections. Mr. Yerdon will review the Snow and Ice Agreement on October 12th.

**Library** - Library Director Jessica Godfrey was present to update the board on various activities at the Annie Porter Ainsworth Memorial Library. She passed out the October newsletter. A winter coat drive will be held on October 21st from 10 am to 1 pm. All sizes will be collected and given away in a two-week timeframe. On October 28th a Fall Fun Day will be held with a book fair from 10 am to 1 pm. There will be activities, games, cider, popcorn, and costumes are encouraged. A series of local history talks will be held throughout October and November. Town and Village Historian Peggy Rice will do a presentation on November 3rd and a separate presentation on the Big Cheese will be held. The library will hold budget meetings in November.

**Board of Appeals** – Chairman Kastler reported that the variance request on the Yerdon property on Co Rt 22 was granted. He introduced Charles Skellen who is interested in joining the Board of Appeals when a seat becomes available.

**Code Enforcement Officer** – John Howland’s list of permits and violations for September has been filed. There have been about 80 building permits filed so far this year. The NYS Supreme Court ruled in favor of the Town of Sandy Creek in a code violation case against Ralph A. Kent and Merry B. Fayette. The town was granted over $15,000 in fines and costs and is authorized to clean up the property if the owners do not. On September 20th their time for compliance was up. Mr. Kent’s attorney Andrew Capone spoke with Town Attorney Courtney Hills today. Mr. Kent is requesting two more weeks to finish cleaning up his property. CEO Howland has 4 quotes from companies willing to do the cleanup for the town. Mr. Kent insists that all vehicles on his property are registered and are not junk. The extension was discussed.

**RESOLUTION 97-23**

On motion by Timothy D. Ridgeway, seconded by Ruth E. Scheppard, the following resolution was

ADOPTED - 3 Ayes Ridgeway, Warner, Scheppard

1 No Gove

1 Absent Wood

**Resolved** that the Town Board of the Town of Sandy Creek allows Ralph A. Kent and Merry B. Fayette until midnight on October 26th to correct code violations on their property at 5785 – 87 US Rt 11.

**RESOLUTION 98-23**

On motion by Ruth E. Scheppard, seconded by Dave Warner, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Gove, Warner, Scheppard

0 No

1 Absent Wood

**Resolved** that the Town Board of the Town of Sandy Creek authorizes S&R Automotive, LLC to remove trailers for $950.00 and remove scrap at a rate of $350.00 per hour from the Kent/Fayette property beginning October 26, 2023.

**Town Clerk** – Town Clerk Tammy Miller reported that the total receipts and disbursements for the month of September totaled $4,325.00 of which $1,340.03 was town revenue. The office is busy with budget work and preparing for water billing.

**Upstate Freshwater Institute**- Ron Fisher was present to give an update on the water monitoring study. UFI will attend the November board meeting to give a full presentation of the results. On October 4th approximately 43 people attended a community informational meeting at the Sandy Pond Sportsmen’s Association clubhouse regarding water quality, conservation projects, and shoreline dynamics around Lake Ontario and North and South Sandy Ponds.

**PUBLIC COMMENT –** There was none at this time.

**OLD BUSINESS -** Councilman Gove is working on updates to the employee handbook. We should be able to sign the Snow and Ice contract soon. Clarification of the union contract for the new highway/water position was discussed.

**NEW BUSINESS –** The Town Board discussed and will consider the library’s request for updated security cameras.

**RESOLUTION 99-23**

On motion by Timothy D. Ridgeway, seconded by Ruth Scheppard, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Gove, Warner, Scheppard

0 No

1 Absent Wood

**Resolved** that the Town Board of the Town of Sandy Creek will reschedule the public hearing for 6 pm on October 25th on the Town of Sandy Creek Local Law No. Three (3) of the year 2023, A local law for Flood Damage Prevention as authorized by the New York State Constitution, Article IX, Section 2, and Environmental Conservation Law, Article 36.

Office of the Aging is interested in finding volunteers to deliver meals to local residents.

**TRANSFER OF FUNDS**

**RESOLUTION 100-23**

On motion by Ruth E. Scheppard, seconded by Dave Warner, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Gove, Scheppard, Warner

0 No

1 Absent Wood

**Resolved** that the Town Board of the Town of Sandy Creek authorizes the following transfers of funds:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| FROM Line # | Description | TO Line # | Description | $ Amount |
| From: SW3-8340.11 | WATER OP TRAINEE | To: SW3-8340.1 | WATER OPERATOR | $5,000 |
| From: SW3-8320.2 | WATER METERS,  EQUIPMENT | To: SW3-8320.4 | WATER METERS, MISC | $15,000 |
| From: A1620.2 | TOWN HALL EQUIP | To: A1620.4 | TOWN HALL CONTR | $2,000 |
| From: A1430.4 | CLERK TO SUPER  CONTRACTUAL | To: A1910.4 | UNALLOCATED INSURANCE | $3,772.54 |

**RESOLUTION 101-23**

On motion by Nola J. Gove, seconded by Timothy D. Ridgeway, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Gove, Warner, Scheppard

0 No

1 Absent Wood

**Resolved** that the bills be paid on Abstract #18 in the following amounts:

General Fund $ 810.47

Trust & Agency $ 11,443.36

**And** on Abstract #19 in the following amounts:

General Fund $ 17,331.71

Highway Fund $ 57,344.49

Water District #3- H3 $ 27,653.23

Water District #1-SW $ 2,616.40

Water District #2-SW $ 9,192.77

Water District #3-SW $ 7,560.06

Trust & Agency $ 7,852.37

The next regular monthly meeting will be held November 8th at 7 pm

**On motion** by Ruth E. Scheppard, and seconded by Nola J. Gove, and carried unanimously, the meeting was adjourned at 8:32 pm.

Respectfully submitted,

Tammy L. Miller, RMC

Town Clerk