

MINUTES OF THE MEETING OF THE TOWN BOARD

TOWN OF RICHLAND

1 BRIDGE STREET, PULASKI, NY

DATE: August 10,2021

KIND OF MEETING: Regular 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: CEO/ZEO John Howland, Highway Superintendent, John Fox, Legislatures Herb Yerdon and Ed Gilson. Attorney Graham Seiter, Water Supervisor, Craig Sternberg, Village resident Robert North, Town resident John Mandigo, and 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.

PUBLIC COMMENT: John Mandigo is here again to find out the Board's decision to post "No Parking", 250 ft on both sides of the Railroad tracks. Mr Mandigo was here last month asking to have this posted and was told to come back to this meeting after the Board could research this matter. . ***A motion to move ahead with the posting of the NO PARKING signs on County Route 2A from the Railroad tracks approximately 250' west, was made by Councilman Yerdon and seconded by Councilman Goodsell.*** Discussion about posting 250 feet on both sides of the railroad tracks, on both sides of the road. Mr. Mandigo would like an additional posting of the entire length of the north side from the railroad tracks to the Village line where they stopped previously. Superintendent John Fox advised the Board that per the previous meeting for this issue, that the south side of the road, from the village line to the Mandigo property line, he is pretty sure that the County said they didn't want to post both sides of the road from the village line out because, they had their reasons and at that time Mr. Fox could not recall. The County

wants the Town Boards ``blessing'' to post up to the railroad tracks. Mr. Fox has no objections to Mr. Mandigos request as a property owner and can see his concern that it is a congested area during fishing season especially when trying to drive through Amish Buggies and with the speed limit at 55 mph. Superintendent Fox sees no problem with Mr. Mandigos request. For the record, Supervisor Krupke will abstain from this vote. With nothing more to discuss, and *In a roll call vote, Yerdon, "AYE", Goodsell, AYE", Gilson, "AYE", Haynes, "AYE", Krupke, "Abstain"*. The request does have to go to Oswego County Highway. Superintendent Fox says typically the County would approve as long as the Town has agreed.

LEGISLATIVE REPORT: Legislature Herb Yerdon is here to give his report. Oswego County is participating in the National Rabies Vaccine Distribution Program in cooperation with the Wildlife Services and US Dept of Agriculture to distribute oral rabies vaccine baits for wildlife across a large portion of the county the week of 8/12-8/16. These packets will be distributed by air with low flying aircraft and by hand in more specific areas. These packets contain the vaccine and are coated with a sweet attractant to appeal to wild animals. There will be a paddle fest on August 28th that launches from Indian Point Park on NYS Rte 481 in Fulton. . It will be 5 ½ miles long. The limit will be 400 participants. Registration is \$35, Online registration is open now at www.hlwmm.org and will run through Aug 27. A Chicken BBQ fund raiser in the city of Oswego to benefit Suicide Prevention will be held on August 21st at the Lighthouse Lanes from 12-3. Amazon is recruiting workers. They will keep hiring until all positions are filled. A Public Meeting that will be a Virtual Meeting about naming Lake Ontario a Marine Sanctuary August 18-19 & 24-26. This sanctuary will cover over 1700sq miles. This meeting is open to the Public. Oswego County is pushing residents to get vaccinated. On August 2nd there were 56 cases. There have been 241371 people testing in the County. On August 9th there were 111 active cases. Deaths reported were at 93. August 14-15, A Revolutionary War Living History Weekend at Fort Oswego. August 14-15. On July 21st the first EEE virus was found in the Town of Albion in a mosquito pool. The mosquito samples are routinely collected from a number of trap sites around the county and tested at the States lab. This is the first pool in the county that has tested positive for EEE this year. COVID 19 Clinics are still being held. Check the Oswego County Health Dept. for clinic details. Next Ed Gilson to add to the legislative report. The County is developing a Mobility Plan. A very aggressive and thorough study and will leave a copy for the Town. It tells what is available now and what they would like to have in the future. It's been pretty quiet. The next Legislative Meeting will be held here in Pulaski in the main courtroom on August 12th at 2:00pm. A question on how the county is going to handle the "mask" issue. The Legislature will follow the CDC guidelines.

ZONING AND CODE REPORTS: Zoning and Building permits were presented to the Board. Also included was the list of violations. Planning Board next week for the Public Hearing for the Solar Farm on the Nicholson Property on Co Rt 28. The Zoning Board of Appeals will also attend this meeting. The property that was Trust Nursery, the new owners have put up a sign for new businesses , A mini mart and another for a smoke shop. Mr. Howland stopped and left a card

for the last 2 days and has now issued a violation notice for signs. Basically this is an allowed use but they have to submit a site plan and apply for a special permit. Councilwoman Haynes asked if they could open this kind of Store on the premises and the answer was 'yes". With retail sales and service, they can sell anything that is legal. They cannot sell marijuana but they can sell any paraphernalia that is legal. Councilwoman Haynes' concern is that we are building a rehab center down the road and it doesn't make sense to her that this can happen in the Town. Mr. Howland states that he doesn't know at this point what they plan on selling. Councilman Goodsell thought that the Town could opt out of the sale of marijuana in the town. Mr Howland told the concerned board members that opting in or opting out, if the Town opts in to allow marijuana sales, any place in the Town could sell it. Even if the town wanted to opt out, if they decided to sell paraphernalia the town has no control over that at all. As long as this or any other store is retail sales or service, it's allowed so long as it's legal. Councilwoman Haynes wants to know how other towns are handling or banning this type of retail sales. Supervisor Krupke explains, as a Town, we are "in" unless" we opt out. There is no opting in and we have until December to make up their mind. Attorney Seiter would like to clarify some of the issues he thinks are being discussed. He explains that everyone is talking about two different things. One, is the sale of marijuana , that the town can opt out of by December. Councilwoman Haynes feels if the town opts out, it is one way to keep it out of the town. If the Town opts out and decides not to let marijuana sales in the Township this company applying for retail sales and service, the town cannot tell him they can't sell paraphernalia. Unless the Town comes up with a specific reason. If the town opts out, and every other town stays in, the Town is out a lot of revenue in the form of sales tax. It's a tough decision to make but it has to be made. Attorney Seiter explains to the Board that from everything he has heard and read, Towns are opting out because of the unknowns. The thinking is that they can opt back in after everyone sees how it's going. Let's wait and see what NYS is going to do before the Board says it is being sold in the Town. There could be certain criteria the Town can implement as far as zoning is concerned. If Towns opt out now you cannot opt back in later on. But if the Town opts out later, it can opt back in. It's about a year away before anyone will be selling. It would have to be a Local Law. A few other things, Bears Sleepy Hollow has a demo permit to take the whole house down and not just the back portion. He promises to have the building down by October. Parkers on Co Rt 2A should be all cleaned up by the end of the month. The clean up of the property on Co Rt 2 has been cleaned up in the front. Councilwoman Haynes would like to give them more time. She has driven by and noticed that they are cleaning the property up. Mr. Howland is going to help the Village of Pulaski out with zoning and building until the new CEO/ZEO is hired and trained. More issues with junk cars on US RT 11 . The Town can limit the amount of vehicles for a repair shop at the time of the Permit. County Rt 2A , Lehigh Road, and Route 13. Last year they mentioned they wanted to start a campground. A campground law doesn't have a requirement on fencing. The Planning Board can require a buffer be put in. Councilman Yerdon hopes the Planning Board will require it. After 4 campers, the county gets involved.. Five or more they are required to have water testing by the county and a bathhouse must be built.

WATER REPORT: Minutes for July 6 and August 3rd were presented to the Board along with the Internal Water Audit that was prepared by Robert North. Councilman Yerdon would like to contact a security specialist to look over the Water System to make sure that the Town has enough security on all the Town Computers that deal with the Water infrastructure. As technology grows, it makes sense to stay with or ahead of the curve. Especially with the alarm and sonic walls. Mr Sternberg has already gotten a quote from the Towns IT specialist for \$1300.00. With the upcoming budget season approaching, it's time to get ideas and such built into the budget for 2022. Councilwoman Gilson is concerned if the Town is setting enough money aside for the Water Districts. Water District 1, is almost 20 yrs old. Is the Town Planning ahead for the repairs as the district ages. The Town does have reserves set up but the question is, is it enough. After a long discussion, ***A motion was made to accept the minutes and along with the Internal Water Audit as presented. The motion was made by Councilman Yerdon and seconded by Councilwoman Haynes. In a roll call vote , all were in favor with a vote of "AYE".***

BUILDINGS AND GROUNDS & RICHLAND PARKS: Parks are going great. The Summer Festival is going to take place on August 21,2021 in the Richland Hamlet Park from 12:00- 8:00pm. The Park Board has a meeting scheduled for Thursday at 8:00am. Summer Fest Meeting. There will be live music, games and chicken bbq. Mr. Sternberg would like to see if the Highway could help remove some tree stumps at the Richland Park and 2 outside the Haldane Center. The Town Highway usually hires out the stump grinding. If the Town grinds the stumps at Haldane, the Village said they would clean up the grindings and plant the grass. Superintendent Fox and Supervisor Sternberg have talked about replacing a few sections of the Highway Garage Roof. They have generated a scope of Work and would like to get some quotes. Both Mr Fox and Sternberg feel this repair and replacement should be done before winter. A public notice should be put out for labor and materials. The cost would be roughly around \$40,000. The roof boards under the steel are rotted. This money will be taken from the reserve fund. Supervisor Krupke adds if the Town is going to do it has to commit to the funds to do the job and get it all done at once. All parties are in agreement. ***A motion to put an RFP in the paper was made by Councilman Goodsell and seconded by Councilwoman Haynes. Sealed bids will be due by September 10th and opened and read aloud later that day and will be ready by the next Board meeting. This is subject to Public referendum. Another meeting will take place in 2 weeks to approve the Resolution to extend up to \$50,000. Lumber prices are coming down slowly but steel roofing is not. With a motion on the table, and in a roll call vote, all members of the Board were in agreement with a vote of "AYE".***

HIGHWAY REPORT: Keeping busy , Roadside mowing, and ditching continues. NYS inspections going on now with all the Highway trucks. The new Stacker that goes to the screener came in

and the guys are going to start screening sand in Altmar. Still waiting on Blacktop. Truck 22 is a 2007 Sterling that is in the shop at the moment. It needs a new kingpin which is usually \$2000 and today found out it may need rear springs repaired . It will probably be closer to \$4000 by the time they are done with the repairs. The truck is 14 yrs old and hasn't given the Hwy any problems up until now. The last thing now is the Highway has a 1971 Walters all wheel drive snow plow, with a 'V' ' plow and a 14' wing that was kept for "just in case", that Mr. Fox is contemplating putting up for auction. It's to the point now at 50 yrs old that you can't get parts for it anymore. So with that being said, Mr. Fox would like to put it up for auction. He feels that the Town would get money out of it because it still runs pretty well. It has been set now for the last 10 yrs or so. ***A motion was made by Councilwoman Gilson and seconded by Councilwoman Haynes that Mr. Fox put up the 1971 Walters Snow Plow up for auction. In a roll call vote, all members were in favor with a vote of "AYE".*** The CFA Grant Application has been sent in. The scope of work is set for the DASNY grant that was approved a few years ago. The Balance of the grant, \$50,000 will be used at the Haldane Center is earmarked for improvements to the softball and football fields that have had some issues in the past. This also includes backstops and bleachers.

DOG REPORT: Dog Control Report is next. Still been pretty quiet.

SUPERVISOR REPORT: The Supervisors Report for June and July of 2021. ***A motion to accept the reports as presented was made by Councilman Yerdon and seconded by Councilman Goodsell. In a roll call vote, all were in favor with a vote of "AYE".***

COMPREHENSIVE PLANNING BOARD MINUTES/UPDATES: Councilwoman Gilson spoke to Comp Board Chairperson Dawn Holynski this morning. There seems to be questions from Mayor Tighe as to whether the Zoning draft was different from draft 3. She didn't know that it was one document. She reviewed the conversation that took place at the last Comp Board meeting but it was explained again to the Mayor about how the document worked and that it was requested that Mrs. Holynski suggested that Frank Pavia look at the possible employment, or to see if he was willing to work on the language and what the fee would be. Mrs Holynski then came to the Town Board to present it and got the cost back of \$5000. Supervisor Krupke advised that the Town actually approved up to \$5500. Mrs Gilson is not sure what the Village assumed was or was not with the Village but apparently Mayor Tighe didn't think it was voted on. She did explain that she would like to have a conversation with Supervisor Krupke as to what the responsibility of the Village would be as far as the cost, like a shared service to have Mr. Pavia looks at the document and checks over the language. Mr. Krupke advised that he hasn't had the conversation yet with the Mayor just with Mrs. Holynski. The Town has approved up to \$5500 for Mr. Pavia and Mr Krupke don't think it will be that much. So the Town is going to move forward with this. It sounds like the Village doesn't want to put up any money toward this fee for Mr. Pavia. Supervisor Krupke wasn't sure how much of a portion the Village of Pulaski would have to put toward it. It wasn't clear to Supervisor Krupke that there was a

segment that the Village would be incorporated into. He thought that it was strictly the Town Comp and Zoning so he is not sure of how much of it would be the Village. Maybe a percentage, nothing is clear at this point. Maybe some in kind service. Mrs Gilson is not sure of why Mayor Tighe didn't feel like the Zoning wasn't part of this particular document. Councilman Yerdon explains that he thought they made it very clear that the Town would pay for the Towns part and the Village would pay for there part. Councilwoman Gilson wasn't able to be at that meeting but Chairwoman Holynski biggest concern is that the whole plan is not moving forward and apparently the Village had Mr. Pavia looked into some of their portion of Village documents. The Town Board voted on Richland, Village and joint. Everyone voted on it. Councilman Yerdon is not in favor of the Town paying for everything and the Village not paying for anything. At this time, neither Supervisor Krupke or Councilwoman Gilson have spoken to Mayor Tighe, so it's unclear what the Village wants to pay. Councilwoman Gilson feels that Chairwoman Holynski couldn't have been more clear in her presentation in her agenda items as to the comprehensive plan, the drafts, the separation from what Councilman Yerdon did, separating the Town from the Village as one document, Town, Village and Town and Village. The Mayor thought that the Zoning was separate, and no one knows where the hold up was. If the Village is updating their Zoning that belongs to them, if the town is updating the town, that is on the Town. Supervisor Krupke will get together with the Mayor and see what is going on and get an update from Frank Pavia and get everything cleared up. The Village had a meeting last night so it probably was straightened out last night. Councilwoman Gilson would like to make a recommendation that Comp Board Chair Dawn Holyinski get a stipend of some amount. She has been spending her own money on not just paper but on other things. Attorney Seiter will look to see if the Board can pay only the Chairperson. Maybe give that Board a small budget to pay for incidentals.

JUSTICE REPORTS: The Justices Report is next. *A motion to accept the Justices reports was made by Councilwoman Gilson and seconded by Councilwoman Haynes. In a roll call vote, all were in favor with a vote of "AYE".*

WARRANT OF BILLS: *A motion to accept Abstract #8 of 2021 was made by Councilwoman Haynes and seconded by Councilwoman Gilson. With no discussion, and in a roll call vote, all were in favor with a vote of "AYE".*

TOWN BOARD MINUTES, TOWN CLERKS REPORT FOR JUNE AND JULY: *A motion to accept the Town Board minutes for June 14, July 13, and July 27th, along with the Town Clerks Report for June and July was made by Councilman Yerdon and seconded by Councilman Goodsell. In a roll call vote, all were in favor with a vote of "AYE".*

CEMETERY UPDATES: No updates Supervisor Krupke noticed there were some funds to spend in the cemeteries. Highway Superintendent Fox advised Mr. Krupke that the plan was to use some oil and stone on the roads.

TOWN HISTORIAN REPORT: No report.

MISCELLANEOUS BUSINESS: A resolution to adopt LL #3 to extend the term of the Supervisor from a 2 year term to 4 year term. This referendum will be on the ballot in November. ***The motion to adopt this resolution was made by Councilman Yerdon and seconded by Councilwoman Haynes. In a roll call vote, all were in favor with a vote of "AYE".***

Next is the E&V Insurance cost analysis that some members were asking for to look over.

Resolution to lease the property owned by the Richland Fire Department is next. After a brief discussion, and the agreement being looked over by Town Attorney Seiter, ***a motion to enter into an agreement with the Richland Fire Board of Directors for the Fireman's Basketball court property, excluding the Water Tower and the Fireman's Pond area was made by Councilwoman Haynes and seconded by Councilman Goodsell. In a roll call vote, all were in agreement with a vote of "AYE".***

Updates for the Teamsters contract, Councilman Yerdon advised that he has most of the items that have been discussed. Councilwoman Gilson advised that the person that she usually speaks to at E&V has been out of the Office but she should be back in the morning so she should have the figures she has been waiting for then. Supervisor Krupke advised the Board that he is still being pressed about Local Development Corporation and would like to recommend that the Town Board and Village Board meet jointly to discuss along with Dave Turner and legal counsel present to represent the Town and to invite Mr. Gary Knapp to tell the Town and Village about the LDC and why both Boards should want it and how to proceed. If Mr. Krupke could put the meeting together; he would like to schedule it for August 23rd in the morning. It should only take about 1-2 hours. Attorney Seiter will see if someone in his or Harris Beech firm would be available to help the Town figure out if they want to proceed in this direction. The LDC is an arm of the Town and Village Boards. It's supposed to help get grants and funding to do municipal projects. There is someone that would like to develop a piece of property here in town for assisted living, but in order to develop these roads, water and sewer be extended to it will reach the property. It is in his understanding, that the LDC and go after funding and grants to be able to fund this infrastructure which would enhance a project like this. This would be a separate Board that would be created, and would be filled by Maybe the Town Supervisor or Village Mayor or maybe some business people from the community. Mr. Krupke feels it's a good time to bring some people together that know something about it. It will cost between \$5000 - \$8000 to form this LDC and to get it off the ground and to be able to maintain it because of certain reporting requirements that have to take place. Clayton has a part time executive director that oversees the others that makes sure everything gets reported properly. This person also writes grants and looks for funding opportunities. It's an investment for the Town. Councilman Goodsell says that it sounds like the Oswego County Regional Development. LDCs have been very successful in many local communities such as Clayton and Watertown. The Board is very interested in listening to what this gentleman has to say. A Supervisors meeting is going to be held at the Eis House in Mexico

on August 26th at 5:30. Any Board member is invited to attend. A special Board meeting is scheduled at 10:00am here in the Grand Jury Room. A motion to enter into Executive Session to discuss Salaries and Wages and the Board can vote on this issue at the meeting on August 23rd at 10:00am. ***A motion to enter into Executive session was made by Councilwoman Gilson and seconded Councilman Goodsell. In a roll call vote, all were in favor with a vote of "AYE".***
8:17pm. A motion to come out of executive session was made by Councilwoman Haynes and seconded by Councilwoman Gilson. In a roll call vote, all were in favor with a vote of "AYE".
The results of the Executive were no decision made. 9:20pm.

NEXT TOWN BOARD MEETING: September 14, 2021 at 6:00 pm

MEETING ADJOURNED: With nothing more to bring before the Board, a motion to adjourn was made by Councilman Yerdon and seconded by Councilwoman Haynes. ***In a roll call vote, all were in favor with a vote of "AYE". 9:21pm.***

Respectfully submitted by

Millie Newcomb
Town Clerk

**** Correction to Minutes of July 27,2021****

In the July 27,2021 minutes it was stated that the Village of Pulaski had already hired Mr. Frank Pavia to look over the Zoning in the Comprehensive Plan. In fact, the Town of Richland has hired Mr Pavia not the Village of Pulaski.