

# Town of LeRay

## Town Board Minutes

October 10, 2024

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### Call to Order

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Proceedings of a Town Board Meeting held at the LeRay Town Municipal Office on October 10, 2024. The meeting was called to order at 4:00 p.m. by Supervisor Carpenter who led the room in the Pledge of Allegiance.

### Open Regular Meeting

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Leland J. Carpenter – Supervisor, Melissa L. Verne – Town Clerk, Nathan Toutant – Clerk to Supervisor, Board Members in attendance: Samuel Biondolillo, Michael Gracey, Merle Otis, Patrick O'Donnell, James Burrows – Town Attorney, Jessica Jenack – Community Development Coordinator – Absent, Lee Shimel – Zoning Enforcement Officer, William Vargulick – Town Assessor, Dan Young – Highway Superintendent, Michael Altieri – Town Engineer, Kenny Kizzer – DANC  
Additionally present – Debbie Biondolillo

### Approval of Minutes

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The minutes from the meeting held September 19, 2024 were reviewed by the Board Members. A motion to approve the minutes as drafted was made by Councilman Gracey and seconded by Councilman Biondolillo.

The vote went as follows:			
Ayes:	5	Nays:	0
The motion passed.			

### Comments from the Floor

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None

### Report from Highway Superintendent – Dan Young

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Mr. Young reported on work done the past month.

### Report from Assessor – William Vargulick

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A motion was made by Councilman O'Donnell and seconded by Councilman Biondolillo to accept and have Supervisor Lee Carpenter sign the Letter of Engagement of Barclay Damon LLP with UFO Site LLC (AKA Splash Car Wash).

The vote went as follows:			
Ayes:	5	Nays:	0
The motion passed.			

A motion was made by Councilman Biondolillo and seconded Councilman Gracey to have Mr. Vargulick do an Assessment Trend Adjustment to the tax roll to get the equalization rate back up to 100 % for 2025.

The vote went as follows:			
Ayes:	5	Nays:	0
The motion passed.			

**Report from Community Development Coordinator – Jessica Jenack – Absent**

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A motion was made by Councilman Biondolillo and seconded by Councilman O’ Donnell to refund Valley Veterinary Clinic, \$50.00 for the General Municipal Law 239-m review fee associated with their Site Plan Modification project as the requirement to have the County Planning Board review it was waived.

The vote went as follows:			
Ayes:	5	Nays:	0
The motion passed.			

**RESOLUTION #20 OF 2024  
DEVELOPER AGREEMENT**

**WHEREAS**, the Planning Board for the Town of LeRay, New York will be considering an application under the Town of LeRay’s Zoning Laws as submitted by **Calcium Fire District** in connection with a project to be located at **24882 Stalder Road, Calcium NY, 13616** (the “Project”); and

**WHEREAS**, the Project is anticipated to be more complex and require services to be provided by Town Engineers, and/or Town Attorneys (“Professional Services”); and

**WHEREAS**, Professional Services, in all fairness, should not be absorbed by Town Tax Payers as a whole and the Town Board has the authority to require review fees for such matters (which are reasonably necessary to accomplish the statutory demands) be paid by the Applicant; and

**WHEREAS**, the Town Board has reviewed the proposed Developer Agreement and asked Town Engineers and/or Town Attorneys to provide their estimate for the average cost of administering the zoning law in respect to the Project; and

**WHEREAS**, the Applicant has reviewed and expressed a willingness to accept the proposed Developer Agreement and has executed the same; and

**WHEREAS**, the Town Board has expressed a desire to accept the proposed Developer Agreement and is prepared to proceed as follows.

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Board of the Town of LeRay, NY:

1. The above recitations are incorporated herein and made a part of as if set forth thereafter.
2. The Town Board accepts, and approves, the attached Developer Agreement for the Project as being in the best interest for the Town of LeRay, Town Taxpayers, and the Applicant and approves receipt of the initial deposit set forth therein.
3. The Supervisor for the Town of LeRay is authorized to sign all documents and shall take all steps necessary to support this Resolution and the Town Clerk is authorized to receive the deposit in a separate account and which shall be drawn down against audited bills during the review and/or construction process.
4. This Resolution shall take effect immediately.

The foregoing Resolution was offered by **Board Member, Biondolillo**, and seconded by **Board Member, O’Donnell**, and upon roll call vote of the Board was duly adopted as follows:

Supervisor Leland J. Carpenter	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Michael J. Gracey	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Samuel J. Biondolillo	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Merle C. Otis	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Patrick E. O'Donnell	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Dated: October 10, 2024

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Melissa L. Verne, Town Clerk

**Report from the Town Engineer – Mike Altieri**

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A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to approve and have Supervisor Lee Carpenter sign the Change Order for Contract 10- General Construction, to paint steel beams in heated area and add pipe bollards at overhead door for a total of \$33,900.

The vote went as follows:		
Ayes:	5	Nays: 0
The motion passed.		

A motion was made by Councilman Gracey and seconded by Councilman Otis to approve and have Supervisor Lee Carpenter sign the Change Order for Contract 11- Mechanical Construction, to install new air and oil lines for a total of \$7,773.92.

The vote went as follows:		
Ayes:	5	Nays: 0
The motion passed.		

A motion was made by Supervisor Carpenter and seconded by Councilman O'Donnell to approve and have Supervisor Lee Carpenter sign Contract Addendum 2 form Atlantic Testing Laboratories for the Old Highway Restoration Project in the amount of \$956.00.

The vote went as follows:		
Ayes:	5	Nays: 0
The motion passed.		

**Report from the Zoning Enforcement Officer – Lee Shimel**

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A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to turn the Wewer Project over to the Town of LeRay Justice Court.

The vote went as follows:		
Ayes:	5	Nays: 0
The motion passed.		

**Report from DANC – Kenny Kizzer**

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Mr. Kizzer gave his monthly report.

**Report from the Town Clerk – Melissa L. Verne**

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	<b>Cash Balances as of September 30, 2024</b>		<b>Current Month Abstract 10</b>
<b>General Fund</b>	\$	3,775,870.16	\$ 42,928.59
<b>Highway Fund-Town wide</b>	\$	1,158,837.95	\$ 31,774.86
<b>Highway Fund-Town Outside</b>	\$	495,907.65	\$ 8,728.67
<b>Expendable Trust</b>	\$	792.47	\$ 0.00
<b>Consolidated Water District</b>	\$	2,008,001.59	\$ 30,272.04
<b>Water District # 3</b>	\$	3,958.12	\$ 30.00
<b>Sewer District # 1</b>	\$	742,302.13	\$ 3,217.09
<b>Sewer District # 2</b>	\$	69,111.17	\$ 1,115.94
<b>Sewer District # 3</b>	\$	15,378.87	\$ 1,895.52
<b>Sewer District # 4</b>	\$	383,294.33	\$ 469.83
<b>Capital Project # 3 (Sewer Dist. 1)</b>	\$	135,211.60	\$ 0.00
<b>Capital Project # 4W (Water 2 Imp)</b>	\$	0.00	\$ 0.00
<b>Capital Project # 5 (Highway Fac.)</b>	\$	0.00	\$ 111,205.08
<b>Trust &amp; Agency</b>	\$	76,583.75	\$ 3,918.06

A motion was made by Councilman Biondolillo and seconded by Councilman Gracey that Abstract #10 vouchers 1262-1372 in the amount of \$235,555.68 be paid from the above accounts.

The vote went as follows:			
Ayes:	5	Nays:	0
The motion passed.			

A motion was by Councilman Otis and seconded by Councilman Biondolillo that the board pass a resolution to relevy water and sewer charges on the Town and County property taxes for the year 2023 as follows:

<b>Owner Name</b>	<b>Water Balance</b>	<b>Sewer Balance</b>	<b>Total</b>
Clark, Ronald I	26.68	63.86	90.54
Tweedy, David	331.56	369.79	701.35
Filippi, Tammy & Ralph	49.54	65.41	114.95
Graveline, Meredith	68.60	80.86	149.46
Gaffney, Joseph	0.00	255.44	255.44
Lehr, Carlton	0	63.86	63.86
Mallette, John	57.17	71.59	128.76
Gallaher, Tammy	118.15	255.44	373.59
Messina, Peter	53.32	68.50	121.82
Lentz, Suzette L. & Jason	30.49	63.86	94.35
Hohs, Michael	39.27	203.93	243.20
Parker, Joseph	95.28	102.49	197.77

Mooney,Hui Sun	37.68	46.14	83.82
Kane, Phillip	0	255.44	255.44
Mathison, Walter	19.06	63.86	82.92
Culbertson, Carl	0	55.19	55.19
Culbertson, Carl	62.03	68.97	131.00
Soboleski, Laura	26.68	63.86	90.54
Owens, Zahara Soraya	22.87	63.86	86.73
Kriesick, Jack	1.33	1.86	3.19
Merwin, John R. & Rebecca	133.39	158.63	292.02
Cole, Jeffery L.	31.95	127.72	159.67
Britt, Michael & Mary	53.35	68.50	121.85
Folino, Joseph & Jillian	34.30	63.86	98.16
Nevin, Charles	0.11	0.40	0.51
Rollinson, George & Stephanie	163.87	158.11	321.98
Coon, Donald	80.03	90.13	170.16
Thomas, Nathan	419.21	440.86	860.07
Velasquez, Luis A	30.49	63.86	94.35
Covey, Matt & Sarah	26.67	191.58	218.25
Malette, Jordan	38.11	63.86	101.97
Cameron, Alan	30.49	63.86	94.35
Baker, Starlet	106.71	141.63	248.34
Day, Douglas	93.83	127.36	221.19
World Turner, Carolyn & Jason	1.33	1.86	3.19
Mustare, David	23.84	63.86	87.70
Favero, Frances	19.06	63.86	82.92
Mikulak, Michael	60.98	127.72	188.70
Arora, Amadeep	26.68	63.86	90.54
Correa, Stephanie Rose	45.73	63.86	109.59
Navarra, David	49.54	65.41	114.95
Hoppel, Kevin	0.56	1.86	2.42
Morgia, Coty	76.22	87.04	163.26
Fraser, Kathleen	19.06	63.86	82.92
Freeman, Teshla	87.67	255.44	343.11
Cahill, Stephanie	7.62	63.86	71.48
Knox, Paul & Rachel	114.33	117.94	232.27
Hairston, Tyrome	64.79	77.77	142.56
Sheitz,Leonard	22.87	63.86	86.73
Hornick, Rachel J	22.87	63.86	86.73
Decker, Robert	270.58	331.16	601.74
Spencer, Brandon	118.15	146.27	264.42
Maciag, John	37.67	0	37.67
Nguyen, Judy	45.73	0	45.73
Bradley's Military	1.44	2.96	4.40

Farrell, Nicole	80.03	164.34	244.37
Calcium Fire District	0.55	1.14	1.69
Boyer Circle	75.87	157.66	233.53
I-Site Realty LLC	11.43	61.80	73.23
I-Site Realty LLC	11.43	31.05	42.48
Nguyen, Danny	19.06	0	19.06
Plourde, William	198.17	0	198.17
Griffith, Thomas W.	19.06	64.89	83.95
Schmidt, Bobby	41.92	64.89	106.81
Delaney, Jordan	36.40	61.98	98.38
Lake's Trailer Park	0.00	129.78	129.78
Lake's Trailer Park	0.00	192.79	192.79
Lake's Trailer Park	0.00	129.78	129.78
Lake's Trailer Park	55.75	77.32	133.07
Lake's Trailer Park	4.00	4.01	8.01
Lake's Trailer Park	53.35	69.53	122.88
Lake's Trailer Park	0.00	64.89	64.89
Lake's Trailer Park	0.78	1.89	2.67
Lake's Trailer Park	34.30	129.78	164.08
Lake's Trailer Park	0.00	129.78	129.78
Lake's Trailer Park	0.00	129.78	129.78
Lake's Trailer Park	47.51	67.10	114.61
Lake's Trailer Park	36.19	42.48	78.67
Lake's Trailer Park	0.00	64.89	64.89
Lake's Trailer Park	0.00	64.89	64.89
Lake's Trailer Park	91.46	100.43	191.89
Lake's Trailer Park	53.35	69.53	122.88
Lake's Trailer Park	144.82	169.96	314.78
Lake's Trailer Park	121.96	267.29	389.25
Lake's Trailer Park	0.00	64.89	64.89
Lake's Trailer Park	0.00	62.94	62.94
Lake's Trailer Park	497.92	496.83	994.75
Lake's Trailer Park	57.17	129.78	186.95
Partridge, Douglas	80.03	129.78	209.81
Seymour, Rickie	30.49	0	30.49
Tuttle, James & Florence	19.05	129.78	148.83
Ashwood, Carol	129.58	157.60	287.18
Ambrose, Elaine	19.06	64.89	83.95
Marrero, Jose'	34.30	64.89	99.19
Kalford, Amber/ Harris, Richard	87.65	97.34	184.99
Stackel, Marcy	1.67	2.12	3.79
Grill, William	0.33	0	0.33
Priest, Paul & Cindy	19.06	0	19.06

Heath, Garry	38.11	129.78	167.89
Montessor, Jerick	30.49	129.78	160.27
Layo, Stanley	64.79	78.80	143.59
Kenney, Jonathon	76.22	88.07	164.29
Lake's Trailer Park	0.00	129.78	129.78
Lake's Trailer Park	34.86	109.73	144.59
Lake's Trailer Park	7.62	64.89	72.51
Lake's Trailer Park	49.54	259.56	309.10
Waterman, Dana	47.79	0	47.79
LaRose, Clifford	34.25	0	34.25
Loomis, Lewis	76.22	88.07	164.29
DeCillis, William	74.12	81.39	155.51
Gonseth, Timothy	14.77	0	14.77
Makres, Zachery	11.43	0	11.43
Osborne, Joseph	80.03	0	80.03
Rubacha, Benjamin	41.92	0	41.92
Beshures, Adam	3.81	0	3.81
Cowan, Michael	64.79	0	64.79
Sequin, Donald	34.30	0	34.30
Agen, Larry	0.86	0	0.86
Laisdell, Zach	1.11	0	1.11
LaFave, Rodney & Wendy	68.60	0	68.60
Gonzalez, William & Daysi	41.92	0	41.92
Shockley, James	21.28	0	21.28
Converse, Joseph	1.00	0	1.00
Sepko, George	15.24	0	15.24
Deren, Arthur	713.98	0	713.98
Deren, Arthur	823.77	0	823.77
Petersen, Barry L.	3.81	0	3.81
Countryman, Raymond	53.35	0	53.35
Vazquez, Marisol	3.81	0	3.81
Hildreth, Roger	57.17	0	57.17
Brantley, Joseph	30.49	0	30.49
Prout, Gerald J	31.49	0	31.49
DeLong, Alex	38.11	0	38.11
Murtha, Joe	72.30	0	72.30
Lavorgna, Michael & Rebecca	41.92	0	41.92
Johnson, Derek	83.84	0	83.84
Fye, Vincent	38.11	0	38.11
Newman, Timothy	64.79	0	64.79
Walker, Christopher & Joy	45.74	0	45.74
Newman Timothy	3.81	0	3.81
Battles, Justin	38.11	0	38.11

Soluri, Ora	3.81	0	3.81
MacAlister, Ashley	95.27	0	95.27
Branon, Terrance	0.44	0	0.44
Dorr, Lawrence	26.68	0	26.68
McConnell, Chris	57.17	0	57.17
Harmer, Harry	3.33	3.44	6.77
Fraser, Janet	7.65	18.30	25.95
Girard, Thomas	19.06	0	19.06
Foster, Kennedy	41.92	0	41.92
Sitenga, Neil H.	53.35	0	53.35
	<b>8,900.99</b>	<b>10,866.96</b>	<b>19,767.95</b>

The vote went as follows:
Ayes: 5      Nays: 0
The motion passed.

**Report from Clerk to the Supervisor/Director of Finance – Nathan Toutant**

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A motion was made by Councilman Biondolillo and seconded by Supervisor Carpenter to set a Public Hearing at 4:00 p.m. for November 1, 2024 to hear comments on the proposed Ambulance Contracts for the year 2025 as follows; Black River Ambulance Squad \$49,400 and Evans Mills Volunteer Ambulance Squad \$62,000.

The vote went as follows:
Ayes: 5      Nays: 0
The motion passed.

A motion was made by Councilman Gracey and seconded by Councilman Biondolillo to set a Public Hearing to immediately follow the Public Hearing for the Ambulance Contracts on November 1, 2024, to hear comments on the proposed Fire Contracts for the year 2025 as follows; Black River Fire Department \$129,172 and Pamela Fire Department \$21,028.

The vote went as follows:
Ayes: 5      Nays: 0
The motion passed.

A motion was made by Councilman Gracey and seconded by Councilman Otis to approve the 2025 Tentative Budget as the 2025 Preliminary Budget.

The vote went as follows:
Ayes: 5      Nays: 0
The motion passed.



A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to set a Public Hearing on November 1, 2024, immediately following the Fire Contracts, to hear comments on the 2025 Preliminary Budget.

The vote went as follows:		
Ayes:	5	Nays: 0
The motion passed.		

A motion was made by Councilman Biondolillo and seconded by Councilman O'Donnell to sign the 2024 Youth Contract with the Village of Evans Mills and pay them \$8,000 per their contract.

The vote went as follows:		
Ayes:	5	Nays: 0
The motion passed.		

A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to sign the 2024 Youth Contract with the Village of Black River and pay them \$6,000 per their contract.

The vote went as follows:		
Ayes:	5	Nays: 0
The motion passed.		

A motion was made by Supervisor Carpenter and seconded by Councilman O'Donnell to draft a letter of Support for City of Watertown NBRC Grant Application and have Supervisor Lee Carpenter sign it.

The vote went as follows:		
Ayes:	5	Nays: 0
The motion passed.		

A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to rescind the motion from August 29, 2024 dispersing the ARPA funds.

The vote went as follows:		
Ayes:	5	Nays: 0
The motion passed.		

A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to allocate the remaining ARPA funds as follows; Highway Renovation Project - \$1.2 Million, Black River Fire Department - \$15,000, Pamela Volunteer Fire Company - \$15,000, Evans Mills Volunteer Ambulance Squad - \$10,000, Black River Volunteer Ambulance Squad - \$10,000, Evans Mills Fire District - \$10,000, Calcium Fire District - \$10,000, with the remaining balance of the unused ARPA Funds to be allocated to the Consolidated Water District Extension Project.

The vote went as follows:				
Ayes:	4 – O'Donnell, Biondolillo, Otis, Gracey	Nays:	0	Abstained: 1 – Carpenter
The motion passed.				

A motion was made by Councilman O'Donnell and seconded by Councilman Gracey to adjourn this meeting, at 5:48 p.m.

The vote went as follows:			
Ayes:	5	Nays:	0
The motion passed.			

Respectfully given:

*Melissa L. Verne*

Melissa L. Verne, LeRay Town Clerk