

PROCEEDINGS OF A SPECIAL TOWN BOARD MEETING HELD AT THE TOWN MUNICIPAL BUILDING ON NOVEMBER 1, 2021.

The meeting was called to order by Supervisor Taylor at 9:00 am with the following present:

Ronald C. Taylor, Supervisor
Mary C. Smith, Town Clerk
Lee Carpenter, Councilman
Samuel Biondolillo, Councilman
John Eisenhower, Councilman
Michael Gracey, Councilman

Joseph Russell, Atty
Michal Altieri, BCA
Mary Cecil, BCA
Robert Ingersoll, BCA
Mark Kimball, BCA Zoom
Dean Widrick, DEW Builders

Mary Cecil and Mark Kimball, BCA explained three different options that they looked at for the change of using a 20 gauge stud instead of the 18gauge stud. They looked at the wind, weight and type of stud.

They authorized the use of a 20gauge stud without the punch hole, this style would work the same as the 18gauge with the punch hole.

Dean Widrick, DEW Builders explained why he was asking the Town to go with the 20 gauge stud instead of the required 16 gauge, they were cheaper due to the cost of metal and being able to get the studs on time was also a factor, even with the change the studs price was increased by \$27,372.66. He is asking the town to accept the change order and pay the extra cost.

After very through discussion. A motion was made by Eisenhower and seconded by Carpenter to deny DEW Builders request to cover material cost increases. Carried Ayes 5 Nay 0.

A motion was made by Eisenhower and seconded by Carpenter that the board goes into executive session at 10:45 am to discuss personnel issue. Carried Ayes 5 Nay 0.

A motion was made by Eisenhower and seconded by Gracey that the board goes back into regular session at 10:55 am. Carried Ayes 5 Nay 0.

A motion was made by Eisenhower and seconded by Gracey that the board established a position of Secretary to the Planning Board and Zoning Board of Appeals to be effective January 1, 2021. Carried Ayes 5 Nay 0.

A motion was made by Carpenter and seconded by Eisenhower that the board adjourns meeting at 11:00 am. Carried Ayes 5 Nay 0.

Respectfully given:

Mary C. Smith, RMC
Town Clerk

PROCEEDINGS OF A TOWN BOARD MEETING HELD AT THE TOWN MUNICIPAL OFFICE ON November 4, 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	Joseph Russell, Atty
Michael Gracey, Councilman	Jessica Jenack, Planner
John Eisenhower, Councilman	William Vargulick, Assessor
Lee Carpenter, Councilman	Mike Altieri, Engineer

A motion was made by Eisenhower and seconded by Biondolillo to adopt the minutes of the regular meeting held on October 14 and October 25, 2021. Carried Ayes 5 Nay 0.

Public hearing having been held at 4:10 p.m. to hear comments on the Fire and Ambulance Contracts for the year 2022. No one commented. Immediately following was public hearing for the Preliminary Budget for the year 2022. No comments. Immediately following was public hearing for Water #3 water rates. No one comment

A motion was made by Gracey and seconded by Biondolillo that the board approve the Fire and Ambulance Contract as follows: Black River Vol. Ambulance Squad, \$45,800, Evans Mills Vol. Ambulance \$57,500, Black River Fire Dept. \$103,141, and Pamela Vol. Fire Company \$16,650. Carried Ayes 4 Nay Lee Carpenter abstained.

A motion was made by Eisenhower and seconded by Biondolillo that the board adopt the preliminary budget as the Annual Budget for the year 2022. Carried Ayes 4 Nay 0.

A motion was made by Carpenter and seconded by Gracey that the board approve Local Law #5 Water Rates for Water District #3. Carried Ayes 5 Nay 0.

Jessica Jenack, Planner gave monthly report for the planning board projects. Reported that the Comprehensive Planning Committee will be meeting on November 8, 2021.

Dan Young, Highway Supt. reported on highway projects. He also discussed the purchase of the 1998 Bandit Chipper from the Village of Black River.

A motion was made by Eisenhower and seconded by Biondolillo that the board accept agreement with the Village of Black River for the transfer of ownership of the 1998 Bandit Chipper in exchange for labor and equipment charges for the paving of Howe St., as well as past shared services debt owed to Jefferson County by the Village in the amount of \$6300. Carried Ayes 5 Nay 0.

Mike Altieri, Tim Barber, and Erin Becker from BCA reported that they will be submitting a Wia Application for the Carey Well project. They have also sent the project to DOH and DEC for their review.

A motion was made by Carpenter and seconded by Eisenhauer to authorize BCA to talk to Randy Lake for possible water source. Carried Ayes 5 Nay 0.

A motion was made by Eisenhauer and seconded by Carpenter that the board approve engineering agreement with BCA in the amount of \$580, 500 for engineering service for Carey Well improvements, DOF Sewer improvements and water district extension on Route 11. Carried Ayes 5 Nay 0.

Lee Shimel, ZEO gave his monthly report.

A motion was made by Carpenter and seconded by Biondolillo to authorize the purchase of 50 hydrant markers for the amount of \$22.45 each. Carried Ayes 5 Nay 0.

A motion was made by Gracey and seconded by Eisenhauer that Abstract #10 vouchers 1560-1675 in the amount of \$287,803.53 be paid from the following accounts.

Cash Balances as of October 31, 2021		Current Month Abstract 10
\$ 2,968,726.84	General Fund	\$28,689.91
\$ 885,156.53	Highway Fund-Townwide	\$31,281.18
\$ 242,061.20	Highway Fund-Town Outside	\$41,191.81
\$ 787.35	Expendable Trust	\$
\$ 1,525,301.84	Consolidated Water District	\$ 7,082.30
\$ 12,767.27	Water District # 3	\$ 25.00
\$ 143,496.28	Sewer District # 1	\$89,257.49
\$ 73,219.98	Sewer District # 2	\$ 98.53
\$ 20,327.15	Sewer District # 3	\$ 3,152.68
\$ 222,683.69	Sewer District # 4	\$ 2,715.16
\$ 115,920.48	Capital Project # 1 (Taylor Rd)	\$ 2,909.80
\$ 8,574.39	Capital Project # 2 (Water Dist 4)	\$
\$ 119,136.09	Capital Project # 3 (Sewer Dist 1)	\$
\$ 74.23	Capital Project # 3A (Sewer Dist 4)	\$
\$ -3,682.84	Capital Project # 4W (Water 2 Imp)	\$
\$ 1,256,847.85	Capital Project # 5 (Highway Fac.)	\$77,742.64
\$ 22,397.00	Trust & Agency	\$ 3,657.03

Carried Ayes 5 Nay 0

A motion was made by Biondolillo and seconded by Gracey that the board pass a resolution to relevy water and sewer charges on the property taxes for the tax year 2022 as follows:

Marion Lancor-Water District #1 \$84.35, Sewer District #3 \$246.43 total due \$330.78
Daniel Tontarski- Water District #1 \$84.35, Sewer District #3 \$246.43 total due \$330.78
Jonathan Drophy – Water District #1 \$235.02, Sewer District #3 \$287.32 total due \$522.34
Matthew Baker- Water District #1 \$396.04 Sewer District #3 \$320.27 total due \$716.31
Tyrone Hairston -Water District #1 \$209.00 Sewer District #3 \$266.68 total due \$475.68
Robert Decker - Water District #1 \$314.38 Sewer District #3 \$357.97 total due \$672.35
Joseph Gaffney- Water District #1 \$527.42 Sewer District #3 \$551.65 total due \$1079.07
Carlton Rohrbough- Water District #1 \$94.24 Sewer District #3 \$281.10 total due \$375.34
David Tweedy- Water District #1 \$173.25 Sewer District #3 \$205.56 total due \$378.81
BL Real Property LLC Lot #45 – Water District #4 \$443.04 Sewer District #4 \$424.86 total due \$867.90
BL Real Property LLC Lot #59 - Water District #4 \$445.73 Sewer District #4 \$247.14 total due \$692.87
BL Real Property LLC Lot # 64 – Water District #4 \$441.65 Sewer District #4 \$467.53 total due \$909.18
BL Real Property LLC Lot #65 – Water District #4 \$205.56 Sewer District #4 \$202.44 total due \$408.00
BL Real Property LLC Lot #1 – Water District #4 \$422.00 Sewer District #4 \$451.23 total due \$873.29
BL Real Property LLC Lot #10 – Water District #4 \$345.19 Sewer District #4 \$369.29 total due \$714.48
BL Real Property LLC Lot #17 – Water District #4 \$114.81 Sewer District #4 \$196.32 total due \$311.13
Sabrina Harder -Water District #4 \$344.60 Sewer District #4 \$371.75 total due \$716.35.
GCR – Water District #4 \$330.18 Sewer District #4 \$573.00 total due \$903.18
GCR – Water District #4 \$273.78 Sewer District #4 \$249.00 total due \$522.78
Roberta Bettger – Water District #4 \$395.88 Sewer District #4 \$361.97 total due \$757.85
Lee LaFave – Water District #4 \$316.14 , Arthur Deren – Water District \$4 \$613.49.
Carried Ayes 5 Nay 0.

A motion was made by Eisenhauer and seconded by Biondolillo that the board appoint Dan Moyer as dog control officer effective 11/5/2021 for a three year contract. Carried Ayes Nay 0.

A motion was made by Eisenhauer and seconded by Biondolillo to authorize payment of \$70,870 to Statewide Tower, town will be reimbursed when fund are received by EFC. Carried Ayes 5 Nay 0.

A motion was made by Eisenhauer and seconded by Carpenter that the board pass the following Bond Resolution:

BOND RESOLUTION

At a regular/special meeting of the Town Board of the Town of LeRay, Jefferson County, New York, held at the Town Offices in said Town on the 4th day of November 2021 at 4:00 p.m., prevailing time.

The meeting was called to order by Supervisor Taylor and upon roll being called, the following were:

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

Absent: _____

The following resolution was offered by Councilmember Eisenhauer, who moved its adoption, seconded by Councilmember Carpenter to wit:

BOND RESOLUTION DATED NOVEMBER 4, 2021

A RESOLUTION AUTHORIZING IMPROVEMENTS TO BE CONSTRUCTED TO INCLUDE TRANSMISSION LINES, APPURTENANCES AND LATERAL CONNECTIONS FOR THE TRANSPORT OF WATER TO THE IMPROVED PARCELS WITHIN THE EXTENSION AREA OF THE CONSOLIDATED WATER DISTRICT FOR THE EXISTING WATER TRANSMISSION SYSTEM CURRENTLY SERVING THE CONSOLIDATED WATER DISTRICT ON BEHALF OF THE TOWN OF LERAY AND THE PARCELS WITHIN THE EXISTING WATER DISTRICT #3 TO BE INCLUDED AS PART OF THE TOWN OF LERAY CONSOLIDATED WATER DISTRICT AS OF JANUARY 1, 2022 AND AUTHORIZING THE ISSUANCE OF A NOT TO EXCEED \$4,000,000 IN SERIAL BONDS OR A STATUTORY INSTALLMENT OF SAID TOWN TO PAY THE COST THEREOF.

BE IT RESOLVED, by the Town Board of the Town of LeRay, Jefferson County, New York, as follows:

Section 1. The specific object or purpose of this resolution is the improvements to be constructed include transmission lines, appurtenances and lateral connections for the transport of water to the improved parcels within the extension area for the existing water transmission system currently serving the consolidated water district on behalf of the Town of LeRay and the existing Water District #3 to be included as part of the Town of LeRay Consolidated Water District as of January 1, 2022 (the "Project") , is in the interest of the citizens of the Towns of LeRay. The estimated maximum cost of such specific object or purpose is \$4,000,000

Section 2. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purposed is forty (40) years, pursuant to subdivision 1 of paragraph a of section 11.00 of the Local Finance Law. It is further determined that no down payment is required pursuant to Section 107 of the Local Finance Law.

Section 3. The plan for the financing of such estimated maximum cost of such specific object or purpose is by the issuance of Serial Bonds or a Statutory Installment Bond and/or grants and low interest loans through the Water Infrastructure Improvements Act (WIIA), and/or grants and low interest loans through a Community Development Block Grant (CDBG), of said Town and such bonds are hereby authorized to be issued therefore pursuant to the Local Finance Law for a period in excess of five (5) years in an amount not exceeding \$4,000,000.

Section 4. The faith and credit of said Town of LeRay, Jefferson County, New York are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. There shall annually be levied on all property of said Town, sufficient to pay the principal of and interest of such bonds as the same become due and payable.

Section 5. Subject to the Local Finance Law, the power to authorize the issuance of and to sell Bond Anticipation Notes including renewal of such notes, is hereby delegated to the Town Supervisor, the Chief Fiscal Officer. Such notes shall be of such terms, form and contents and shall be sold in such a manner as may be prescribed by said Town Supervisor consistent with the provisions of the Local Finance Law.

Section 6. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether to manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bond are to be executed in the name of the Town by the facsimile signature of its Town Supervisor), including the consolidation with other issues, shall be determined by the Town Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Town Supervisor shall determine.

Section 7. The validity of such bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit, or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. Upon this resolution taking effect, the entirety of the same be published in the Watertown Daily Times, the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 9. This resolution is subject to permissive referendum, pursuant to Section 35.00 of the Local Finance Law.

Section 10. This resolution shall constitute a statement of official intent for the purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

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

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

The foregoing resolution was thereupon declared duly adopted.
Carried Ayes 5 Nay 0.

A motion was made by Eisenhauer and seconded by Carpenter to accept Legal Service Agreement and Bond Council with Barclay Damon not to exceed \$24,900. Carried Ayes 5 Nay 0.

A motion was made by Eisenhauer and seconded by Biondolillo that the board goes into executive session at 6:05 p.m. to discuss personnel issue. Carried Ayes 5 Nay 0.

A motion was made by Eisenhauer and seconded by Gracey that the board return to regular session at 6:07 p.m. Carried Ayes 5 Nay 0.

A motion was made by Gracey and seconded by Carpenter that the board adjourns meeting at 6:08 p.m. Carried Ayes 5 Nay 0.

Respectfully given:

Mary C. Smith, RMC
Town Clerk