

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: September 14, 2016

Kind of Meeting: Regular Meeting

Place: Town Hall

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

Others Present:
Tammy L. Miller
Norma Newman
Jessica Godfrey
Allison J. Nelson, Esq.
Brittany M. Washburn
Dustin J. Clark, P.E.
George B. Kalkowsky, I.E.
Shirley Rice
Pat McCullough
Wayne Miller
John Howland
Robbin Wood
Bruce Johnson
Mike Haverlock
Penny Shutts
Darrin Harten
Margaret A. Kastler
Bill Eastman
Paul Edick
Chris Masuicca
Bruce Gibson
Brian Muto
Richard & Colleen Conklin
Debbie Palmatese
Pat McDougal

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 97-16

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

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

Resolved that the Town Board of the Town of Sandy Creek approves the minutes of the August 10th meeting 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 and is available for public inspection.

REPORTS:

Assessor - Rhonda Weigand's report is on file in the Town Clerk's office and available for public inspection. Supervisor Ridgeway reported that the enhanced STAR renewal applications will be mailed out on September 22nd.

Dog Control Officer- Elisa Dunn's written report and mileage log for August were received and filed. There was a problem with court paperwork involving a dangerous dog case. Attorney Nelson stated that the court has 5 days to schedule a dangerous dog hearing.

Historian – Charlene Cole's monthly report is on file in the Town Clerk's office and available for public inspection. She won several ribbons for her displays at the Oswego County Fair.

Town Justice- The judges' reports for August have been received by the Town Supervisor.

Legislator – Margaret Kastler reported that Sandy Creek has one property, the former Guyette parcel on Ellisburg St, in the county land bank. The bridge on Powers Ave is scheduled to be replaced by the end of this year and work is scheduled to be done on the Academy St bridge to improve its load rating. The county's E911 center may need to be relocated and/or a new building built. It must be 10 miles or more away from the nuclear power plants. The legislature meets September 15th at 7 pm in the Legislative Chambers in Oswego. They will be recognizing businesses that have been active in Oswego County for many years. Greene Point Marina & Mobile Home Park is scheduled to be honored. The town has not received a bill from the county yet for the Weaver Road parcel.

NOCA- Northern Oswego County Ambulance is asking for the same amount in 2017 as the town paid in 2016 for the ambulance contract.

Highway – Supervisor Ridgeway asked Deputy Highway Superintendent Mike Haverlock to read aloud Superintendent Kastler's list of items for tonight's meeting.

RESOLUTION 98-16

Private Roads to be adopted as Public Highways by Use Under NYS Highway Law Section 189

WHEREAS, since the founding of the Town of Sandy Creek, there have been created and constructed many various roads upon which the public has traversed and;

WHEREAS, the New York State Legislature has established a provision contained in Section 189 of the Highway Law which allows municipalities to accept private roads as public roads by use and;

WHEREAS, Highway Law Section 189 establishes that, all lands which have been used by the public and maintained by the town, as a highway, for a period of ten years or more, shall be a highway, with the same force and effect as if it had been duly laid out and recorded as a highway and;

WHEREAS, the Town Board of the Town of Sandy Creek has reviewed the use and maintenance of several roads within the Town of Sandy Creek and has deemed that they qualify as public roads by use under Highway Law Section 189 and;

WHEREAS, the Town Board deems that the acceptance of such highways is in the best interests of the Town of Sandy Creek and;

NOW, THEREFORE, on motion made by John W. Wood, Jr, and seconded by Ruth E. Scheppard, be it:

RESOLVED, that the Town Board of the Town of Sandy Creek hereby agrees and authorizes:

1. That the Town Board of the Town of Sand Creek hereby accepts the attached list of road as highways by use within the Town of Sandy Creek: and
2. That each of the roads fits the requirements outlined in Highway Law Section 189; and
3. That said roads shall be deemed public highways by use under Highway Law Section 189; and
4. That said roads will be added to the Town’s highway inventory and shall be maintained, by the Town.
5. That maintenance of said roads shall be limited to grading and snowplowing as the Town Highway Department has done for the last ten years or more. The Town shall not be required to bring the roads up to Town highway specifications nor shall the Town be required to pave said roads; and
6. That the Town Highway Superintendent is hereby directed to sign and file an order laying out these highways with the Town Clerk; and
7. That the Town Supervisor is hereby authorized to sign all documents necessary to accept the roads as public highways.

Motion adopted as follows:

Nancy Ridgeway, Supervisor	AYE
Ruth Scheppard, Councilwoman	AYE
Nola Gove, Councilwoman	AYE
John Wood, Jr. Councilman	AYE
David Warner, Councilman	AYE

Schedule A

Private Roads to be adopted as Public Highways by Use Under NYS Highway Law Section 189

1. Center Avenue
2. Cove Road
3. Kilts Tract
4. King Road
5. Lake Shore Road (from Kings Road to West Avenue only)
6. Ontario Avenue
7. Ontario Drive
8. Rocking Horse Road
9. Sniper Road
10. Sandy Pond Inlet
11. Virginia Avenue
12. West Avenue
13. White Pines Drive
14. Zahler Tract
15. Sunset Circle
16. Kiblin Shores Road

The Snow & Ice Agreement with Oswego County was tabled at this meeting.

Planning Board – The Sandy Creek Regional Planning Board discussed the draft manure law at their September 6th meeting. They have many questions.

Library- Director Jessica Godfrey has a bill for primer from April for the town to reimburse the library for. This will be processed for next month's meeting. The grant application of \$849.90 through the Oswego County Community Foundation was approved and the town received a check for \$850.00. Ms. Godfrey has photos of some areas of the library that still need work. She requested that the shutters, front door and side door be painted all the same color. She also reported rotting wood in the stairwell/hallway. She presented the latest newsletter to the Town Board.

Water Advisory Committee – Chairman Norma Newman reported that there was a short meeting on August 29th. Three people were present regarding proposed water district #3, two for public water and one against. The next meeting is scheduled for September 26th at 6 pm.

Code Enforcement Officer – John Howland's building permit and violation reports for August are on file in the Town Clerk's office. Councilman Gove saw them working on cleaning up the Gleason property today. CEO Howland reported that Certified Canine Services, Inc. will need to modify their site plan as they intend to add on to their facility. Public hearings are not always necessary with amendments. The town does not currently have site plan modification on the fee schedule.

RESOLUTION 99-16

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

ADOPTED - 4 Ayes Ridgeway, Gove, Warner, Scheppard

1 No Wood

Resolved that the Town Board of the Town of Sandy Creek sets a fee of \$50.00 for modification to an approved site plan review.

The 30-day extension is up on the Trumble septic violation. Oswego County is handling this issue.

Town Clerk – Tammy Miller reported that receipts and total disbursements for the month of August totaled \$6,197.75. This report was filed with Supervisor Ridgeway on September 2nd and is on file in her office and available for public inspection. She received 3 Registered Municipal Clerk continuing education credits for attending the NYSTCA regional meeting on September 12th in Watertown. Trainers from the Office of the State Comptroller covered Town Clerks’ fiscal responsibilities and what auditors look for in minutes. The standardized notice form for providing 30-day advance notice to a local municipality for alcoholic beverage license renewal was received from Merv’s Place LLC.

Engineers – Restoration is nearly complete on contract #6 of Water District #1. Some additional paving at project sites may be done. We are awaiting final invoices from legal and bond counsel and will be closing on the Water District #2 RD loan in October. The Preliminary Engineering Report for Water District #3 is complete and was sent to EFC early. It appears that the point score is not enough for funding. The preliminary score is 110 and we need to score at least 130 to receive funding. EFC is a little difficult to predict as they are constantly changing. WD#1 took 3 years to get funding. There are other funding programs available and the town should consider progressing the project further to potentially qualify for other grant opportunities. RD is an option to consider. Projects that are ready to go are more likely to get funded. This would require increased upfront costs. We have not received a letter of support from Senator Ritchie yet. Much discussion followed. Dustin Clark will work on a proposal from B&L for further work on WD#3.

PUBLIC COMMENT – **Robbin Wood** asked about the status of the Salzman property near the corner of Co Rt 15 & 62. **Richard Conklin** had questions about the ownership of an area known as the “Park” near Lakeshore Rd and Marion Avenue. Ownership rights and rights to use this land need to be researched. Title work would be costly.

OLD BUSINESS –Invitations were received from the Cable Trail VFW Auxiliary for their POW-MIA recognition dinner on September 16th at 6 pm. Dredging began August 1st and ended the 16th. Approximately 7,000 tons of material was removed in 400 dump truck loads. The goal was to establish a safe, useful boating channel of about 40’ wide by 6’ deep to the lake. All agencies have inspected the site and are happy with the results. Total costs were \$36,335.00. The Town of Sandy Creek funded the project through budgeting for waterways navigation. Last month DCO Dunn requested reimbursement for 1/3 of her cell phone bill. The Town Board discussed this type of reimbursement for town officials.

