

Town of LeRay

Town Board Minutes

December 8, 2022

Call to Order

Proceedings of a Town Board Meeting held at the LeRay Town Municipal Office on December 8, 2022. The meeting was called to order at 4:00 p.m. by Supervisor Taylor who led the room in the Pledge of Allegiance.

Open Regular Meeting

Ronald C. Taylor – Supervisor, Melissa L. Verne – Town Clerk, Nathan Toutant – Clerk to Supervisor, Board Members in attendance: Samuel Biondolillo, John Eisenhauer, Michael Gracey, Lee Carpenter, Joseph Russell – Town Attorney- Absent, Jessica Jenack – Community Development Coordinator, Lee Shimel – Zoning Enforcement Officer, William Vargulick – Town Assessor, Dan Young – Highway Superintendent, Mike Altieri – Town Engineer, Steve Marshall/Kenny Kizzer – DANC Additionally present- Mike Lasell and Patrick O'Donnell

Approval of Minutes

The minutes from the meeting held on November 3, 2022, and November 10, 2022 were reviewed by the Board Members. A motion to approve the minutes as drafted was made by Councilman Biondolillo and seconded by Councilman Gracey.

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

Comments from the Floor

Supervisor Taylor asked if there was anyone who was not on the agenda that wished to address the Board.

Mike Lasell of MBL Engineering discussed the Lundy project by Freedom Plaza. They want to make sure that the Town will take ownership of the road, sewer, and water infrastructure as long as it all meets town specs. Mr. Lasell will have a resolution drawn up for the January 12, 2023 meeting.

Review the proposed Local Law #7-2022- to amend sections 158-6, 158-20, and 158 attachment 1, Schedule of District Uses of the Code of the Town of LeRay.

Supervisor Taylor asked the Board to take out and review the Local Law #7-2022. Mrs. Jenack explained that SEQR Part 1 of the Full Environmental Assessment Form had been prepared for review. Mrs. Jenack went through Parts 2 and 3 of the Full Environmental Assessment Form with the Board. Based upon the review of the information and analysis, the Board determined that the proposed action would not result in any significant adverse environmental impacts.

A motion was made by Councilman Eisenhauer and seconded by Councilman Biondolillo to declare a negative declaration.

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

A motion was made by Councilman Gracey and seconded by Councilman Carpenter to send the project to the Jefferson County Planning Board for their review at their December 27th, 2022 meeting.

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

A motion was made by Councilman Biondolillo and seconded Councilman Gracey to set a Public Hearing at 4:05 p.m. for Local Law #7-2022 for the January 12, 2023 Board meeting.

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

Public Hearing scheduled at 4:05 p.m. to hear comments on Local Law #6-2022- Water and Sewer rates for 2023 as follows:

Former Water District #1 – Effective February 1, 2023

\$0.00370 per gallon charge for metered water usage and a 3% per quarter penalty after 30 days from billing date. In an effort to align billing dates of the Consolidated Water District, 2023 billing dates for Former Water District #1 will be February 1, 2023, April 1, 2023 and quarterly thereafter.

Former Water District #2 – Effective January 1, 2023

\$0.00370 per gallon charge for metered water usage and a 3% per quarter penalty after 30 days from billing date.

Former Water District #3 – Effective March 1, 2023

\$0.01090 per gallon charge for metered water usage and a 3% per quarter penalty after 30 days from billing date.

Former Water District #4 – Effective March 1, 2023

\$0.00370 per gallon charge for metered water usage and a 3% per quarter penalty after 30 days from billing date. In an effort to align billing dates of the Consolidated Water District, 2023 billing dates for Former Water District #4 will be March 1, 2023, April 1, 2023 and quarterly thereafter.

Sewer District #1 – Effective January 1, 2023 –

A minimum charge of \$15.00 for usage up to and including the first 1,980 gallons based on metered water usage bill quarterly. Usage exceeding 1,980 gallons is charged at \$0.00760 per gallon sewer rate and a 3% per quarter penalty after 30 days from billing date.

Sewer District #2 – Effective March 1, 2023

A minimum charge of \$15.00 for usage up to and including the first 1,990 gallons based on metered water usage bill quarterly. Usage exceeding 1,990 gallons is charged at \$0.00774 per gallon sewer rate and a 3% per quarter penalty after 30 days from billing date.

Sewer District #3 – Effective February 1, 2023

A minimum charge of \$62.00 for usage up to and including the first 12,500 gallons based on metered water usage bill quarterly. Usage exceeding 12,500 gallons is charged at \$0.00300 per gallon sewer rate and a 3% per quarter penalty after 30 days from billing date.

Sewer District #4 – Effective March 1, 2023

A minimum charge of \$63.00 for usage up to and including the first 12,500 gallons based on metered water usage bill quarterly. Usage exceeding 12,500 gallons is charged at \$0.00300 per gallon sewer rate billed quarterly and a 3% per quarter penalty after 30 days from billing date.

Supervisor Taylor opened the Public Hearing at 5:10p.m. Supervisor Taylor asked Clerk Verne to read the Public Hearing Notice as published in the Watertown Daily Times on November 29,2022. Supervisor then asked if there were any comments from the floor. No comments were made.

A motion was made by Councilman Carpenter and seconded by Councilman Gracey to close the Public Hearing.

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

Supervisor Taylor asked the Board if they had any other comments or questions regarding Local Law #6-2022, to which the Board had none.

A motion was made by Councilman Carpenter and seconded by Councilman Biondolillo to approve the Local Law #6-2022 for Water and Sewer Rates for 2023.

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

Report from the Highway Superintendent – Dan Young

Mr. Young gave his monthly report for the work completed. Mr. Young reported on how the Highway department worked well during the snowstorm before Thanksgiving. The crew is now on 2 separate shifts.

Report from Community Development Coordinator – Jessica Jenack

Mrs. Jenack gave her monthly report on projects in progress. The Comprehensive Planning Committee met on December 19th 2022 at 1:00 p.m. and the MS4 meeting was held at 4:00 p.m. at the Village of Black River. Mrs. Jenack also went over Local Law #7-2002 with the Board.

Report from the Town Engineer – Mike Altieri

Mr. Altieri gave a report on the LeRay II water tank, discussed how a third of the tank needs to be turned over to reduce any ice issues. The easement that is needed and CSX is holding up the interconnect project on Route 342. Mr. Altieri gave updates on the well drilling progress.

Report from the Zoning Enforcement Officer – Lee Shimel

Mr. Shimel gave his monthly report. An applicant on Route 3, which is an R1 district pulled application and now wants to use property for a Daycare instead. White's Meat Market gentleman called not very nice but has cleaned up his property. Owner of Yummy Kitchen wants to build a residence over restaurant.

Report from DANC – Steve Marshall/ Kenny Kizzer

Mr. Marshall informed the Board that this was his last meeting. Mr. Kizzer would be his replacement from here on out. Mr. Kizzer gave his report on work done for the Town. There were 2 water main breaks near Wendy's and the lines had to be flushed. During the November snowstorm helped the Town of LeRay clean out water and sewer sites.

Report from the Town Assessor – William Vargulick

Mr. Vargulick showed the Board a sales report of 92 sales from January to November, that showed assessments vs. selling prices to support his revaluation.

Report from the Town Clerk – Melissa L. Verne

	Cash Balances as of November 30, 2022		Current Month Abstract 12	
General Fund	\$	4,222,119.22	\$	117,490.86
Highway Fund-Town wide	\$	799,735.95	\$	106,952.08
Highway Fund-Town Outside	\$	343,112.32	\$	35,164.45
Expendable Trust	\$	787.71	\$	0.00
Consolidated Water District	\$	1,672,863.95	\$	46,954.18
Water District # 3	\$	13,985.13	\$	20,449.50
Sewer District # 1	\$	377,205.22	\$	16,907.00
Sewer District # 2	\$	75,997.68	\$	68,395.96
Sewer District # 3	\$	33,064.35	\$	21,759.28
Sewer District # 4	\$	263,860.58	\$	19,520.08
Capital Project # 1 (Taylor Rd)	\$	27.94	\$	27.94
Capital Project # 2 (Water Dist. 4)	\$	0.00	\$	0.00
Capital Project # 3 (Sewer Dist. 1)	\$	119,201.52	\$	0.00
Capital Project # 3A (Sewer Dist. 4)	\$	0.00	\$	0.00
Capital Project # 4W (Water 2 Imp)	\$	0.00	\$	558,161.40
Capital Project # 5 (Highway Fac.)	\$	0.00	\$	0.00
Trust & Agency	\$	21,897.00	\$	4,969.29

A motion was made by Councilman Biondolillo and seconded by Councilman Gracey that Abstract #12 vouchers 1554-1751 in the amount of \$ 1,016,752.08 be paid from the above accounts.

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

Approval for Monthly Board Meetings – for the year of 2023

Supervisor Taylor asked the Board to review the Monthly Board Meetings for the year 2023, as follows:

- ❖ January 12, 2023
- ❖ February 9, 2023
- ❖ March 9, 2023
- ❖ April 13, 2023
- ❖ May 11, 2023
- ❖ June 8, 2023
- ❖ July 13, 2023
- ❖ August 10, 2023
- ❖ September 14, 2023
- ❖ October 12, 2023
- ❖ November 9, 2023
- ❖ December 14, 2023

A motion was made by Councilman Gracey and seconded by Councilman Carpenter to approve the Monthly Board meeting dates for the 2nd Thursday of each month as presented for 2023.

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

Report from Nathan Toutant, Clerk to the Supervisor

A motion was made by Councilman Eisenhower and seconded by Councilman Biondolillo to approve the financial resolutions 1-12 to modify the 2022 Town Budget as follows:

1. Transfer appropriation in the amount of \$ 7,813 from account 19904.1 Contingency Fund to the following appropriation accounts:

14104.1 Town Clerk CE	\$ 7,000
19104.1 Unallocated Insurance CE	\$ 737
81604.1 Refuse/Garbage CE	\$ 76

2. Increase revenue account 1120.1 Non-Property Tax Distribution in the amount of \$ 204,775 and increase the following appropriation accounts:

14404.1 Engineering CE	\$ 177,067
16204.1 Buildings CE	\$ 27,708

3. Increase revenue account 2401.2 Interest & Earnings in the amount of \$ 4,772 and increase appropriation account 90608.2 Medical Insurance by the same amount.

4. Increase revenue account 2401.3 Interest & Earnings in the amount of \$ 1,012 and increase appropriation account 51302.3 Machinery CE by the same amount.

5. Increase revenue account 2801.4 Interfund Revenues in the amount of \$ 6,470 and increase the following appropriation accounts:

51101.4 General Repairs PS	\$ 4,998
90608.4 Medical Insurance	\$ 1,472

6. Increase revenue account 2140.82 Metered Water Sales in the amount of \$ 1,015 and increase appropriation account 97107.82 D/S Serial Bond Interest by the same amount.

7. Increase revenue account 2140.83 Metered Water Sales in the amount of \$ 349 and increase appropriation account 83404.83 Transmission/Distribution CE by the same amount.

8. Increase revenue account 2120.91 Sewer Rents in the amount of \$ 14,361 and increase appropriation account 81304.91 Treatment/Disposal CE by the same amount

9. ~~Decrease appropriation account 83204.82 Source Pump CE by \$51,910 and increase appropriation account 99509.82 Transfer to Capital Projects by the same amount. Additionally, authorize the Supervisor to transfer \$51,910 from 99509.82 Transfer to Capital Projects into Consolidated Water Districts Improvements Capital Project Fund 5031.56 Interfund Transfer.~~
10. Authorize the Supervisor to transfer \$100,000 from 200.82 Cash-Consolidated Water District to 233.82 Cash-Repair Reserve-Consolidated Water District.
11. Authorize the Supervisor to transfer \$165,000 from 200.91 Cash-Sewer District 1 to 233.91 Cash-Repair Reserve-Sewer District #1.
12. Authorize the Supervisor to transfer \$40,000 from 200.94 Cash-Sewer District 4 to 233.94 Cash-Repair Reserve-Sewer District #4.

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

A motion was made by Councilman Eisenhauer and seconded by Councilman Carpenter to hire Kendall, Walton & Burrows as Town Council for the year 2023.

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

A motion was made by Councilman Eisenhauer and seconded by Councilman Biondolillo to appoint Ned O'Brien to the Zoning Board of Appeals (ZBA) for 2023.

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

A motion was made by Councilman Carpenter and seconded by Councilman Biondolillo to adjourn the meeting at 6:37 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