**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 9, 2020

**Kind of Meeting:** Regular Meeting

**Place:** Town Hall

**Board Members Present:** Nancy Ridgeway  **Others Present:**

Ruth E. Scheppard Tammy L. Miller

Dave Warner Michael C. Kastler

Nola J. Gove Rebekah Prosachik, Esq.

John W. Wood, Jr Norma Newman

Pat McDougal

Wayne Miller

Brett McVoy

Jacqueline Novak

Michael G. Yerdon-left @ 7:21pm

Jessica Godfrey

Carol Rohrmoser

John Howland- in @ 7:21 pm

Joshua Russell

Brian Wallis

Tom Hart- left @ 8:20 pm

Lynn, Bruce & Rachel Radicello- left @ 8:29 pm

Margot Wibbe

Michael Lach

Ed & Lenore Scheppard- left @7:21 pm

**CALL TO ORDER:**

Supervisor Nancy Ridgeway called the meeting to order at 7:01 pm with the Pledge of Allegiance. Joshua J. Russell of Parish was present to introduce himself to the Town Board. He is interested in working as a Town Constable in our Town Court.

**RESOLUTION 99-20**

On motion by Nola J. Gove, seconded by Dave Warner, the following resolution was

ADOPTED - 5 Ayes Ridgeway, Scheppard, Gove, Warner, Wood

0 No

**Resolved** that the Town Board of the Town of Sandy Creek appoints Joshua J. Russell to the office of Town Constable for the remainder of the current term of office expiring on December 31, 2020.

**BID OPENING**

Town Clerk Miller opened and read aloud three sealed bids for Phase 3 work for beach and dune restoration on the barrier spit north of the current channel at North Sandy Pond as part of the North Sandy Pond Resiliency Project as follows:

BDS Interior/Exterior LLC $154,500.00 Base Bid Total Lump Sum Price

Gorick Construction Co., Inc. $168,000.00 Base Bid Total Lump Sum Price

LaBella Associates, D.P.C. $297,000.00 Base Bid Total Lump Sum Price

**APPROVAL OF MINUTES:**

**RESOLUTION 100-20**

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

ADOPTED - 5 Ayes Ridgeway, Scheppard, Gove, Warner, Wood

0 No

**Resolved** that the minutes of the August 12th meeting are approved as written.

**FINANCIAL REPORT-** The Monthly Report of the Supervisor was received by the Town Board tonight and is on file in the Town Clerk’s office.

**REPORTS:**

Sole Assessor- Rebecca Trudell’s monthly report is on file in the Town Clerk’s office. Supervisor Ridgeway summarized her report. She and her clerk were out in the field reviewing properties today.

Dog Control Officer – Anne Derr prepared a report for the Town Board and it is on file in the Town Clerk’s office.

Highway/Water Superintendent – Mike Kastler read his highway and water reports aloud at the meeting. They are on file in the Town Clerk’s office. Ed & Lenore Scheppard expressed their concern regarding Water District #3. They have paid a lot of money for the district and are still waiting for public water. They asked when they will get water and if they will keep paying for it on their tax bill. Brett McVoy said he would check the contractor’s draft schedule, but that is subject to change. Superintendent Kastler still wants to solicit bids for a screener.

Historian – Peggy Rice filed a written report. She went to attend the Village of Sandy Creek meeting since the meeting room here was at capacity.

Judges – Judges Crast and Stoker have filed their monthly Justice Report certifications with Supervisor Ridgeway.

Legislator – Michael G. Yerdon reported that he should receive a summary of the property auction this month. Oswego County has a purchasing and hiring freeze in effect. They will start the budget process this month. The Oswego County Clerk Michael Backus resigned to take a new job. Currently the deputy is performing his duties. He was up for re-election and is on the ballot. Terry Wilbur is running for this office with a write-in campaign. He also informed us that the Director of Facilities and Technology, John Bucher fell from the roof of the county building and unfortunately died at the hospital. He has received no answer on the shared services funding. County Administrator Philip Church said that the county has applied for the funding. It was noted that the last snow and ice contract with the county was for three years.

Library – Library Director Jessica Godfrey reported that the library is increasing the hours that they are open. However, they are still at half of the normal hours. They are going to allow one on one tutoring for the school year. They have accepted a bid from RJ Green for driveway and drainage work.

NOCA – Northern Oswego County Ambulance will be asking for an increase in the 2021 contract.

Planning Board – The Sandy Creek Regional Planning Board’s monthly report has been filed in the Town Clerk’s office. No members were present so Supervisor Ridgeway summarized their report.

Water Advisory Committee- Chairman Norma Newman reported that they had a meeting on August 31st. EDU’s were discussed including the assignment for parcels that are using campers on their property. Supervisor Ridgeway said the camper EDU’s will be discussed again later.

**RESOLUTION 101-20**

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

ADOPTED - 5 Ayes Ridgeway, Scheppard, Gove, Warner, Wood

0 No

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

**Tax ID EDU Property Location Property Owner**

027.14-01-02.1 2.00 3352-58 Co Rt 15 Connelly

007.15-05-07 1.00 43-47 Sandy Pond Inlet Devine

027.12-01-02.01 1.25 16 Kiblin Shores Cir Fowles

027.12-01-02.02 0.50 Kiblin Shores Cir Lapham

027.11-05-14 1.00 3186 Co Rt 15 Mammolito

027.07-02-03 1.00 52 Wigwam Dr Carlile

019.00-01-22.01 1.00 371 Co Rt 22A Pottenburgh

019.00-01-22.02 1.00 367 Co Rt 22A Pottenburgh

027.00-05-05.01 0.50 Ouderkirk Rd Cortese

027.00-05-05.02 0.50 Tryon Rd Cortese

019.00-01-15.06 0.50 Off Co Rt 15 Guarasce

019.00-01-15.07 0.50 2230 Co Rt 15 Patzke

Code Enforcement Officer – John Howland’s report for August is on file in the Town Clerk’s office and available for public inspection. He has been taking code classes online. The county recently re-announced a program to provide financial assistance to homeowners that need to repair or replace their private septic tank system. Town Clerk Miller noted that there has been some confusion with the public sewer system interest survey that was recently mailed. These are completely unrelated. The Breslin permit is in compliance. Outhouses are legal in Oswego County. A shed is supposed to be moved on his property. CEO Howland will send a junk letter. The storage trailer on the corner of Fraser and US Rt 11 is legal. He will send a letter about unlicensed vehicles.

Town Clerk – Tammy Miller reported that receipts and total disbursements for the month of August totaled $6,928.00. Of this total, $3,254.20 was paid to Supervisor Ridgeway for town revenue. The largest portion of receipts this month is $3,423.30 for DECALS. This report is on file in the Town Clerk’s office and available for public inspection.

**RESOLUTION 102-20**

On motion by Nola J. Gove, seconded by Dave Warner, the following resolution was

ADOPTED - 5 Ayes Ridgeway, Scheppard, Gove, Warner, Wood

0 No

**RESOLVED**, By the Town Board of the Town of Sandy Creek that the *Retention and Disposition Schedule for New York Local Government Records (LGS-1)*, issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein.

**FURTHER RESOLVED**, that in accordance with Article 57-A:

(a) only those records will be disposed of that are described in Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein;

(b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

Engineers – Brett McVoy and Jacqueline Novak, Engineers with Barton & Loguidice were present to update the Town Board on current projects. Ms. Novak reported that of the 1,087 surveys mailed, only 310 have been returned, a 29% response rate. Surveys will be mailed again next week to those that have a new address and to those that were returned to sender. The responses are about 50% for and 50% against. Many are interested, but are concerned about the cost. On September 17th at 6 pm, B&L will do a presentation on the proposed public sewer system via YouTube. They plan to take questions at the end and will be answering frequently asked questions. A link to this presentation will be listed on the town website. The current DEC administration said that they will not approve new infrastructure in the Coastal Erosion Hazard Area and that includes a sewer system. CEO Howland received a letter from Kevin Balducci of the DEC asking for information.

Mr. McVoy gave an update on the current water project. The contractor has installed approximately 15,000 linear feet of water main, or about 10% of the project. There are crews laying water main and a directional drill crew. They are currently working on Whitney Lane, Chipman Lane, and Ivens Road in the Town of Richland. The draft work schedule changes daily based on easements, etc. WD Malone has received one payment for their work on this project. Payment application #2 is included in tonight’s abstract. Water Operator Pappa is doing a lot of work tracking easements. Attorney Prosachik summarized the easement work in Sandy Creek to date as follows: 156 easements are complete; we are waiting on signatures for 42; 19 are currently being drafted; and 15 are being revised by the engineers. Less than 20 stub searches are still needed. The title company is researching documents from the 1950’s to determine the ownership of the road at Greene Point. In the Town of Richland they are 35 easements complete; 17 are waiting for signatures; 7 are being drafted; and there are 5 new stub searches to be done. Fortunately, there are no real ownership issues in Richland. The Department of Transportation permit was recently received for the project. Mrs. Newman wants the water main constructed at Beaver Lane and asked how the contractor decides where to start. Beaver Lane will be connected to the opposite side of St Rt 3 requiring a directional drill. Currently the focus is on the camp roads to avoid high water in the spring. The contract does state that the schedule must be flexible due to easement requirements. However, the schedule is up to the contractor’s discretion. Attorney Prosachik spoke to the contractor today about the schedule of areas. Superintendent Kastler explained that the water main must be pressure tested, chlorinated and tested for bacteria. After acceptable test results, the health department usually signs off in a day or two.

Tom Hart reviewed the three bids that were opened at the start of the meeting. The bids from Gorick and LaBella are higher due to mobilization of equipment costs. He recommended that the Town Board accept the bid from BDS as they also successfully completed the first two phases of this project. However, the project is still waiting on DASNY funding.

**RESOLUTION 103-20**

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

ADOPTED - 5 Ayes Ridgeway, Scheppard, Gove, Warner, Wood

0 No

**RESOLVED**, the Town Board of the Town of Sandy Creek awards the bid for Phase 3 work for beach and dune restoration on the barrier spit north of the current channel at North Sandy Pond as part of the North Sandy Pond Resiliency Project to BDS Interior/Exterior LLC for $154,500.00 base bid total lump sum price contingent on an award from the Dormitory Authority of the State of New York (DASNY).

Mr. Hart talked about beach grass planting. They would like to order 5,000 plants. Getting volunteers to help with the planting was discussed. The planting will not be done until after October 15th when the sand is placed. This expense is in the budget for the project. We need one week of lead time when placing the order as they dig the plants based on weather conditions. Mrs. Miller offered to help place the order so that the town receives an invoice and is not billed for sales tax.

**RESOLUTION 104-20**

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

ADOPTED - 5 Ayes Ridgeway, Scheppard, Gove, Warner, Wood

0 No

**RESOLVED**, the Town Board of the Town of Sandy Creek approves the ordering and purchase of beach grass plants for the North Sandy Pond Resiliency Project.

Mr. Hart explained that this is a REDI regional project. There is a second project happening on the south side of the channel to move 3,027 yards of sand. BDS also won that bid and is starting that project on September 15th. O’Brien and Gere are the engineers for this project and are using the permit obtained by the Sandy Pond Channel Maintenance Association. They are measuring the sand by surveying the changes in the bottom of the channel. Mr. Hart doesn’t feel the measurements are accurate as the bottom of the channel changes every day due to the wind. Mr. Hart measures the sand on the beach for the NPRP using laser and GPS systems. He also monitors the number of dump truck loads moved.

**PUBLIC COMMENT** – **Lynn, Bruce, and Rachel Radicello** of **South Sandy Pond Inlet** spoke about their desire for public water in the Coastal Erosion Hazard Area. Supervisor Ridgeway explained that the town did fight for their right to public water for over one year and went all the way to the top in Albany. Mr. McVoy explained that a current DEC policy is not allowing underground utilities in the CEHA area. A lengthy discussion with Pete Backus followed. **Carol Rohrmoser** of **US Rt 11** spoke and is still having issues with her well. Mrs. Clay of US Rt 11 has also reported issues with her well.

**OLD BUSINESS**

Supervisor Ridgeway will schedule a tree planting ceremony in the spring in memory of former Historian Charlene Cole. This is a bad year for trees and spring should be better. She announced that Septic Smart Week is September 14th – 18th. .

**NEW BUSINESS**

**RESOLUTION 105-20**

ON MOTION by Ruth E. Scheppard, seconded by Nola J. Gove, the following resolution was

ADOPTED - 5 Ayes Ridgeway, Gove, Scheppard, Wood, Warner

0 No

**RESOLUTION TO AUTHORIZE THE ACCEPTANCE AND ADOPTION OF THE MULTI-JURISDICTIONAL ALL-HAZARD MITIGATION PLAN UPDATE FOR OSWEGO COUNTY, NEW YORK**

**WHEREAS**, the Oswego County Emergency Management Office, with the assistance from Barton & Loguidice, D.P.C., has gathered information and prepared the Multi-Jurisdictional All- Hazard Mitigation Plan Update for Oswego County, New York; and

**WHEREAS**, the Multi-Jurisdictional All-Hazard Mitigation Plan Update for Oswego County, New York has been prepared in accordance with the Disaster Mitigation Act of 2000 and Title 44 Code of Federal Regulations (CFR), Part 201; and

**WHEREAS**, Title 44 CFR, Chapter 1, Part 201.6(c)(5) requires each local government participating in the preparation of a Multi-Jurisdictional Mitigation Plan or Plan Update to accept and adopt such plan; and

**WHEREAS**, the Town of Sandy Creek has reviewed the 2019 Hazard Mitigation Plan Update, has found the document to be acceptable, and as a local unit of government, has afforded its citizens an opportunity to comment and provide input regarding the Plan Update and the actions included in the Plan;

**WHEREAS**, the Town of Sandy Creek will consider the Oswego County HMP Update during the implementation and updating of local planning mechanisms, and will incorporate the hazard assessment data, hazard vulnerabilities, and mitigation actions in these mechanisms, where applicable;

**NOW THEREFORE, BE IT RESOLVED**, that the Town of Sandy Creek as a participating jurisdiction, adopts the Multi-Jurisdictional All-Hazard Mitigation Plan Update for Oswego County, New York, dated November 2019.

The Town Board scheduled the 2021 budget meetings for October 7, 14, 21, 28 and the public hearing for November 4th. All of the meetings will be held at 7 pm. B&L held a groundbreaking ceremony for the water project on September 2nd at 9:30 am in Merv’s Place parking lot.

**PAYMENT OF BILLS**

**RESOLUTION 106-20**

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

**ADOPTED** - 5 Ayes Ridgeway, Scheppard, Gove, Warner, Wood

0 No

**Resolved** that the bills be paid on Abstract #16 in the following amounts:

General Fund $ 546.56

Highway $ 3,822.16

Trust & Agency $ 10,761.65

**And** on Abstract #17 in the following amounts:

General Fund $ 98,329.57

Highway $ 34,126.78

Water Project #3- H3 $ 611,814.86

N Pond REDI-H5 $ 49.50

Water District #1-SW $ 3,010.98

Water District #2-SW $ 297.25

Water District #3-SW $ 155,300.02

Trust & Agency $ 6,424.07

Councilman Warner asked Mrs. Miller to make paper copies of his copy of “From Planning to Implementation: Building Capacity in the Town of Sandy Creek” for the rest of the board to read before the next meeting.

There was a discussion about a drainage issue on the Mills property.

The next Water Advisory Committee meeting is September 28th at 6 pm.

The next regular monthly meeting of the Town Board will be held October 14th at 7 pm.

**On motion** by Nancy Ridgeway, and seconded by Dave Warner, and carried unanimously, the meeting was adjourned at 8:44 pm.

Respectfully submitted,

Tammy L. Miller, RMC

Town Clerk