

PROCEEDINGS OF A TOWN BOARD MEETING HELD AT THE TOWN MUNICIPAL OFFICE ON October 8, 2020.

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 Eisenhauer, Councilman	William Vargulick, Assessor
Lee Carpenter, Councilman	Mike Altieri, Engineer

A motion was made by Eisenhauer and seconded by Biondolillo to adopt the minutes of the regular meeting held on September 10, 2020. Carried Ayes 5 Nay 0.

The Town Clerk received the tentative budget on September 30, 2020.

Jessica Jenack, Planner gave the monthly report for the planning board. I-Site was given their final approval to put in a laundromat and Fitness Center in the old Dollar General Store.

Public hearing having been held at 4:10 p.m. to hear comments on Local Law #4 extending Solar Moratorium for an additional three months.

Charles Brown requested that the moratorium not be extended as this would jeopardize his residential project. The Planner and Zoning Officer asked Counsel if we could remove the residential portion from the moratorium and counsel stated that it would be a major change to the law and would require another public hearing, we would have to approve this extension and then set another public hearing to remove the residential part and this would take just as long and would not help the resident.

No other comments were made, and no written comments was received. Board closed hearing.

At a regular meeting of the Town Board of the Town of LeRay held at the Town Offices, 8650 LeRay Street, Evans Mills, Jefferson County, New York, at 4:00 P.M. on October 8, 2020, there were

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

Absent: \_\_\_\_\_

WHEREAS, Local Law #4 of the year 2020, a Local Law to extend a moratorium on commercial solar farm/installations or Solar Energy Conversion System (SECS) projects within the Town of LeRay was introduced by a member of the Town Board at a meeting thereof held on September 10, 2020, and by a majority vote of the Town Board members present at such meeting, a public hearing was duly scheduled to consider Local Law #4 of 2020 for October 8, 2020 at 4: 10 PM, and

WHEREAS, a notice of the public hearing was duly published and posted as required by law, and on October 8, 2020, at 4:10 PM, a public hearing was duly held to hear all persons interested in the subject matter of Local Law #4 of 2020.

NOW, THEREFORE, be it resolved by the Town 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. Local Law #4 of the year 2020 extends a moratorium on commercial solar farm installations or Solar Energy Conversion System (SECS) projects within the Town of LeRay.
3. Although a draft of the proposed new Solar Law has been prepared with the assistance of the County Planning Department, the Town Planning Board has indicated that further review and revisions to the draft is required and has requested that the Moratorium be extended an additional three (3) months in order for proper revisions
4. The adoption of Local Law #4 of 2020 is a Type II Action pursuant to the regulations promulgated under the provisions of the State Environmental Quality Review Act.
5. Based upon the foregoing, Local Law #4 of the year 2020 is in the best interests of the Town of LeRay, is hereby adopted and the Clerk is instructed to file the same with the New York State Department of State.

A motion to adopt the foregoing resolution was made by Councilmember Biondolillo and seconded by Councilmember Eisenhauer 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 ___ no <u>x</u>
Councilwoman 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 ___

Carried Ayes 5 Nay 0.

Lee Shimel, ZEO gave monthly report. Stated that he has had inquiries on property located on Route 11 S and Waddingham Road. Also, another inquiry for Solar on Route 11 North.

Steve Marshall, DANC gave report that we had two watermain leaks one on Golden Drive and Route 11 in from of Aldi's. Reported that NYSDOH has requested more testing PFOA and PFD4 to be done quarterly, cost is about \$750 per test.

Dan Young, Highway Superintendent reported on the work the highway has done.

Did not need to use the Tax Cap. Public hearing was not opened.

Mike Altieri, BCA that we are still waiting on DOH approval for the water tower project. Plans for the new Highway building has been presented to the highway superintendent for review. Still working on getting the Carey well upgrades ready for possible grants.

A motion was made by Biondolillo and seconded by Eisenhower to authorize Bernier Carr Associates to gather cost estimate per Edu for Water District #3. Carried Ayes 5 Nay 0.

A motion was made by Gracey and seconded by Biondolillo that Abstract #9 vouchers 1303--1427 in the amount of \$123,404.12 be paid from the following accounts.

Cash Balances as of September 30, 2020		Current Month Abstract 10
\$ 2,834,158.40	General Fund	\$27,760.44
\$ 627,212.61	Highway Fund-Townwide	\$39,353.14
\$ 560,478.98	Highway Fund-Town Outside	\$11,185.31
\$ 787.22	Expendable Trust	\$
\$ 1,301,308.22	Water District # 2	\$ 8,406.87
\$ 20,547.24	Water District # 3	\$15,962.50
\$ 249,978.63	Sewer District # 1	\$ 2,954.11
\$ 7,418.55	Sewer District # 2	\$ 136.35
\$ 29,737.10	Sewer District # 3	\$12,311.40
\$ 241,034.37	Sewer District # 4	\$
\$ 168,317.42	Capital Project # 1 (Taylor Rd)	\$
\$ 8,573.48	Capital Project # 2 (Water Dist 4)	\$
\$ 119,903.13	Capital Project # 3 (Sewer Dist 1)	\$
\$ 74.23	Capital Project # 3A (Sewer Dist 4)	\$
\$ -3,683.65	Capital Project # 4W (Water 2 Imp)	\$
\$ 218,676.81	Capital Project # 5 (Highway Fac.)	\$ 1,400.00
\$ 22,397.00	Trust & Agency	\$ 3,934.00

Carried Ayes 5 Nay 0.

A motion was made by Biondolillo and seconded by Gracey to set a public hearing for November 5, 2020 at 4:10 p.m. to hear comments on proposed Fire and Ambulance contracts for the year 2021 as follows: Black River Ambulance Squad \$40,000, Evans Mills Volunteer Ambulance Squad \$50,000, Black River Fire Department \$100,000 and Pamela Fire Department \$16,650. Carried Ayes 5 Nay 0.

A motion was made by Biondolillo and seconded by Gracey that the board does hereby approve the Preliminary Budget for the Town for the year beginning January 1, 2021 and the Preliminary budget is available for inspection as filed with the Town Clerk during regular business hours.

A motion was made by Biondolillo and seconded by Gracey that the board set a public hearing for November 5, 2020 to immediately follow the fire and ambulance public hearing to hear comments on the Preliminary Budget for the year 2021. 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 2021 as follows:

Marion Lancor-Water District #1 \$64.50, Sewer District #3 \$259.02 total due \$323.60  
Veterans Affairs- Water District #1 \$64.58, Sewer District #3 \$259.02 total due \$614.36  
Jonathan Drophy – Water District #1 \$299.10, Sewer District #3 \$315.26 total due \$317.54  
Matthew Baker- Water District #1 \$163.97 Sewer District #3 \$183.48 total due \$347.45  
Tyrone Hairston -Water District #1 \$88.61 Sewer District #3 \$259.10 total due \$347.71  
Robert Decker - Water District #1 \$404.10 Sewer District #3 \$380.88 total due \$784.98  
Joseph Gaffney- Water District #1 \$351.75 Sewer District #3 \$347.55 total due \$699.30  
Edith Zapata- Water District #4 \$64.50 Jennifer Otis – Water District #4 \$157.55  
BL Real Property LLC Lot #32 – Water District #4 \$146.29 Sewer District #4 \$206.37 total due \$352.66  
BL Real Property LLC Lot #45 - Water District #4 \$376.31 Sewer District #4 \$172.32 total due \$548.63  
BL Real Property LLC Lot # 48 – Water District #4 \$110.89 Sewer District #4 \$152.64 total due \$263.53  
BL Real Property LLC Lot #1 – Water District #4 \$112.05 Sewer District #4 \$125.28 total due \$237.33  
29671 County Rd 40 LLC -Water District #4 \$64.50 Sewer District #4 \$259.10 total due \$323.60.  
Garry Heath – Water District #4 \$96.84 Sewer District #4 \$152.64 total due \$249.48  
Christopher Eschenfelder – Water District #4 \$145.98, Ora Soluri – Water District #4 \$176.01  
Arthur Deren – Water District \$4 \$1544.22.

Carried Ayes 5 Nay 0.

A motion was made by Gracey and seconded by Biondolillo that the board goes into executive session at 5:58 p.m. to discuss personnel issue and contract negotiations. Carried Ayes 5 Nay 0.

A motion was made by Biondolillo and seconded by Gracey that the board returns to regular session at 6:15 p.m. Carried Ayes 5 Nay 0.

A motion was made by Eisenhauer and seconded by Biondolillo that the board accept Highway Superintendent recommendation to accept teamsters' appeal request. Carried Ayes 5 Nay 0.

A motion was made by Gracey and seconded by Biondolillo that the board adjourns meeting at 6:20 p.m.

Carried Ayes 5 Nay 0.

Respectfully given:

Mary C. Smith, RMC  
Town Clerk