

Town of LeRay

Town Board Minutes

April 11, 2024

Call to Order

Proceedings of a Town Board Meeting held at the LeRay Town Municipal Office on April 11, 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

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

Additionally present: Allen Cooper, Debbie Biondolillo, Pat O'Donnell and several other guests

Approval of Minutes

The minutes from the meeting held on March 14, & 28 2024, were reviewed by the Board Members. A motion to approve the minutes as drafted was made by Councilman Gracey and seconded by Councilman Otis.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

Comments from the Floor

Mr. Cooper spoke about a new program called the North Country Adventure Team.

Report from DANC – Kenny Kizzer

Absent.

Report from Highway Superintendent – Dan Young

The Agreement for the Expenditure of Highway Money for 2024 was presented as follows:

Agreement For The Expenditure Of Highway Money For 2024

1- (Steinhilber Rd.) From State Rt. 11 to Bedlam Rd, 1.3 miles by 20' grindings with add stone 3" compacted with a surface treatment. Work done by Suit-Kote with Town work force. Price \$126,235.80

2- (Keyser Rd.) From Factory St. to Beckwith Rd, 1.12 miles by 20' grindings with add stone 3" compacted with surface treatment. Work done by Suit-Kote with Town work force. Price \$107,915.60

3- (Beckwith Rd.) From Keyser Rd to State Rt. 37, 1.67 miles by 20' surface treatment. Work done by Suit-Kote with Town work force. Price \$31,781.00

4- (Keyser Rd.) From Beckwith Rd. to Farrell Rd, 0.66 miles by 20' surface treatment. Work done by Suit-Kote with Town work force. Price \$12,440.00

A motion was made by Councilman Biondolillo and seconded by Supervisor Carpenter to accept and have all the Board members sign The Agreement for the Expenditure of Highway Money for 2024 .

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Biondolillo and seconded by Councilman Otis to accept the letter of resignation from Andre Toutant effective as of April 18, 2024.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to accept the letter of retirement from Norman Clark effective as of April 29, 2024.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to hire Patrick Hebert as part time Highway employee as of April 15, 2024.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to hire a Full-Time Highway employee (to be determined) as of April 16, 2024.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Biondolillo and seconded by Supervisor Carpenter to accept the proposal from Philly Fuels in the amount o \$19,900 to purchase and install four (4) 1,000-gallon propane tanks, with a lock-in price for all propane gallons for the 2024-2025 season at \$1.39.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

Report from Community Development Coordinator – Jessica Jenack (absent)

Debbie Biondolillo reported on projects in process before the Planning Board.

Report from the Town Engineer – Tim Barber

Mr. Barber reported on well development efforts. There is a viable source at the LeRay II site well, next steps are to contact Department of Health (DOH).

A motion was made by Councilman Gracey and seconded by Councilman Biondolillo to go forward with the LeRay II tank site well.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Biondolillo and seconded by Councilman Otis to name the well at the LeRay II tank site, J.R. Gracey.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Gracey and seconded by Councilman Biondolillo to rescind the contract with Randy Lake.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

Report from the Zoning Enforcement Officer – Lee Shimel

Mr. Shimel gave an update on property on Route 11, that he had sent a letter to clean up their property, it has been somewhat cleaned up but not completely, he plans to have Mr. Burrows send a letter and give another 10 days.

Report from the Town Assessor – William Vargulick

Mr. Vargulick discussed with the Board the assessment for ReEnergy, he will be lowering their assessment. Mr. Vargulick also had questions with ongoing litigation with Tughill Tomorrow, he was advised to have Deb Sullivan follow up with the THT lawyer.

Report from the Town Clerk – Melissa L. Verne

	Cash Balances as of March 31, 2024		Current Month Abstract 4	
General Fund	\$	4,028,696.99	\$	128,730.99
Highway Fund-Town wide	\$	1,039,739.30	\$	55,621.79
Highway Fund-Town Outside	\$	437,444.49	\$	18,823.98
Expendable Trust	\$	791.17	\$	0.00
Consolidated Water District	\$	2,267,244.85	\$	56,210.14
Water District # 3	\$	19,121.31	\$	30.00
Sewer District # 1	\$	711,334.10	\$	2,134.39
Sewer District # 2	\$	52,098.19	\$	401.72
Sewer District # 3	\$	75,760.67	\$	2,359.84
Sewer District # 4	\$	356,825.63	\$	0.00
Capital Project # 3 (Sewer Dist. 1)	\$	134,940.71	\$	0.00
Capital Project # 4W (Water 2 Imp)	\$	0.00	\$	0.00
Capital Project # 5 (Highway Fac.)	\$	0.00	\$	0.00
Trust & Agency	\$	59,570.00	\$	4,744.64

A motion was made by Councilman Gracey and seconded by Councilman Biondolillo that Abstract #4 vouchers 505-638 in the amount of \$269,057.49 be paid from the above accounts.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

Report from James Burrows, Town Attorney

Mr. Burrows will prepare a local law to be reviewed by the Town Board at the May meeting to allow an appointed Deputy Supervisor to not live within the Town. Mr. Burrows will also pull the deed for Simon Glick’s property in response to an email received by the Board questioning using his property for a turnaround.

Report from Nathan Toutant, Clerk to the Supervisor

A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to set a Public Hearing for May 9, 2024 at 4:05 p.m. to hear comments on three (3) potentially unsafe buildings and/or structures for

- (1) 31237 Elm Ridge Road, Evans Mills, NY
- (2) 27813 US Route 11, Evans Mills, NY
- (3) 30429 County Route 46, Evans Mills, NY

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Otis and seconded by Councilman Biondolillo to go into Executive Session at 5:21 p.m. to discuss a personnel matter.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Gracey and seconded by Councilman Otis to go back into regular session at 5:24 p.m.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Otis and seconded by Councilman Gracey to appoint Patrick O'Donnell to the open Town Board seat.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

A motion was made by Councilman Biondolillo and seconded by Councilman Gracey to adjourn this meeting, at 5:30 p.m. to April 25, 2024 at 4:00 p.m.

The vote went as follows:			
Ayes:	4	Nays:	0
The motion passed.			

Respectfully given:

Melissa L. Verne

Melissa L. Verne, LeRay Town Clerk