

MINUTES OF THE MEETING OF THE TOWN BOARD
TOWN OF RICHLAND
1 BRIDGE STREET, PULASKI, NY

DATE: April 9, 2019

KIND OF MEETING: Regular Monthly Town Board Meeting

PLACE: Grand Jury Room, H. Douglas Barclay Courthouse Pulaski, NY

BOARD MEMBERS PRESENT: Supervisor Dan Krupke
Councilman Kern Yerdon
Councilman Allen Goodsell
Councilwoman Sue Haynes
Councilwoman Donna Gilson

OTHERS IN ATTENDANCE: Village resident, Larry Wardlow and Carl Falk Village Trustee, Robin Ford Special Projects Coordinator Robert North, Herb Yerdon, Abundent Solar Melissa Clark, Chris Carrick NYSRP, Richland Park Advisory board members Marjorie Yerdon and Alycia Smith
CEO/ZEO John Howland
Highway Superintendent John Fox
Town Attorney, Graham Seiter
Deputy Town Clerk Julie Peterson
Town Clerk, Millie Newcomb

CALL TO ORDER: The meeting was called to order at 6:00 p.m. with Supervisor Krupke leading in the Pledge of Allegiance.

The meeting was opened with the Public Hearing for the Richland Park SEQR. With no comments or opposition, a motion to close the Public Hearing was made by Councilwoman Haynes and seconded by Councilwoman Gilson. *In a roll call vote, all were in favor with a vote of "AYE".*

PUBLIC COMMENT: The floor was now open for Public Comment. With no comments the meeting proceeded to Zoning and Codes report.

ZONING AND CODE REPORTS: Permits for the month of March were presented to the Board. CEO/ZEO informed the Board that Code School was now completed. David Conn of US RT 11 North deadline to come into compliance has a deadline of April 11th. The Woodmancy property on the corner of Route 3 and Co Rt 28 has a deadline the end of April. Mr Seiter feels that will be taken care of soon. Jim Spragues property on S. Daysville road has a deadline of May 15th. At the time of the meeting, it looks like very little has been done. The CSX property on the corner of Beulah and Main St, Mr. Howland spoke to CSX spokesperson Dave Newman and they will be sending out a clean up crew in the coming week. Junk and unsafe building letters will be going out next week. Mr Howland advised the Board that his clerk has not been coming to meetings lately and asked if Deputy Clerk Julie Peterson could fill in or perhaps take over the Duties of Planning and Zoning Clerk. The Board did not have an issue with Clerk Peterson helping out with the meetings. Mr. Howland will get a hold of his clerk to see what her plans are in the future. Supervisor Krupke would like to know a timeline into when property inspections will be done. The Board feels that a road by road inspection should be done now that most of the snow has melted. They would like to have a spreadsheet done so they know the progress of inspections. Discussion about maybe having a "Town wide clean up day" Town Highway could pick-up debris and take it to the landfill. The hamlet of Richland did it a few years back and some board members felt it was a success. Mr. Falk says that the Town should check with the Landfill to see if they will charge to take old appliances. Some old refrigerators still use freon and the county will charge to take that out of the old appliance. The Board advised Mr. Howland to proceed with Mr. Conn and Woodmancy to State Supreme Court. Fines have been implemented on these cases. Mr. Conn brought his property up to compliance then within a few days, the property was back to non compliance. ***A motion to send Mr Conn back to State Supreme Court for non-compliance was made by Councilman Goodsell and seconded by Councilman Yerdon. In a roll call vote, all were in favor with a vote of "AYE".***

ABUNDANT SOLAR: Melissa Clark from Abundant Solar and Chris Carrick with the Central New York Regional Planning Board has been asked back to speak to the Board about the Solar Project that was talked about several months back at the Well Fields. Now the new area is the Sand Pits in Albion. There are 33 acres that are being looked at. Three acres that are not usable and about 2.5 acres that are heavily treed. The 27 remaining acres would do nicely to produce a 5 megawatt A/C or a 7 megawatt D/C array. That is the maximum on a single taxed site under NYSERDA rules. Compensation for the Town changed also. Now the approach is a straight forward commercial lease. The Town would lease the array to Abundant Solar. Abundant would bring the money to the table to build and develop the array. They then would pay the Town of Richland on an annual basis with a 1% escalator a lease revenue for 25 years. And in addition to the lease revenue, there would also be payment in lieu of taxes moneys that will be triggered. Also in Oswego County, there is already a precedent set in the form of a Pilot arrangement

through the IDA so we know what the dollars look like and they can model that for the Town. The model for this array generates \$50,000 per year. They take the \$50,000 and divide it up into lease revenue that will come to the town and divide it up across the Pilot payment arrangement. So what they believe today is if they take the county's preexisting pilot numbers, that the lease payment to the Town would be \$32,500 and the Town of Albion's share of the IDA's pilot share will be \$3325.00. There are beautiful trees on the property that would shield the property nicely along the road. Over the 25 yr term of the lease, it will be \$918,000 of found revenue for the Town of Richland. To the Town of Albion and School District would be \$494,000. So we are hopeful that this may be the opportunity that the Town of Richland has been looking for to participate in a community solar program and have a new revenue stream. Councilman Yerdon thinks it sounds like a good idea that many gravel beds throughout towns get a new lease on life and is a win for the Towns. Councilwoman Haynes says she knows that they must hear this question a lot but what happens to the panels after their usefulness? Part to the agreement with the Town is a decommissioning arrangement. Abundant actually commits to the life of the array with a Bond. Abundant has a decommissioning plan. Mr. Carrick says decommissioning plans are standard with most solar arrays. Abundant actually sells the power to local subscribers. Anyone within this utility load zone can purchase this at a rate of 5-10% off the current bill. This is VDER regulation.(Value of Distributed Energy) They communicate to the utility what kind of power they have generated and who the subscribers are then generate a monetary credit a dollar credit in the utility bill then you get a bill for green energy and together the 2 bills are less than what you are paying today. The community goes from Jefferson to Binghamton. The people in our area get first choice. Mr. Carrick would love to get community support by having some Meetings either at the Courthouse or at the Kallet. The next step is to get the leases signed and that gets the ball rolling. The panels are good for 25 yrs and are at 80% efficient at the 25th year. Discussion as to who would be lead agency for the project because the land is owned by the Town of Richland but is located in the Town of Albion. Abundant will reach out to the Town of Albion or perhaps have Oswego County's Mike Treadwell approach Albion.

HAGER DRIVE UPDATE: Town Attorney Seiter reached out to Attorney Caraccioli. He advises that the Norfleets have tentatively agreed to stipulation that the Town owns the road. Discussion about putting up barriers to stop parking. Mrs Norfleet is demanding for some kind of barrier so people cannot park blocking the water. The Judge can make an order that names the Town as owner of the road. It's a waiting game now to have the judge to make the decision. Councilwoman Haynes asked Superintendent Fox what barrier would be the easiest for him.. He does not want to block the turn around. Some thoughts of maybe some concrete park benches may work. They would be easy for the Highway crew to move for emergencies. The Board continued to talk about different ideas.

WATER UPDATES: Both pumps were recently lost in Fernwood. The Richland pumps took over. One pump the drive is bad. The cost to replace is \$4000 a used one is \$2500. The pumps are 12 yrs old. John is checking on the warranty.

DOG REPORT: Dog Control Report was presented for review. The Board requests that DCO Dunn be present for the May 14th meeting.

HIGHWAY REPORT: Highway is now on 10 hrs. Doing springtime clean up. Leaving a few plows on just in case. Agreement to spend Highway Funds. The State took away the Winter Road Recovery money. \$28,000 hit. No increase in Chips or pave NY money. Roads to pave this year is Dunlap Road and Peck Road (half). About a month ago, a deer came out of the woods and smashed the fiberglass hood on one of the trucks. The estimate for the hood is \$5000 without paint. Insurance will cover it all. ***A motion to spend Town Highway Funds in the amount of \$357,882 was made by Councilman Yerdon and seconded by Councilwoman Haynes. In a roll call vote, all were in favor with a vote of "AYE"*** Food for thought, 2 trucks right now, 1-gets paid off next year. It takes almost 1 1/2 years to get a truck. Superintendent Fox will get prices and get back to the Board.

SUPERVISOR REPORT: Year end report is done and has been sent to the State. The year end Supervisors report was presented to the Board. ***A motion to accept the report was made by Councilman Goodsell and seconded by Councilwoman Haynes. In a roll call vote, all were in favor with a vote of "AYE"*** Good job to Tammie for all the hard work getting the report submitted on time.

NOCA REPORT: They seem to be doing very well.

RICHLAND PARK: Alisha Smith and Marjorie Yerdon are here to give an update on the Richland Park. The organization has been active for 4 years now. The playground is the cornerstone of the revitalization of the Hamlet of Richland. Oswego County has the highest Disability rate in the state. The company of Compan has a good reputation in high quality playground supplies. The Grant that the organization received has been revised. Since the revision the zip line had to be scaled down and some equipment had to be ADA compliant. The zip line for example will now be a dual line and completely ADA compliant as to a wheelchair bound child could easily transfer to the zipline with the help of a parent or guardian. One part of the playground will be completed as the rest of the park gets worked on. With that being said, the representative from Company Bree Martinez, wants to see this playground go through so bad that she has waived her fees to make sure this gets done. The fee \$39803.40 is the total for the equipment cost. This figure does not cover the resurfacing costs. The surfacing cost will bring them a little bit over the \$50,000 mark. The Group already have the Supernova and the Spinner Bowl that is already paid for and going in under phase I. There was a little bit of cost difference because of the product line changes and the double zip line. The tentative

timeline if they go ahead today and get stuff ordered by the end of April, will be about 8-12 weeks for delivery so that gives them 2-3 months for the site work done before the equipment arrives. Part of the park will have to be blocked off for the work to get done. One tree must be removed and some old tires and perhaps a small swing set. By the end of June the equipment will be here and get the Community Build started. The playground company will send a Supervisor to coordinate the Building. Every volunteer will have to sign a waiver. Most of the help has building background. Others will help in spreading mulching materials. Councilman Yerdon wants to make sure that anyone doing work with their personal equipment has it cleared with Superintendent Fox. Ms Smith and Yerdon agreed and will run everything through the Highway Superintendent. Supervisor Krupke suggested maybe Kristy LaManche could help securing some more grants to finish the park in the future. Tonight the Ladies would like to make sure the Board is happy with the revised phase I of the Richland Park. ***A motion to go ahead to approve the money to be spent on the Revised Phase I of the Richland Park. The motion was made by Councilwoman Gilson and seconded by Councilwoman Haynes. In a roll call vote, all were in favor with a vote of "AYE".*** When the time comes to purchase the equipment, Supervisor Krupke advised them to get a Purchase Order Number from the Town Clerk.

CONSTRUCTION CONTRACT: The Town has a construction contract with Continental Construction for the Haldane Pavillon. Craig Sternberg is reviewing it, Attorney Seiter drew it up. If the Board is comfortable, Supervisor Krupke asked if he could sign it. ***A motion to allow Supervisor Krupke to sign the Contract for the Building of the new Pavilion at the Haldane Center, by Continental Construction was made by Councilman Yerdon and seconded by Councilwoman Haynes. In a roll call vote, all were in favor with a vote of "AYE".***

COMPREHENSIVE PLANNING BOARD MINUTES/UPDATES: Met on Thursday. John Mandigo's intend in building some cabins along the River on his property. He is asking for some no parking signs on County Route 2A. Mr Fox explained that they have to be requested by the County.

JUSTICE REPORTS: Justice reports from Judge Conger Feb 2019 and Judge Ridgeway from March 2019 were submitted for review. ***The motion was made to accept the reports by Councilwoman Haynes and seconded by Councilwoman Gilson In a roll call vote, all were in favor with a vote of "AYE".***

WARRANT OF BILLS: A motion to accept Abstract # 4 of 2019 was made by Councilman Yerdon and seconded by Councilman Goodsell. ***The Board was in a agreement with a roll call vote of "AYE".***

TOWN BOARD MINUTES: Motion to accept the Town Board Minutes from March 26th 2019 was made by Councilman Yerdon and seconded by Councilwoman Haynes. ***In a roll call vote, all were in favor with a vote of "AYE"***

SUMMER RECREATION: Supervisor Krupke advised the Board that Paul Monnat will not be returning to the Summer Recreation Program this year. Mr. Krupke would like to name Katelyn Geer for the position as Summer Recreation Director . Ms. Geer is a certified teacher assistant and is currently employed by the Central Square School District. ***A motion to approve Katelyn Geer to the position of Summer Recreation Director was made by Councilwoman Haynes and seconded by Councilwoman Gilson. In a roll call vote, all were in favor with a vote of "AYE".*** Summer Recreation will be held at the Elementary School this year.

PROPOSAL: A proposal from JC Persse Consulting . He used to be a rep for Eastern Shore Insurance. Since he left he went into Leadership Consulting. Mr. Krupke reached out to Mr. Persse to have a Joint day long conference the School Board, The Village Board and the Town of Richland Board with invitations extended to PROP and to the Chamber Director. Trying to see if there are common goals that all can agree on, share ideas and issues that everyone has. As the Facilitator, Mr. Krupkes feels that he should be individually with each board to get a feel of what's on everyone's mind before everyone comes together. The cost would be shared. The school would pay \$2500.00 . the Town \$2500.00 and the Village \$1970.00. Each entity would be responsible for whatever the cost of attending would be. Per the Village Trustee Robin Ford, the meeting was brought up at the Village Board meeting and was tabled until the next meeting. Supervisor Krupke and the Town Board feel its good step in good relations with the other Boards in the Town. ***A motion to move forward with the Persse Consulting group was made by Councilman Yerdon and seconded by Councilwoman Gilson. In a roll call vote, all were in favor with a vote of "AYE"***

CEMETERY UPDATES: All Town owned cemeteries are now open. Four burials are scheduled as of today April 9, 2019.

TOWN HISTORIAN REPORT: No report

LEGISLATIVE REPORT: No report

MISCELLANEOUS BUSINESS: The suggested IMA agreement between the Village and Town. There was concern about the Town Billing the Village. Although the Town has the right to bill the Village for snow plowing, Supervisor Krupke added this may not be the right time to do so. The last agreement was in 2001 and that agreement was for only 1 year. It's about the liability. This contract as written is only for 1 year. Mr. Krupke is asking for the agreement to last 5 yrs. After a brief discussion about the IMA, a few changes will be made and Supervisor Krupke will get a copy over to Mayor Rodriguez

RAINBOW SHORES ROAD-SOUTH: No one was in attendance so the information will be held until the next meeting. Supervisor Krupke added that a petition was presented to the Board by Residents and Business that are located on Rainbow Shores Road South. dated April 8, 2019.

JUSTICES/CLERKS: At the last meeting there was a discussion on the need for extra staff for the Judges. Supervisor Krupke was asked to speak to one of the Clerks. At this time, Mr. Krupke thinks the need to go into Executive Session to discuss this meeting would be necessary . ***The motion was made by Councilwoman Gilson and seconded by Councilman Goodsell. In a roll call vote, all were in favor with a vote of AYE. Time: 8:24pm***

A motion to exit Executive Session was made by Councilwoman Haynes and seconded by Councilwoman Gilson. All were in favor with a vote of "AYE". Time 8:57 pm

Back into regular session. The Board was asked to hire another clerk at 15 hours per week. The results are in the form of a motion. ***A motion by Councilwoman Haynes to keep the positions as Court Clerks to 2 full time positions at 30 hr per week. No extra 15 hour person The motion was seconded by Councilwoman Gilson.*** Discussion: Justice Ridgeway would like some clarification. It's a total of 60 hours. He would like to know if one could be 30 and 2-15 hour clerks. Councilwoman Gilson said that its a salaried position that is what makes it difficult to split into 2 positions . But when the Clerks were hired, it was for 2-30 hour positions. Judge Ridgeway states that in the Town Handbook, 30 hours constitutes full time. Councilman Yerdon cleared this up with the County, it was cleared up by having them salaried and not hourly. Judge Ridgeway wants to know if its possible for one clerk to go to 15 hrs per week. Judge Conger adds, if it is, it's her intention for that one clerk to work 15 hrs and let the other one to work 15 hrs they are not going to get rid of the other clerk after 2 months and put the other clerk back to 30hrs, that would not be fair. Councilwoman Gilson said then it would not be a salaried position. She said that you wouldn't put a person on salary for 15 hours that is just not right. Councilwoman Gilson states that she feels that the court is trying to appease and set a bad example. Judge Conger says they are not trying to appease anyone. The clerk that only wants to work 15 hrs a week for the 2 months in the summer, if they were going to allow her to do that, and we hired another person to work that other 15 hrs, when the summer is over we wouldn't get rid of that extra person unless they clearly were not working out. Judge Ridgeway states that they have invited the Board to come and observe the Court proceedings The Clerk job is a hard job. The clerk in question has asked the Judges to cut her hours back because of Childcare issues during the summer. The Court feels it would be nice to have a backup but if that is the way the Town feels they will work with it. Councilman Yerdon says back when the Court asked for another clerk, and said that the salaries have to be up there to get people to stay on. That is why the board agreed. Mr. Yerdon still thinks this is true. He just feels the 2-15 hour positions is not a good idea. Both Justices want to know why the Court clerks position is being advertised . Supervisor Krupke advised because, Judge Ridgeway said that time was of the essence. It doesn't mean the Town has to hire anyone but all agreed it was a good idea.

Judge Ridgeway says that the Board controls this portion of things. He wants to know if it has to be 2- 30 hour positions or can it be the 30 hour and 2-15 hour positions. Councilwoman Haynes says there is a motion now for the court clerks to stay at the 2- 30 hour positions. Judge Conger advises, adside from the clerk only wanting to work 15 hrs during the summer, the court was asking for an increase in the Budget to have an extra clerk anyway. They were looking for an extra 15 hours anyway. Judge Conger tells the Board that she is here many nights late at night. ***With a motion on the floor, the request for a 3rd position for a court clerk is denied. In a roll call vote, all were in favor with a vote of "AYE".***

Highway Superintendent Fox added that there is a Highway School coming up on June 3-5 2019. ***A motion to allow Mr. Fox to attend the Highway School in Ithaca was made by Councilwoman Haynes and seconded by Councilwoman Gilson. All were in favor with a vote of "AYE".***

Judge Conger asked about the decision on the carpet for the Court Offices and Courtroom. ***A motion to approve the purchase the carpet from Franchers Carpet was made by Councilwoman Haynes and seconded by Councilwoman Gilson. In a roll call vote, all were in favor with a vote of "AYE".***

NEXT TOWN BOARD MEETING: May 14, 2019 at 6:00pm

MEETING ADJOURNED: ***With no other business to bring before the Board, a motion to adjourn was made by Councilwoman Haynes and seconded by Councilman Goodsell. A roll call vote, all were in favor with a vote of "AYE".***

Respectfully submitted by:

Millie Newcomb
Town Clerk