

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: March 8, 2017

Kind of Meeting: Regular Meeting

Place: Town Hall

Board Members Present: Nancy Ridgeway
John W. Wood, Jr.
Dave Warner
Ruth E. Scheppard

Others Present:
Tammy L. Miller
Brittany M. Washburn
Margaret A. Kastler
Allison J. Nelson, Esq.
Michael Kastler
Shirley Rice
Pat McCullough
Dustin Clark
George Kalkowsky
Norma Newman
Wayne Miller
Chris Masuicca
Brian Muto
Randy Pitcher
Josh Pitcher
John Howland @ 7:20 pm

Absent: Nola J. Gove

CALL TO ORDER:

Town Supervisor Nancy Ridgeway called the meeting to order at 7:01 pm with the Pledge of Allegiance.

APPROVAL OF MINUTES:

RESOLUTION 20-17

On motion by John W. Wood, Jr., seconded by Ruth Scheppard, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Warner, Scheppard, Wood
 0 No
 1 Absent Gove

Resolved that the Town Board of the Town of Sandy Creek approves the minutes of the February 6th and 8th meetings as written.

FINANCIAL REPORT:

The Town Board received a copy of the monthly financial report of the Supervisor tonight. It was filed in the Town Clerk's office today and is available for public inspection.

1 Absent Gove

Resolved that the Town Board of the Town of Sandy Creek accepts the quote of \$3,250.00 from Bremm Excavating & Hauling for the demolition work at 99 Weaver Road.

RESOLUTION 22-17

RESOLUTION WITHDRAWING FUNDS FROM THE HIGHWAY EQUIPMENT RESERVE FUND

WHEREAS, the Town of Sandy Creek owns and maintains a truck with snow plows and a sander/spreader which is in need of replacement; and

WHEREAS, the Town of Sandy Creek Highway Superintendent, Michael Kastler, has obtained a quote for a Volvo VHD64F chassis with options, and a 2017 Snow and Ice Control Package - Tandem Axle for a total purchase price of \$180,147.12; and

WHEREAS, the Town Board of the Town of Sandy Creek maintains a Highway Equipment Reserve Fund Account pursuant to General Municipal Law for the purpose of acquiring, repairing and maintaining Town highway equipment; and

WHEREAS, the Town of Sandy Creek’s truck with snow plows and a sander/spreader is in need of replacement and the Town Board wishes to expend monies from such reserve account to acquire a Volvo VHD64F chassis with options, and a 2017 Snow and Ice Control Package - Tandem Axle for a total purchase price of \$180,147.12; and;

NOW ON MOTION made by John W. Wood, Jr. and seconded by Dave Warner, **BE IT RESOLVED** as follows:

1. That the Town Board of the Town of Sandy Creek does hereby authorize a sum not to exceed \$180,200 to be appropriated from the Highway Equipment Reserve Fund towards the purchase of a Volvo VHD64F chassis with options, and a 2017 Snow and Ice Control Package - Tandem Axle.

This Resolution shall be subject to a permissive referendum as permitted by law.

NANCY RIDGEWAY, Supervisor	AYE
NOLA J. GOVE, Councilwoman	Absent
DAVE WARNER, Councilman	AYE
RUTH E. SCHEPPARD, Councilwoman	AYE
JOHN W. WOOD, Jr., Councilman	AYE

RESOLUTION 23-17

On motion by John W. Wood, Jr, seconded by Dave Warner, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Warner, Scheppard, Wood
 0 No
 1 Absent Gove

Resolved that the Town Board of the Town of Sandy Creek accepts the fleet pricing of \$33,911.50 from Pulaski Ford LLC for one 2016 Ford F250 crew pick-up truck with the proceeds from the sale of the 2008 Ford F350 Super Duty Utility Truck on the Auctions International, Inc. website going toward this purchase.

Water Advisory Committee – Chairman Norma Newman reported that the minutes from the February 27th meeting have been filed. The Water Advisory Committee recommends that the Town Board accept the map with optional areas as presented by Barton & Loguidice.

RESOLUTION 24-17

On motion by Ruth E. Scheppard, seconded by John W. Wood, Jr, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Warner, Scheppard, Wood
 0 No
 1 Absent Gove

Resolved that the Town Board of the Town of Sandy Creek accepts the map titled Proposed Project - Sandy Creek for the Richland/Sandy Creek Joint Water Project dated February 2017 (Project No. 1001.005).

Code Enforcement Officer – John Howland’s report for February is on file in the Town Clerk’s office. He would like to see the town continue the proposed water main on US Rt 11 all the way to Water District #2 as there would be advantages to connecting the two public water supplies in certain circumstances.

Town Clerk – Tammy Miller reported that receipts and total disbursements for the month of February totaled \$1,488.59. This report is on file in her office and available for public inspection. She and Deputy Washburn will be attending the 28th Annual Local Government Conference on March 30th at JCC.

PUBLIC COMMENT – **Randy Pitcher** stated that he has lived on **Co Rt 48** for 35 years and is upset by the strong odor caused by farmers spreading liquid manure there. His family’s quality of life has been adversely affected. By 8 pm each night they must close all the windows and can’t go outdoors as the smell causes them headaches. He is also unable to sell his home because of this. **Brian Muto** responded. He stated that his farm has spread less manure in the last two years and it is never 5 inches thick. Town Supervisor Ridgeway recommended the two meet regarding this situation and a member of the Town Board could act as a mediator if necessary.

OLD BUSINESS

RESOLUTION 25-17

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

ADOPTED - 4 Ayes Ridgeway, Warner, Scheppard, Wood
 0 No
 1 Absent Gove

Resolved that the Town Board of the Town of Sandy Creek accepts the Intermunicipal Agreement with the Towns of Richland, Redfield, Boylston, Williamstown, and Orwell for sharing a 2011 Sakai roller.

Attorney Nelson verified that a pre-trial conference regarding the Groman litigation is scheduled for March 20th at 9 am. Sole Assessor Rhonda Weigand is not available to attend.

RESOLUTION 26-17

On motion by Nancy Ridgeway, seconded by Ruth Scheppard, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Warner, Scheppard, Wood
 0 No
 1 Absent Gove

Resolved that the Town Board of the Town of Sandy Creek accepts the Annual Audit of the Town Clerk, Tax Collector, and Water Clerk as completed by Ruth E. Scheppard on March 3, 2017.

An Intermunicipal Agreement for the Ford Simtap drilling machine kit for the Richland and Sandy Creek water departments to share was discussed.

NEW BUSINESS

RESOLUTION NO. 27-17

Proposed Action: Town of Sandy Creek and Town of Richland Joint Water Project

RESOLUTION DETERMINING THAT THE PROPOSED TOWN OF SANDY CREEK AND TOWN OF RICHLAND JOINT WATER PROJECT IS A TYPE 1 ACTION AND WILL NOT HAVE A SIGNIFICANT ADVERSE IMPACT ON THE ENVIRONMENT

WHEREAS, the Town of Sandy Creek (Town) is proposing the Town of Sandy Creek and Town of Richland Joint Water Project (Project), located in the Town of Sandy Creek and Town of Richland, Oswego County, New York; and

WHEREAS, the Project has been classified as a “Type I Action” as defined by the State Environmental Quality Review Act (SEQRA) in 6 NYCRR Part 617.4; and

WHEREAS, the Town sent a letter and Part 1 of a Full Environmental Assessment Form (FEAF) to be sent to other potentially “Interested” and “Involved Agencies” (as this term is defined in the SEQRA Regulations found at 6 NYCRR Part

617), indicating the Town’s desire to serve as the “Lead Agency” (as this quoted term is defined in the SEQRA Regulations) and to complete a coordinated review of the Project (in accordance with 6 NYCRR Part 617.6); and

WHEREAS, responses were requested to be received by March 6, 2017, and each of the potentially Interested and Involved Agencies has agreed to, or raised no objections to, the Town of Sandy Creek Town Council serving as Lead Agency for the Project; and

WHEREAS, pursuant to the SEQRA Regulations, the Town of Sandy Creek Town Council has considered the significance of the potential environmental impacts of the Project by (a) using the criteria specified in Section 617.7 of the SEQRA Regulations, and (b) examining the FEAF for the Project, including the facts and conclusions in Parts 1, 2 and 3 of the FEAF, together with other available supporting information, to identify the relevant areas of environmental concern:

NOW, THEREFORE, BE IT

RESOLVED that, the Town of Sandy Creek Town Council hereby establishes itself as Lead Agency for the Project; and

BE IT FURTHER RESOLVED, that based upon an examination of the FEAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, and based further upon the Town’s knowledge of the area surrounding the Project, the Town of Sandy Creek Town Council makes the determination that the Project will not have a significant adverse environmental impact and that the Project will not require the preparation of a Draft Environmental Impact Statement; and

BE IT FURTHER RESOLVED, that as a consequence of such findings and declaration, and in compliance with the requirements of SEQRA, the Town of Sandy Creek Town Council, as Lead Agency, hereby directs the Town of Sandy Creek Town Supervisor to sign the FEAF Part 3 – Determination of Significance indicating that a Negative Declaration has been issued for the Project; this Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote, and upon roll call, the vote was as follows:

Nancy Ridgeway, Town Supervisor	Voted	Yes
Ruth E Scheppard, Councilman	Voted	Yes
Nola J. Gove, Councilman	Absent	
Dave Warner, Councilman	Voted	Yes
John W. Wood, Jr., Councilman	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

Dustin Clark of B&L explained that George Kalkowsky will put a schedule together for the next steps of the proposed water project. The IMA with Richland should be finalized by May. A resolution for district formation will be drafted.

RESOLUTION 28-17

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

ADOPTED - 4 Ayes Ridgeway, Scheppard, Wood, Warner
 0 No
 1 Absent Gove

Resolved that the Town Board of the Town of Sandy Creek accepts the annual software support contract for the Building & Codes Enforcement program from Williamson Law Book Company for 3/1/17 through 2/28/18 for \$408.00.

RESOLUTION 29-17

On motion by John W. Wood, Jr., seconded by Ruth E. Scheppard, the following resolution was

ADOPTED - 4 Ayes Ridgeway, Scheppard, Wood, Warner
 0 No
 1 Absent Gove

Resolved that the Town Board of the Town of Sandy Creek approves a letter be sent to the Village of Sandy Creek questioning the pricing of water.

Supervisor Ridgeway attended a meeting on March 7th in Boylston hosted by the Tug Hill Commission. They are preparing a new law for the Town of Boylston to allow a resident of any neighboring town to run for the position of Town Justice.

RESOLUTION 30-17

On motion by Ruth E. Scheppard, seconded by John W. Wood, Jr., the following resolution was

ADOPTED - 4 Ayes Ridgeway, Warner, Scheppard, Wood
 0 No
 1 Absent Gove

Resolved that the Town Board of the Town of Sandy Creek accepts the Intermunicipal Agreement with the Town of Richland for sharing a Ford Simtap drilling machine kit.

PAY BILLS

RESOLUTION 31-17

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

ADOPTED - 5 Ayes Ridgeway, Warner, Scheppard, Wood
 0 No
 1 Absent Gove

Resolved that the bills be paid on Abstract #4 in the following amounts:

General Fund	\$ 534.91
Trust & Agency	\$25,953.54

And on Abstract #5 in the following amounts:

General Fund	\$ 61,219.45
Trust & Agency	\$ 485.19
Highway Fund	\$ 80,096.68
Water District#1-SW	\$ 2,481.65
Water District#2-SW	\$ 473.11
Water District#3-H	\$ 2,298.75

NYS Agriculture & Markets is suggesting we enact two separate local laws, one dealing with manure and the second for nutrient management plans.

The next meeting of the Water Advisory Committee is March 27th at 6 pm and the next regular monthly meeting of the Town board will be April 12th at 7 pm.

On motion by Nancy Ridgeway, seconded by Ruth E. Scheppard, and carried unanimously, the meeting adjourned at 8:34 pm.

Respectfully submitted,

Tammy L. Miller, RMC
Town Clerk