

PROCEEDINGS OF A TOWN BOARD MEETING HELD AT THE TOWN MUNICIPAL OFFICE ON SEPTEMBER 9, 2021.

The meeting was called to order by Supervisor Taylor at 4:00 p.m. with the following present:

Ronald C. Taylor, Supervisor	Lee Shimel, ZEO
Mary C. Smith, Town Clerk	Nathan Toutant, Ck to Supervisor
Samuel Biondolillo, Councilman -Absent	Joseph Russell, Atty
Michael Gracey, Councilman	Jessica Jenack, Planner
John Eisenhauer, Councilman	William Vargulick, Assessor
Lee Carpenter, Councilman	Mike Altieri, Engineer

A motion was made by Gracey and seconded by Carpenter to adopt the minutes of the regular meeting held on August 12, 2021. Carried Ayes 4 Nay 0.

Victor Delles, property owner on Willow St., was asking when the town was going to bring in fill to fix the back yard behind the Town barn. He is also asking the town to put up a fence instead of trees. The board advised his that they needed to do some research.

Public hearing was held on September 9, 2021, at 4:10 p.m. to hear comments on Local Law #4- Opt out of licensing and establishing retail cannabis dispensaries and/or on-site cannabis to consumption establishments. No one commented. Hearing Closed.

A motion was made by Eisenhauer and seconded by Gracey that the board reviewed SEQR and there were no adverse issues and that the board declare a Negative Declaration. Carried Ayes 4 Nay 0.

A motion was made by Carpenter and seconded by Gracey to pass the following resolution.

**RESOLUTION OF THE TOWN BOARD
OF THE TOWN OF LERAY**

At a regular meeting of the Town Board of the Town of LeRay, held at the Town offices, 405 Riverside Drive, LeRay, New York, on September 9, 2021, at 4:00 p.m. there were:

Ronald C. Taylor, Supervisor
Samuel J. Biondolillo, Councilmember
Leland J. Carpenter, Councilmember
John W. Eisenhauer, Councilmember
Michael J. Gracey, Councilmember

Absent:

Samuel J. Biondolillo, Councilmember

WHEREAS, Local Law No. 4 of the year 2021, a local law to Opt the Town of LeRay out of licensing and establishing retail cannabis dispensaries and/or on-site cannabis consumption establishments in the Town of LeRay introduced by a member of the Board at a meeting thereof held on August 12, 2021, and by a majority vote of the Councilmembers

present at such meeting, a public hearing was duly scheduled to consider Local Law No. 4 of 2021 for September 9, 2021 at 4:10 PM, and

WHEREAS, notice of the public hearing was duly published and posted as required by law, and on September 9, 2021, at 4:10 PM, a public hearing was duly held to hear all persons interested in the subject matter of Local Law No. 4 of 2021.

NOW, THEREFORE, be it resolved by the Board of the Town of LeRay as follows:

1. The foregoing recitations are incorporated herein and made a part hereof as if fully set forth hereafter.
2. The adoption of Local Law No. 4 of 2021 is an Unlisted action pursuant to the New York State Environmental Quality Review Act and the regulations promulgated thereunder.
3. This Board has now completed its review of the proposed Local Law pursuant to the New York State Environmental Quality Review Act and has issued its determination that the proposed Local Law will not have an impact on the Environment.
4. Based upon the foregoing, Local Law No. 4 of the year 2021 is hereby adopted and the Clerk is instructed to file the same with the New York State Department of State following the completion of the review and therefor under the statute as to permissive referendum.

A motion to adopt the foregoing resolution was made by Councilmember Carpenter and seconded by Councilmember Gracey and upon a roll call vote of the Board was duly adopted as follows:

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Supervisor Ronald C. Taylor	yes <u>x</u> no __
Councilmember Samuel J. Biondolillo	yes __ no __
Councilmember Leland J. Carpenter	yes <u>x</u> no __
Councilmember John W. Eisenhauer	yes <u>x</u> no __
Councilmember Michael J. Gracey	yes <u>x</u> no __

Dated: September 9, 2021

Carried Ayes 4 Nay 0.

A motion was made by Eisenhauer and seconded by Carpenter that the board pass Local Law#4 Opt out of Cannabis licensing and establishing retail dispensaries and/or on-site consumption establishments and to add requesting the cannabis control board to prohibit the establishment of such retail dispensary licenses and on-site consumption licenses contained in article four of Chapter7-A of the NYS Cannabis Law subject to 30-day permissive referendum. Carried Ayes 4 Nay 0.

A motion was made by Eisenhauer and seconded by Carpenter that the board authorize Highway Supt. Dan Young to negotiate with CAT or John Deere to lease to own a new loader with bucket and broom not to exceed \$35,000 a year. Carried Ayes 4 Nay 0.

After discussing the abandonment of the Call Road from Farrell Road to the dead-end section of Call Road, the board agreed not to abandon road and to improve on road signs.

A motion was made by Eisenhower and seconded by Carpenter to allow the Highway Employees to purchase clothing at any store including on-line stores to the end of this fiscal year to be paid by vouchers excluding sales tax. Carried Ayes 4 Nay 0.

Mike Altieri, BCA reported on the progress of the new highway garage, also reported that NYSDOT is holding up the highway permit needed to begin construction on the water tower project.

Steve Marshall, DANC reported that the meter for DANC/LeRay water connection needs to be replaced, estimated at \$3600-4000. A motion was made by Eisenhower and seconded by Carpenter to authorize the replacing of the water meter not to exceed \$5000.00 Carried Ayes 4 Nay 0.

A motion was made by Carpenter and seconded by Gracey that Abstract #9 vouchers 1237-1372 in the amount of \$408,850.15 be paid from the following accounts.

Cash Balances as of August 31, 2021		Current Month Abstract 9
\$ 2,352,228.10	General Fund	\$ 35,569.50
\$ 853,266.27	Highway Fund-Townwide	\$ 24,345.68
\$ 375,816.59	Highway Fund-Town Outside	\$ 63,046.17
\$ 787.33	Expendable Trust	\$
\$ 1,536,017.97	Consolidated Water District	\$ 14,042.95
\$ 12,672.05	Water District # 3	\$ 19,014.00
\$ 160,976.29	Sewer District # 1	\$ 11,057.74
\$ 55,488.47	Sewer District # 2	\$ 72.86
\$ 34,818.00	Sewer District # 3	\$ 16,840.38
\$ 276,201.81	Sewer District # 4	\$ 0
\$ 115,918.55	Capital Project # 1 (Taylor Rd)	\$
\$ 8,574.25	Capital Project # 2 (Water Dist 4)	\$
\$ 119,134.10	Capital Project # 3 (Sewer Dist 1)	\$
\$ 74.23	Capital Project # 3A (Sewer Dist 4)	\$
\$ -3,682.84	Capital Project # 4W (Water 2 Imp)	\$
\$ 1,799,746.48	Capital Project # 5 (Highway Fac.)	\$215,192.31
\$ 22,397.00	Trust & Agency	\$ 3,668.56

Carried Ayes 4 Nay 0.

Lee Shimel, ZEO gave monthly report. Had several calls on solar farms.

A motion was made by Eisenhower and seconded by Carpenter that the board pass financial resolutions to modify the 2021 Town Budget as follows:

1. Transfer appropriation in the amount of \$75,000 from account 97106.91 Debt Service Serial Bond Principal to 97306.91 Debt service BAN principal.

2. Transfer appropriation in the amount of \$2,379 from account 97107.91 Debt Service Serial Bond Interest to 97307.91 Debt service BAN Interest.

3. Transfer appropriation in the amount of \$342,000 from account 97306.82 Debt Service Serial Bond Principal to 97106.82 Debt service BAN principal.

4. Transfer appropriation in the amount of \$36,738 from account 97307.82 Debt Service Serial Bond Interest to 97107.82 Debt service BAN Interest.
Carried Ayes 4 Nay 0.

Nathan presented to the board quotes from Creg Systems and Computer Center for upgrades on computers for the office and to also upgrades to our phone systems. A motion was made by Eisenhower and seconded by Carpenter that the board go with Computer Center, option#4 in the amount of \$14,266 for computers. Carried Ayes 4 Nay 0.

A motion was made by Eisenhower and seconded Carpenter to authorize the phone system to be upgraded with Creg Systems not to exceed \$6000. Carried Ayes 4 Nay 0.

A motion was made by Eisenhower and seconded by Carpenter that the ARPA Fund in General A should be transferred to General Fund B. Carried Ayes 4 Nay 0.

A motion was made by Gracey and seconded by Carpenter that the board goes into executive session at 6:40 p.m. to discuss contract negotiations and personnel issue. Carried Ayes 4 Nay 0.

A motion was made by Gracey and seconded by Carpenter that the board returns to regular session at 7:25 p.m. Carried Ayes 4 Nay 0.

A motion was made by Gracey and seconded by Taylor that the board accept union contract as presented.
Carried Ayes 4 Nay 0.

A motion was made by Gracey and seconded by Carpenter that the board change town handbook to reflect the same vacation schedule as union contract. Carried Ayes 4 Nay 0.

A motion was made by Eisenhower and seconded Gracey to adjourn meeting at 7:30 p.m.
Carried Ayes 4 Nay 0.

Respectfully given:

Mary C. Smith, RMC
Town Clerk