

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

DATE: May 8,2018

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: CEO/ZEO John Howland
Highway Superintendent John Fox
Town Attorney, Allison Nelson
Town Clerk, Millie Newcomb, Town of Richland residents , Scott
Tousley, Jeff Goodsell, Gerald Gray, Dawn Holynski, Joe Holynski and Village Trustee Jan Tighe.

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

PUBLIC COMMENT: Dawn Holynski of the Comprehensive Planning Board would like take a moment to Thank the Board for working hard on the Wind Law and John Howland and the Planning Board for reviewing the new proposed law and also Allison Nelson . From what she has read of the new Law its sounds pretty good, and is optimistic. She feels that the new law isn't to keep the Wind turbines out of our Township but it's more for the Health and safety of the community and to protect the property owners. Supervisor Krupke and Attorney Nelson advised that the Board is all set with the last draft. The SECQR letters went out today so it looks like the Public Hearing will take place on June 12th meeting. Councilwoman Gilson would like to Thank Mrs. Holynski for all her hard work and dedication with the Wind Law as well as all her work on the Comprehensive Planning Board. (Mr Gray arrived after the Public Comment session had ended. His comments were added) Mr. Gerald Gray is next to address the Board. Mr. Krupke asked for a letter from Mr. Gray to explain exactly what he wants the Town in regards to the Water line that runs across Mr. Grays property. He contends that in the 1930's the State

gave a 66' right of way for the Road to come through what is now NYS Route 3. Mr. Gray is asking the town for \$3800.00 to replace his driveway and for easement for the Waterline that goes across his property. He feels that the Town and the Engineers could have used the land across the road for the water line and not bother his property. Attorney Nelson explained to Mr Gray that the Surveyors looked at the property, the Towns engineers and construction company were working within the Highway right of way. The Town could only rely on the information it had and what the professionals were saying and that is what the Town went on. As far as the Letter Mr. Gray received from the Nelson Law Office, Mrs. Nelson informed Mr. Gray that she acts at the direction of the Town. She does not take action without the Towns approval . She acted at the direction of the Town because the concern was that Mr. Gray was going to park equipment in the way of the construction of the company to stop the project. Any stoppage of the project would cost a significant amount of money. The Town would not have taken Mr. Gray to condemnation or eminent domain because the Town was working in the Highway right of way according to all the information that was provided to the Town and Contractors. The issue with Mr. Grays driveway seems to be that the tile is in bad shape. This was verified by Superintendent Fox. Mr Gray wants \$800 for his driveway and \$3000 to buy the easement of the water line that is on his land. No decision was made at this time. Supervisor Krupke advised Mr. Gray that the Town of Richland would assess all the information and get back with him in a reasonable timeframe.

HAGER DRIVE UPDATES: No updates at this time.

DPW UPDATES: Mr. Beckers property that the Town had a contingency on to purchase had the new Highway Facility passed the Public Vote. Mr. Becker is asking for the Town to Release the \$500 good faith money that his attorney has . A motion to release the \$500 to Mr. Becker in Good faith for his time and expenses was made by Councilwoman Gilson and was seconded by Councilwoman Haynes. *In a roll call vote, all were in favor with a vote of "AYE".* So the question is now, where to go from here. The Board feels that they put a lot of effort into the project. Talk of this project was first started in 2012. The current building has not been touched in 6yrs. A new roof is badly needed. Councilwoman Haynes asked Superintendent Fox if the Town could get by using the old barn if it was remodeled. The old building can not be added on to due to the constraints of the Village of Pulaski Zoning Laws. Mr. Fox's concern is not the Storage, it's the safety of the building they are in. He could have made the location on Co rt 41 work especially with the purchase of the Becker property just south of the proposed building site. Supervisor Krupke advised the Board that he has set up a meeting with the Village on May 21 at 6:00 in the Village Office Conference Room to discuss the possibility of sharing services.

WATER REPORT: Quarterly Water Department Audit by Robert North was presented to the Board and Minutes for May 1 2018 . A motion to accept the Audit was made by Councilman Goodsell and seconded by Councilwoman Gilson. *In a roll call vote, all were in favor with a vote of "AYE".*

ZONING AND CODE REPORTS: Busy month for April. Per the Boards request, about 50 letters were sent out for violations. Pictures of the property's were distributed to the Board for review and discussion. Two of the residents that received violations are here tonight. Scott Tousley and Jeff Goodsell. Mr. Tousley has some unregistered vehicles in his yard that he was cited for. He claims now they are all licensed and legal. Also some debris that needs to be burned but because of the burn ban that is effect until May 15, that cannot be done. Mr. Goodsell has a tractor trailer that he uses for storage. In 2007 the Town passed a law that tractor trailer boxes could not be used for storage on property's unless it's for Agricultural use. He also makes grills out of old propane tanks. Attorney Nelson explained to the audience that Junk is classified as not being used for its original intended purpose. The only other route that sounds like it's being used for a business purpose whether it constitutes manufacturing or retail sales and service. She would have to take a look that the Zoning Laws to see if it would fall under that law and if the area in which he lives would prohibit such a business, but undoubtedly it would require a special permit and site plan approval. Mr Goodsell would have to come in to either the Planning or Zoning Board and they would put parameters around the storage of materials if it's for a business . Councilman Goodsell suggests to the 2 residents that if they would work with the Board and put it behind fences and out of site so the general public couldn't see it, he feels there trouble would be over. For Mr. Goodsell, a site plan approval and a permit to operate a retail sales and service would be the best solution for him to keep the trailer for his business. If he decides not to do that, the Town can take him to court and he would be ordered to clean up the property and be fined.

DOG REPORT: Dog Control report was presented to the Board.

HIGHWAY REPORT: Special Project Coordinator Bob North has has put together a list of items that must be completed to be compliant for our Insurance Audit. Most of the items on the list have been completed. Inventory list of Highway Supplies is one of the items on the list. Mr. Fox explains that he does this and turns it in usually in the fall. In other business, Roadside Ditching has been moving along and new culverts. Mr. Fox will meet with Dustin Clark to get a firm location for the new water line in the Hamlet of Richland . Mr. Fox would like to pave some of the roads in the hamlet. Superintendent Fox would like to put Zachary Rivers on full time for the Highway Department. Mr. Rivers has been working seasonal for the past 6 years and has a CDL. The position was advertised and only got a few responses. That would bring the total full time employees to 7. Mr. Fox would like to stay with 7 full timers and has been short since Joe Sikora moved over to the Water Department. Mr. Fox feels for safety reasons, the Water Department should have 2 men. After a lengthy discussion, a motion by Councilman Goodsell to move Joseph Sikora to the Water Department and hire Zachary Rivers full time to the Highway. The motion was seconded by Councilman Yerdon. *In a roll call vote, the motion was approved by a vote of "AYE"*. The Roof is finished on the Water Building and the Highway personnel has finished the landscaping around the building.

SUPERVISOR REPORT: Motion to accept the Supervisors Report year end 2017 and the Comptroller's AUDIT report was made by Councilman Goodsell and seconded by Councilman Yerdon. *In a roll call vote, all were in favor with a vote of "AYE".*

COMPREHENSIVE PLANNING BOARD MINUTES/UPDATES: Nothing to report. Next meeting is Thursday in June 7,2018

JUSTICE REPORTS: Justice reports were presented for review. A motion to accept the justice reports as presented 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: Abstract # 5 was presented. A motion to accept the warrant for May 2018 was made by Councilwoman Haynes and seconded by Councilman Goodsell. *In a roll call vote, all were in favor with a vote of "AYE".*

TOWN BOARD MINUTES: A motion to accept the minutes for April 10,2018 was made by Councilman Yerdon and seconded by Councilwoman Haynes. *In a roll call vote, all were in favor with a vote of "AYE".*

CEMETERY UPDATES: No updates at this time.

TOWN HISTORIAN REPORT: No report at this time.

LEGISLATIVE REPORT: No report at this time

MISCELLANEOUS BUSINESS: Local Law #3 Wind Energy. Councilman Yerdon presented a revised version. Mr. Yerdon is very happy with the results. A motion to set A Public Hearing on June 12,2018 was made by Councilman Yerdon and seconded Gilson. *In a roll call vote, all were in favor with a vote of "AYE".* Sam Grant for the Richland Playground , still waiting. The Selkirk Rehabilitation. Meetings are to be announced. Cooperative purchasing with Onondaga County. good things to get into would be Tires and Office supplies. Meeting with highway Superintendents and Supervisors next week to discuss the Plowing contract with the County. Kern Yerdon is working on the Language of the contract. That meeting will be at 6:00 on May 17,2018. Ride alongs with John Howland are going to begin soon. Get with John if you would be interested in going. IMA between the Town of Albion and the Town of Richland. Albion has signed the agreement. County Supervisors meeting on May 23rd.at the Eis House. Lastly, the lighting district. Mr Goodsell would like to have a Public Hearing for the New Lighting district. Mrs. Nelson suggested to wait so a formal resolution could be drawn up

NEXT TOWN BOARD MEETING: June 12,2018

MEETING ADJOURNED: Motion to adjourn was made by Councilman Yerdon and seconded by Councilman Goodsell. *All were in favor with a vote of "AYE".* 8:46pm

Respectfully submitted by

Millie Newcomb
Town Clerk