

**TOWN OF SULLIVAN
TOWN BOARD MEETING
JULY 6, 2022 AT 6:00 P.M.**

A regular meeting of the Town Board of the Town of Sullivan was convened at 6:00 P.M. on July 6, 2022 by Supervisor John Becker.

The meeting was held at the Town Office Building located at 7507 Lakeport Road. The meeting was also streamed live via YouTube. The link and a passcode for the public to join the meeting were posted on the Town's website.

Present were: Supervisor John Becker; Town Councilors Jeffrey Martin, David Montroy, John Brzuszkiewicz, and Daniel Gibbons; Attorney for the Town John Langey; Comptroller Beth Ellis; Deputy Comptroller Kelly Bassett; Secretary to the Town Supervisor Dawn Cottet; Receiver of Taxes Katy Vanderwerken; Highway Superintendent Andy Busa; and Deputy Town Clerk Jill Doss.

Also present were: Bruce Burke of PAC99; Art Lelio; Tom Kopp; Kerry Ranger; North Chittenango Fire Chief Dennis Simmons; Bridgeport Fire Chief Paul Smith; Ernie Hotaling; and a Town resident.

Pledge to the flag was led by Supervisor Becker.

APPROVAL OF JUNE 15, 2022 MEETING MINUTES

A motion was duly made by Councilor Gibbons and seconded by Councilor Martin to approve the minutes of June 15, 2022 and with no further discussion the following vote was recorded to adopt the Town Board meeting minutes of June 15, 2022, as amended.

David Montroy	Councilor	Voted	Yes
Daniel Gibbons	Councilor	Voted	Yes
John E. Brzuszkiewicz	Councilor	Voted	Yes
Jeffrey Martin	Councilor	Voted	Yes
John M. Becker	Supervisor	Voted	Yes

**CHITTENANGO CENTRAL SCHOOL DISTRICT – SEQR NOTIFICATION OF
PLANNED 2023 CAPITAL IMPROVEMENT PROJECT**

Supervisor Becker advised that the Town of Sullivan had received a SEQR notification from the Chittenango Central School District relative to a 2023 Capital Improvement Project directed to all possible involved agencies for the planned project. The Board has no objection to the School District assuming Lead Agency status and will notify the School.

ZONING BOARD REPLACEMENT MEMBER

Supervisor Becker advised that Zoning Board of Appeals member Bryan Bendixen had moved from the Town and had submitted a letter of resignation to the Town. Luke Capria, a resident of the Town was recommended to be appointed as Zoning Board member to serve the remainder of Bryan Bendixen's term of office through December 2023. The Board members discussed the recommendation. Upon the motion made by Councilor Martin and seconded by Councilor Brzuszkiewicz, the Board unanimously approved the appointment as a member of the Zoning Board of Appeals Luke Capria for the balance of Bryan Bendixen's term (December 2023). Motion carried.

TOWN PARKS-NEW HIRE EMPLOYEES

Supervisor Becker reported three (3) new individuals will be hired for the Parks Department:

- Logan Russo - \$14.00 per hour
- Tryston Elford \$13.50 per hour
- Carmella Furco \$13.20 per hour

Upon the motion made by Councilor Brzuszkiewicz, seconded by Councilor Montroy, the Board unanimously approved the hiring of the three individuals named above to the Parks Department at the noted rates of pay. Motion carried.

BRIDGEPORT SEWER EXTENSION NO. 1 UPDATE

Supervisor Becker advised that the public hearing for the Bridgeport Sewer Extension No. 1 is scheduled for August 3. Attorney for the Town Langey advised that everything is on schedule as planned.

WHITELAW WATER DISTRICT UPDATE

Supervisor Becker advised that the public hearing for the Whitelaw Water District is scheduled for August 3. Attorney for the Town Langey advised that everything is on schedule as planned.

BARTON & LOGUIDICE AGREEMENTS

Supervisor Becker advised that two Agreements with Barton & Loguidice, for The Wild Campground and Banquet Facility Project and the proposed commercial solar facility review (Chittenango Solar, LLC), each for engineering review of these development projects, have been submitted for Town Board review and are ready for action by the Town Board.

The Board discussed the two Agreements briefly. Upon the motion made by Councilor Martin, seconded by Councilor Brzuszkiewicz the Board unanimously approved the Agreements for The Wild Campground and Banquet Facility project and Chittenango Solar, LLC commercial solar facility project with Barton & Loguidice.

David Montroy	Councilor	Voted	Yes
Daniel Gibbons	Councilor	Voted	Yes
John E. Brzuszkiewicz	Councilor	Voted	Yes
Jeffrey Martin	Councilor	Voted	Yes
John M. Becker	Supervisor	Voted	Yes

Motion carried.

BUILDING PERMIT FEE DISCUSSION

Supervisor Becker asked if there was anyone who wished to discuss the new building permit fee schedule. Mr. Jeff Taylor addressed the Town Board to question the new fee schedule and his disagreement with the final changes to the schedule which he finds to be excessive in his opinion. Mr. Ernie Hotaling asked what is the justification for the building permit fee increases? He also believes the new schedule to be an excessive increase. Councilor Brzuszkiewicz spoke of the six (6) month process of reviewing the building permit fee schedule and how many individuals were involved in the review

process. The Town hasn't changed the fees in quite some time and the plan was to implement a simpler process and change the philosophy of how the fees were charged from flat fee plus fee based on estimated cost of construction; in addition, applicants were charged for other fees related to the permit. The new thinking was based on square footage of new construction with an applied rate which included the various inspections for which no additional fees were charged. Councilor Brzuszkiewicz further commented that he would be willing to meet with anyone to discuss the fee schedule for reconsideration. He commented that he and Councilor Montroy worked on the revisions to the schedule; the rates were not comparable to other five neighboring communities and during the review process different models and graphs were put together in relation to the data collected from other Towns. Kerry Ranger asked why are three different rates listed for construction of pole barns. With more than one rate for a pole barn that seems more confusing when the Town is stating they want to simplify the procedure. Councilor Montroy commented that he made the suggestion to change the fee base from a flat rate plus a fee for each One Thousand Dollars (\$1,000.00) of estimated cost of construction to the square footage fee charge. The square footage is more consistent than individuals showing estimated cost of construction as a basis for charging fees. He also commented that other fees that were charged are now included in the new fee schedule. Councilor Brzuszkiewicz commented that the new fee schedule will be reviewed.

BUDGET MODIFICATION

Supervisor Becker advised there are two budget modifications requested this evening.

1. Transferring \$12,940.00 from Contingent A1990.4 to A4020.1 Registrar of Vital Statistics. This is to pay Deputy Town Clerk/Registrar of Vital Statistics the following:

2020:	\$ 5,480.00
2021:	\$ 5,460.00
2022:	<u>\$ 2,000.00</u>
Total:	\$12,940.00

A portion of the Registrar of Vital Statistics hourly payroll from July 2022 through the rest of the year, will need funds. See budget modification #2 to replenish the A4020.1 budget line.

2. Transferring \$1,000.00 from A1410.1720 Deputy Town Clerk to A4020.1 Registrar of Vital Statistics for partial hourly rate in 2022.

The Board discussed briefly. Upon the motion made by Councilor Gibbons, seconded by Councilor Martin, the Town Board unanimously approved the two budget modifications as outlined above. Motion carried.

FIREFIGHTER APPLICATIONS

Supervisor Becker advised that five firefighter applications have been received. Two for North Chittenango Fire Department: Katharine T. Todd, 861 Fyler Road Lot 35, Kirkville, NY and Robert E. Lyke, III, 1159 Route 31, Bridgeport, NY. Three applications were received for Bridgeport Fire Department: Shannon LaFlamme 7851 Areopagitica Avenue, Bridgeport, NY, Kyle Hale 2977 Waterbury Road, Canastota, NY, and Debbie LaCelle 7915 John Huss Ave, Bridgeport, NY. The applications all appear to be in order. Upon the motion made by Councilor Martin, seconded by Councilor Montroy, the Town Board unanimously approved the five applications for membership as follows: North Chittenango Fire Department Katharine T. Todd and Robert E. Lyke, III. For Bridgeport Fire Department Shannon LaFlamme, Kyle Hale and Debbie LaCelle. Motion carried.

OTHER ITEMS

Supervisor Becker advised the Bridgeport/Lakeport (BLCO) 2022 Summer Concerts series will be held at Chapman Park on the following dates:

July 11	Fab Cats
July 18	Thunder Canyon
July 25	Fritz's Polka Band
August 1	TJ Sacco

Concerts begin at 6 p.m.

SUPERVISOR UPDATE

Supervisor Becker shared with the Board information relating to commercial solar facility development and their overall efficiency compared to other means of energy use (for example: coal, wind, hydro, nuclear). Available information suggests that solar is the least efficient based on the amount of land used by solar panels, with nuclear being the most efficient. There is an application before the Towns of Lenox and Sullivan for a solar farm and New York State has taken the lead on approval and siting. Comments about the project were closed June 1, 2022. Supervisor Becker advised that he and Matt Roberts at the County are working on a letter to be sent out in response to this project.

Supervisor Becker temporarily excused himself from the meeting at 6:29 P.M.

EXECUTIVE SESSION

Upon the motion made by Councilor Martin, seconded by Councilor Montroy, the Board unanimously approved entering into Executive Session for advice of Counsel at 6:30 P.M. No action will be taken.

A motion was made by Councilor Gibbons, seconded by Councilor Brzuszkiewicz and unanimously approved by the Board to come out of Executive Session at 7:05 P.M.

Supervisor Becker was asked to return to the meeting at 7:06 P.M.

SUPPORT FOR AN APPLICATION UNDER THE NEW YORK STATE DEPARTMENT OF STATE LOCAL WATERFRONT DEVELOPMENT REVITALIZATION PROGRAM

The following resolution was offered by Councilor Montroy, who moved its adoption, seconded by Councilor Gibbons, to wit:

WHEREAS, the Town of Sullivan has been advised by the Village of Chittenango of the Village's intent to participate in the New York State Department of State Local Waterfront Development Revitalization Program in furtherance of the development of a Master Plan for the area known as "Chittenango Landing"; and

WHEREAS, the Village of Chittenango has discussed with the Town opportunities for a joint application for the Program, as well as assistance in matching funds to secure Grant funds for this important Town and Village cause; and

WHEREAS, the submission of an application must be done through a consolidated funding application and associated contributions should the Grant be awarded; and

WHEREAS, the Town finds it to be in the best interest of the residents of the Town of Sullivan to participate in the Program and to provide a limited portion of the matching costs; and

WHEREAS, the Village of Chittenango will have completed the environmental review necessary to submit the application.

NOW, THEREFORE, BE IT RESOLVED that the Town of Sullivan Town Board hereby authorizes participation by the Town of Sullivan in a joint application with the Village of Chittenango for the New York State Department of State Local Waterfront Development Revitalization Program; and it is further

RESOLVED that the Town of Sullivan shall contribute upon award of the Grant and at the time of undertaking the Master Plan a portion of the Grant Local Contribution, in an amount not to exceed Five Thousand and 00/100 Dollars (\$5,000.00).

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

David Montroy	Councilor	Voted	Yes
Daniel Gibbons	Councilor	Voted	Yes
John E. Brzuszkiewicz	Councilor	Voted	Yes
Jeffrey Martin	Councilor	Voted	Yes
John M. Becker	Supervisor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

ADJOURNMENT

With no further business and upon a motion made by Councilor Gibbons, seconded by Councilor Montroy and unanimously passed by the Board, the meeting was adjourned at 7:15 P.M.

Respectfully submitted,

Jill A. Doss
Deputy Town Clerk