

**TOWN OF SULLIVAN  
TOWN BOARD MEETING  
JANUARY 4, 2023 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 January 4, 2023 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, John Brzuszkiewicz, David Montroy; and Daniel Gibbons; Attorney for the Town John Langey; Comptroller Beth Ellis; Highway Superintendent Andy Busa; Clerk to Highway Superintendent Mary Cate Voss; Deputy Comptroller Kelly Bassett; Clerk to Supervisor Dawn Cottet; Receiver of Taxes Katy Vanderwerken; and Deputy Town Clerk Jill Doss.

Also present were: Terry Manning; Bruce Burke of PAC99; Art Lelio; and Bridgeport Fire Chief James Ostrowski; Jeff Knapp; Miss. Knapp and son; Mrs. Knapp; tenants of Mr. Knapp; and Bridgeport resident

Pledge to the flag was led by Supervisor John Becker.

**APPROVAL OF DECEMBER 7, 2022 MEETING MINUTES**

A motion was duly made by Councilor Martin and seconded by Councilor Brzuszkiewicz to approve the minutes of December 7, 2022 and, with no further discussion, the following vote was recorded to adopt the draft Town Board meeting minutes of December 7 , 2022.

<b>JEFFREY MARTIN</b>	<b>COUNCILOR</b>	<b>VOTED</b>	<b>YES</b>
<b>DAVID MONTROY</b>	<b>COUNCILOR</b>	<b>VOTED</b>	<b>YES</b>
<b>JOHN BRZUSZKIEWICZ</b>	<b>COUNCILOR</b>	<b>VOTED</b>	<b>YES</b>
<b>DANIEL GIBBONS</b>	<b>COUNCILOR</b>	<b>VOTED</b>	<b>YES</b>
<b>JOHN BECKER</b>	<b>SUPERVISOR</b>	<b>VOTED</b>	<b>YES</b>

**TOWN BOARD 2023 ORGANIZATIONAL MEETING**

**THE FOLLOWING APPOINTMENTS, COMMITTEES, DESIGNATIONS, WAGES AND OTHER ORGANIZATIONAL MATTERS ARE HEREBY MADE AND DETERMINED:**

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board DESIGNATING THE FIRST AND THIRD WEDNESDAYS OF EACH MONTH AS THE OFFICIAL DATES OF THE REGULAR MEETINGS OF THE TOWN BOARD; THE REGULAR MEETING ON THE FIRST WEDNESDAY OF THE MONTH AT 6:00 P.M. AND THE REGULAR MEETING ON THE THIRD WEDNESDAY OF THE MONTH AT 9:00 A.M. ALL MEETINGS TO BE HELD AT THE TOWN HALL OF THE TOWN OF SULLIVAN LOCATED AT 7507 LAKEPORT ROAD, CHITTENANGO NEW YORK, UNLESS OTHERWISE DETERMINED.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board DESIGNATING THAT THE TOWN OF SULLIVAN PLANNING BOARD MEETINGS WILL BE HELD ON THE FIRST TUESDAY OF EACH MONTH AT 7:00 P.M. AND THE TOWN OF SULLIVAN ZONING BOARD OF APPEALS MEETINGS WILL BE HELD ON THE SECOND THURSDAY OF EACH MONTH AT 7:00 P.M. ALL MEETINGS TO BE HELD AT THE TOWN HALL OF THE TOWN OF SULLIVAN LOCATED AT 7507 LAKEPORT ROAD, CHITTENANGO, NEW YORK, UNLESS OTHERWISE DETERMINED.

**NOTE: THE TOWN CLERK SHALL PROVIDE PUBLIC NOTICE OF THE REGULAR MEETING DATES AND TIMES, AND SPECIAL MEETINGS AS THEY OCCUR, BY POSTING ON THE TOWN'S OFFICIAL BULLETIN BOARD AND ON THE TOWN'S WEBSITE AND PROVIDING SAME TO THE OFFICIAL TOWN NEWSPAPERS IN ACCORDANCE WITH THE OPEN MEETINGS LAW OF THE STATE OF NEW YORK.**

A motion was duly made by Councilor Martin, seconded by Councilor Gibbons and unanimously passed by the Board DESIGNATING THE ONEIDA DISPATCH and THE POST-STANDARD AS OFFICIAL NEWSPAPERS.

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board DESIGNATING COMMUNITY BANK, N.A.; JPMORGAN CHASE BANK, N.A., M&T BANK, SENECA FEDERAL SAVINGS BANK AND NYCLASS; AS OFFICIAL DEPOSITORIES OF ALL TOWN FUNDS.

A motion was duly made by Councilor Gibbons, seconded by Councilor Martin and unanimously passed by the Board AUTHORIZING THE SUPERVISOR AND THE COMPTROLLER TO INVEST TOWN MONIES IN SAVINGS MONEY MARKET ACCOUNTS AND CERTIFICATES OF DEPOSIT IN AN OFFICIAL DEPOSITORY WITH PLEDGE SECURITIES REQUIRED FOR ANY INDIVIDUAL ACCOUNT OR CERTIFICATE OF DEPOSIT OVER \$100,000.00.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board AUTHORIZING THE RECEIVER OF TAXES ON JANUARY 15, 2023 TO PAY THE SUPERVISOR ANY MONIES AVAILABLE AT THAT TIME AND TO AUTHORIZE THE SUPERVISOR AND THE COMPTROLLER TO DEPOSIT THOSE MONIES IN SUCH SAVINGS MONEY MARKET ACCOUNTS AND CERTIFICATES OF DEPOSIT IN AN OFFICIAL DEPOSITORY AS THEY DEEM APPROPRIATE.

A motion was duly made by Councilor Martin, seconded by Councilor Gibbons and unanimously passed by the Board AUTHORIZING THE PAYMENT TO THE FOLLOWING VENDORS, UPON THE VOUCHERS PREPARED BY THE COMPTROLLER AND WITHOUT FURTHER CERTIFICATION OF THE TOWN BOARD, IN ADDITION TO THE WITHIN RESOLUTION CONSTITUTING A BLANKET CERTIFICATION, TO WIT: VERIZON; NATIONAL GRID; ONONDAGA COUNTY WATER AUTHORITY (OCWA); SPECTRUM/TIME WARNER CABLE; and FUEL PROVIDER. (ALL UTILITIES).

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board RENEWING THE TOWN CLERK'S PETTY CASH FUND FOR \$200.00.

A motion was duly made by Councilor Martin, seconded by Councilor Gibbons and unanimously passed by the Board ADOPTING THE IRS MILEAGE RATE IN EFFECT FOR THE YEAR 2023 FOR TOWN EMPLOYEES USING THEIR OWN AUTOMOBILE IN THE DISCHARGE OF OFFICIAL DUTIES.

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board AUTHORIZING THE HIGHWAY SUPERINTENDENT TO ENTER INTO A CONTRACT FOR PUBLIC WORKS INVOLVING AN EXPENDITURE OF \$35,000.00 OR LESS AND ALL PURCHASE CONTRACTS FOR THE HIGHWAY DEPARTMENT INVOLVING AN EXPENDITURE OF \$20,000.00 OR LESS, WITHOUT BID, BUT IN ACCORDANCE WITH THE MOST RECENTLY ADOPTED PROCUREMENT POLICY OF THE TOWN.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board DIRECTING THAT THE MEMBERS OF THE PARK BOARD, PLANNING BOARD AND THE ZONING BOARD OF APPEALS BE PAID

QUARTERLY; AND THE SALARIES OF ALL EMPLOYEES OF THE TOWN BE PAID EVERY TWO WEEKS, WITH THE WEEK ENDING ON WEDNESDAY.

A motion was duly made by Councilor Martin seconded by Councilor Gibbons and unanimously passed by the Board SETTING THE HOURLY RATES OF NON-SALARIED EMPLOYEES OF THE DEPARTMENT OF PARKS & RECREATION, HIGHWAY DEPARTMENT AND TOWN CLERK'S OFFICE AT THE AMOUNTS SET FORTH IN THE BUDGET.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board APPOINTING KATHRYN VANDERWERKEN AS THE RECEIVER OF TAXES FOR THE YEAR 2023 AT THE BUDGETED SALARY.

A motion was duly made by Councilor Martin , seconded by Councilor Brzuszkiewicz and unanimously passed by the Board ACKNOWLEDGING THE APPOINTMENT BY AMY B. WELLS, TOWN CLERK, OF ROSEMARY CZERNIAK AND JILL DOSS AS DEPUTY TOWN CLERKS AT THE HOURLY RATE STIPULATED IN THE BUDGET.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board APPOINTING ROSEMARY CZERNIAK AS THE REGISTRAR OF VITAL STATISTICS FOR THE YEAR 2023 AT THE HOURLY RATE STIPULATED IN THE BUDGET.

A motion was duly made by Councilor Martin, seconded by Councilor Gibbons and unanimously passed by the Board APPOINTING JILL DOSS AS THE DEPUTY REGISTRAR OF VITAL STATISTICS FOR THE YEAR 2023 AT NO ADDITIONAL COMPENSATION.

A motion was duly made by Councilor Montroy, seconded by Councilor Gibbons and unanimously passed by the Board APPOINTING LARRY BALL AS THE FAIR HOUSING OFFICER FOR ONE YEAR AT NO ADDITIONAL COMPENSATION.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board APPOINTING LARRY BALL AS THE ZONING ADMINISTRATIVE OFFICER, MS4 (SWPPP) OFFICER AND BUILDING ADMINISTRATIVE OFFICER FOR ONE YEAR AT NO ADDITIONAL COMPENSATION.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board APPOINTING JERI LEE ROWLINGSON AS THE CLERK TO THE ZONING ADMINISTRATIVE OFFICER AND BUILDING ADMINISTRATIVE OFFICER, AT THE BUDGETED SALARY.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board APPOINTING WILLIAM PINDLE AS THE FIRE ADMINISTRATIVE OFFICER FOR ONE YEAR AT THE BUDGETED SALARY.

A motion was duly made by Councilor Martin seconded by Councilor Gibbons and unanimously passed by the Board APPOINTING KIMBERLY MUEHLENBEIN AS THE DOG CONTROL OFFICER AND ANIMAL CONTROL OFFICER ON A MONTHLY BASIS AT THE BUDGETED SALARY AND SERVING AT THE PLEASURE OF THE TOWN BOARD.

A motion was duly made by Councilor Montroy, seconded by Councilor Martin and unanimously passed by the Board RETAINING COSTELLO, COONEY & FEARON, PLLC (JOHN R. LANGEY, ESQ.) AS ATTORNEY FOR THE TOWN OF SULLIVAN FOR THE YEAR 2023.

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board APPOINTING BETH ELLIS AS TOWN COMPTROLLER FOR THE STATUTORY PERIOD AT THE BUDGETED SALARY.

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board ACKNOWLEDGING THE APPOINTMENT BY ANDY BUSA, HIGHWAY SUPERINTENDENT, OF ABE CZARNECKI AS THE DEPUTY HIGHWAY SUPERINTENDENT AT THE HOURLY RATE STIPULATED IN THE BUDGET.

A motion was duly made by Councilor Martin seconded by Councilor Gibbons and unanimously passed by the Board APPOINTING PAUL JASEK AS MEMBER OF THE PLANNING BOARD FOR A TERM ENDING DECEMBER 31, 2027 AT THE BUDGETED SALARY.

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board DESIGNATING FRANK PARK AS CHAIRMAN OF THE PLANNING BOARD FOR A ONE YEAR TERM ENDING DECEMBER 31, 2023.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board RE-APPOINTING ROSEMARY PARK AS THE SECRETARY OF THE PLANNING BOARD AT THE BUDGETED SALARY.

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board APPOINTING CLIFFORD REALS AS MEMBER OF THE ZONING BOARD OF APPEALS FOR A TERM ENDING DECEMBER 31, 2027 AT THE BUDGETED SALARY.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board DESIGNATING STEVE DURFEE AS CHAIRMAN OF THE ZONING BOARD OF APPEALS FOR A ONE YEAR TERM ENDING DECEMBER 31, 2023.

A motion was duly made by Councilor Martin, seconded by Councilor Gibbons and unanimously passed by the Board APPOINTING JERI LEE ROWLINGSON AS THE SECRETARY OF THE ZONING BOARD OF APPEALS AT THE BUDGETED SALARY.

A motion was duly made by Supervisor Becker seconded by Councilor Montroy and unanimously passed by the Board APPOINTING COUNCILOR MARTIN AS THE DEPUTY SUPERVISOR FOR A ONE-YEAR TERM ENDING DECEMBER 31, 2023.

#### **APPOINTMENT OF FIRE CHIEFS FOR THE FIRE COMPANIES COMPRISING THE SULLIVAN FIRE DISTRICT**

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board ACTING AS THE BOARD OF FIRE COMMISSIONERS, APPOINTING JAMES OSTROWSKI AS THE CHIEF OF THE BRIDGEPORT FIRE COMPANY; JASON BAKER AS THE CHIEF OF THE CHITTENANGO FIRE COMPANY; and TIMOTHY FLYNN AS THE CHIEF OF THE NORTH CHITTENANGO FIRE COMPANY.

#### **COMMITTEE APPOINTMENTS**

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board to appoint the following individuals to the following Committees for the Year 2023:

HIGHWAY – COUNCILOR MONTROY  
FIRE DEPARTMENT – SUPERVISOR BECKER  
PARKS & RECREATION DEPARTMENT – COUNCILOR BRZUSZKIEWICZ  
PERSONNEL - COUNCILOR GIBBONS, COUNCILOR MARTIN, &  
COUNCILOR BRZUSZKIEWICZ

A motion was duly made by Councilor Gibbons, seconded by Councilor Montroy and unanimously passed by the Board NAMING THE FOLLOWING THREE MEMBERS TO THE GRIEVANCE BOARD (PER PERSONNEL POLICY), TO WIT: SUPERVISOR BECKER; COUNCILOR MARTIN; and COUNCILOR BRZUSZKIEWICZ.

**CONTRACTS AND LEASES**

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board AUTHORIZING THE SUPERVISOR, ON BEHALF OF THE TOWN OF SULLIVAN, TO SIGN THE CONTRACT BETWEEN THE TOWN OF SULLIVAN AND THE TOWN OF FENNER FOR FIRE PROTECTION FOR THE YEAR 2023 AS PER THE AGREEMENT PRESENTED TO THE BOARD SUBJECT TO REVIEW BY THE TOWN ATTORNEY, a copy of which shall be on file in the Office of the Town Clerk.

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board AUTHORIZING THE SUPERVISOR, ON BEHALF OF THE TOWN OF SULLIVAN, TO SIGN THE CONTRACT BETWEEN THE TOWN OF SULLIVAN AND THE TOWN OF CICERO FOR FIRE PROTECTION FOR THE YEAR 2023 AS PER THE AGREEMENT PRESENTED TO THE BOARD SUBJECT TO REVIEW BY THE TOWN ATTORNEY, a copy of which shall be on file in the Office of the Town Clerk.

A motion was duly made by Councilor Martin, seconded by Councilor Montroy and unanimously passed by the Board, be it:

RESOLVED, THAT THE SUPERVISOR, ON BEHALF OF THE TOWN OF SULLIVAN, BE AND HEREBY IS AUTHORIZED TO EXTEND THE TERM OF THE LEASE BETWEEN THE TOWN OF SULLIVAN AND THE COUNTY OF MADISON FOR THE COMPOSTING SITE AT THE TOWN OF SULLIVAN PROPERTY ON BOLIVAR ROAD IN PROXIMITY OF THE TRANSFER STATION THROUGH TO DECEMBER 31, 2023 AS PER THE EXTENSION OF LEASE PRESENTED TO THE TOWN BOARD, a copy shall be on file in the Office of the Town Clerk, subject to review by legal counsel.

**APPROVAL OF THE 2023 HOLIDAY SCHEDULE**

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz and unanimously passed by the Board, adopting the holiday schedule presented to the Board as follows:

<b><u>2023</u></b>		
New Year’s Day (Observed)	Monday	January 2, 2023
Dr. Martin Luther King, Jr. Day	Monday	January 16, 2023
Presidents’ Day	Monday	February 20. 2023
Good Friday	Friday	April 7, 2023
Memorial Day	Monday	May 29, 2023
Juneteenth	Monday	June 19, 2023
Independence Day (Observed)	Tuesday	July 4, 2023
Labor Day	Monday	September 4, 2023
Columbus Day	Monday	October 9, 2023
Election Day	Tuesday	November 7, 2023
Veterans’ Day (Observed)	Friday	November 10, 2023
Thanksgiving Day	Thursday	November 23, 2023
Friday after Thanksgiving	Friday	November 24, 2023
Christmas Eve		
(1/2 day – leave at noon)	Friday	December 22, 2023
Christmas Day	Monday	December 25, 2023
New Year’s Eve		
(1/2 day – Leave at noon)	Friday	December 29, 2023

**BID OPENING FOR FUEL – GASOLINE, DIESEL AND PROPANE FOR 2023**

Supervisor Becker called the bid opening to order. Bids were received from the following two vendors:

1. BUELL FUEL - 2676 STATE ROUTE 12B DEANSBORO, NEW YORK

	<u>BASE</u>	<u>DIFF</u>	<u>FLUCTUATING</u> <u>NET PRICE</u>	<u>FIXED NET</u> <u>PRICE</u>
ULSD (Diesel)	3.2007	+.0800	3.2807	3.0315
ULSD WINTER 60/40 W/ADD	3.3201	+.0800	3.4001	3.4315
GASOLINE	2.2388	+.1550	2.4476	N/A
PROPANE	1.6690	+.1800	1.8490	1.7990

2. MIRABITO ENERGY PRODUCTS - 49 COURT ST BINGHAMTON, NEW YORK

	<u>POSTING</u>	<u>FIRM DIFF</u>	<u>FLUCTUATING</u>	<u>FIRM BID</u>
GASOLINE 87	2.3810	+.1875	2.5685	N/A
DIESEL	3.4640	+.1875	3.6515	N/A
ULSK WINTER BLEND	4.6840	+.1875	4.8715	N/A
PROPANE	N/A	N/A	N/A	\$1.8500

Supervisor Becker closed the bid opening and turned the fuel bid documents over to Highway Superintendent Busa to review and make a recommendation to the Board.

**ENGINEERING SERVICES AGREEMENT FOR POOLSBROOKE AND  
NORTHRIDGE DEVELOPMENTS FROM BARTON & LOGUIDICE**

Supervisor Becker reported that there is an agreement from Barton & Loguidice Engineers for work related to the Poolsbrooke and Northridge Developments in the amount of \$5,000.00 in each Board Members’ folder. The Board discussed the Agreement and if the work done today in Poolsbrooke would be covered under this particular Agreement. Supervisor Becker believes the work done today is covered under this Agreement. With no further discussion and upon the motion made by Councilor Martin and seconded by Councilor Brzuszkiewicz, the Board authorize the Town Supervisor to execute the Agreement for ongoing review at the Poolsbrooke and Northridge Developments with Barton & Loguidice Engineers in the amount of \$5,000.00. A roll call vote was taken as follows:

<b>David Montroy</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Daniel Gibbons</b>	<b>Councilor</b>	<b>Voted</b>	<b>Abstain</b>
<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

Motion carried.

**TOWN CLERK FUNDS**

Supervisor Becker reported that based on a State Audit conducted in 2011 and actions that were noted in that State Audit, it was determined that there were funds that could not

be identified and needed to be turned over to the Town based on the result of that audit. A resolution from the Town Board was needed directing the Town Clerk to turn those funds over to the Town at the time the State Audit was released. It was discovered that a resolution did not take place at the time, so the Board needs to direct, via resolution that these funds be turned over to the Town from the Town Clerk's Account at this time. Upon the motion made by Councilor Martin and seconded by Councilor Montroy, the Board unanimously authorizes the Town Clerk to turn the excess funds over to the Town based on the determination made by the State Comptroller's Office in their 2011 audit of the Town of Sullivan.

**CONTINUATION OF PUBLIC HEARING FOR PROPOSED LOCAL LAW NO. F-2022**  
**(CODE ENFORCEMENT PROGRAM UPDATE)**

Supervisor Becker opened the public hearing for proposed Local Law No. F-2022. He asked if there were any questions in regard to proposed Law from the Board or audience. Art Lelio had questions related to a listing that is referred to in Section 123 -3B #5. Attorney for the Town Langey advised that the listing referred to is a list that the State regulations have referenced for exemptions for various types of permit applications. Attorney for the Town Langey suggested that Mr. Lelio contact him about the listing. Mr. Lelio also asked about Section 123-9 (page 14) A5. He commented that he thought the number of 1,000 was rather high. He also asked about the fee schedule mentioned on Page 25 under 123-17. Attorney for the Town Langey commented that the Town Board can change the fee schedule by resolution (a more practical approach to the process) rather than ordinance or local law.

No decision was made on proposed Local Law No. F-2022 this evening. The hearing will continue to the next meeting.

**A RESOLUTION OF THE TOWN OF SULLIVAN ADOPTING THE 2022**  
**MADISON COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN**

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

**WHEREAS**, the Town of Sullivan Town Board recognizes the threat that natural hazards pose to people and property within the Town of Sullivan; and

**WHEREAS**, there has been prepared a multi-hazard mitigation plan, hereby known as the 2022 Madison County Multi-Jurisdictional Hazard Mitigation Plan in accordance with the Disaster Mitigation Act of 2000; and

**WHEREAS**, the 2022 Madison County Multi-Jurisdictional Hazard Mitigation Plan identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in the Town of Sullivan from the impacts of future hazards and disasters; and

**WHEREAS**, adoption by the Town of Sullivan Town Board demonstrates their commitment to hazard mitigation and achieving the goals outlined in the 2022 Madison County Multi-Jurisdictional Hazard Mitigation Plan.

**NOW THEREFORE, BE IT RESOLVED BY THE** Town of Sullivan, State of New York,  
**THAT:**

Section 1. The Town of Sullivan Town Board adopts the 2022 Madison County Multi-Jurisdictional Hazard Mitigation Plan. This plan, approved by the community, may be edited or amended after submission for review, but will not require the community to re-adopt any further iterations. This only applies to this specific plan and does not absolve the community from updating the plan in 5 years.

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.

**FUEL BID DISCUSSION AND AWARD**

Supervisor Becker asked Highway Superintendent Busa what his recommendation for the fuel bids received this evening was. Highway Superintendent Busa recommended to the Board that for all the fuels bid this evening, gasoline, diesel, winter mix, propane that the bid be awarded to Buell Fuel at the fixed pricing rate for 2023. Upon the motion made by Councilor Montroy, and seconded by Councilor Martin, the Board unanimously approved the fuel bid be awarded to Buell Fuel at the fixed pricing rate for the budget year 2023.

Buell Fuel - 2676 State Route 12B Deansboro, New York

	<u>BASE</u>	<u>DIFF</u>	<u>FLUCTUATING</u> <u>NET PRICE</u>	<u>FIXED NET</u> <u>PRICE</u>
ULSD (Diesel)	3.2007	+.0800	3.2807	3.0315
ULSD WINTER				
60/40 W/ADD	3.3201	+.0800	3.4001	3.4315
GASOLINE	2.2388	+.1550	2.4476	N/A
PROPANE	1.6690	+.1800	1.8490	1.7990

**AUTHORIZING PARTICIPATION IN THE BRIDGE NEW YORK PROGRAM**  
**AND RETENTION OF CONSULTANT**

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

**WHEREAS**, the New York State Department of Transportation had implemented the BRIDGE New York Program to provide enhanced assistance to local governments of the State to rehabilitate and replace bridges and culverts; and

**WHEREAS**, the Town of Sullivan Town Board and its Highway Superintendent have determined that the integrity and safety of existing bridges and culverts within the Township are of utmost importance to the health, safety and welfare of Town residents and its taxpayers; and

**WHEREAS**, the BRIDGE New York Program, through the New York State Department of Transportation, has provided an application form and process for participation within the BRIDGE New York Program; and

**WHEREAS**, the Town of Sullivan desires to submit an application to facilitate obtaining funds in order to improve bridges and culverts located within the Town; and

**WHEREAS**, it is necessary for an applicant to obtain professional assistance in the form of a consultant to complete the application materials and advance the application in a manner which will best place the Town of Sullivan in a competitive position for available funds; and



**WHEREAS**, the Town of Sullivan has identified specific projects in the Town (including the Tag Road Culvert Project), which could benefit from resources through the BRIDGE New York Program; and

**WHEREAS**, the Town of Sullivan has undertaken a review of the potential consultants with the necessary expertise and background to assist in the Project and has further solicited proposals from professional engineering firms to assist in the application and design process of the Project; and

**WHEREAS**, the efforts to obtain information from acceptable and qualified consultants has resulted in eleven (11) responses, which responses have been carefully reviewed by the Highway Superintendent and Members of the Town Board for purposes of scoring the qualified consultants; and

**WHEREAS**, from a review of all of the available materials it appears that the most qualified consultant is Barton & Loguidice, D.P.C. of Syracuse, New York; and

**WHEREAS**, Volume 6 N.Y.C.R.R. Part 617 of the Regulations relating to Article 8 of the Environmental Conservation Law of New York (SEQRA), requires that as early as possible and within twenty (20) days of a complete project proposal, an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

**WHEREAS**, the Town has completed and submitted a Short Environmental Assessment Form and the same has been reviewed and considered by the Town of Sullivan Town Board.

**NOW THEREFORE, BE IT RESOLVED** that the Town of Sullivan Town Board hereby notices all agencies involved, if any, that it shall be lead agency for this proposed action; and it is further

**RESOLVED** that the Town of Sullivan Town Board hereby determines that the proposed action is an Unlisted Action, that the action does not involve any federal agency and the proposed action shall proceed as an uncoordinated review for purposes of SEQR; and it is further

**RESOLVED** that this Board hereby determines that the proposed action will not have a significant adverse effect on the environment, and this resolution shall constitute a Negative Declaration for purposes of Article 8 of the Environmental Conservation Law, Volume 6 of the N.Y.C.R.R. Part 617, for the following reasons:

1. The application for participation in the BRIDGE New York Program will have a positive impact on the Town of Sullivan and will allow for the improvement of bridges and culverts located within the Town of Sullivan;
2. While there may be some temporary disturbance in the area of work associated with the Tag Road Culvert Project, no long-term effects or impacts are anticipated and any project(s) to be undertaken utilizing BRIDGE New York Program funds shall be subject to a separate environmental review;
3. No other areas of concern have been identified by the public or the Town Board; and it is further

**RESOLVED** that the Town of Sullivan Town Board hereby directs and authorizes the appointment of Barton & Loguidice, D.P.C. as a professional consultant for purposes of the BRIDGE New York Program application process, subject to review of the final professional services contract; and it is further

**RESOLVED** that the Town of Sullivan Town Board authorizes the submission of the required BRIDGE New York Program application materials and such other and further materials that are required through the BRIDGE New York Program.

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

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

The foregoing resolution was thereupon declared duly adopted.

**DISCUSSION PURCHASE OF AMBULANCE, CHAIR LIFT (STAIR-PRO) AND HEART MONITOR**

Supervisor Becker reported that there is a used 2016 Ford F-450 4 x 4 ambulance available through Northeastern Rescue Company.. The unit has approximately 66,000 miles for a cost of \$114,200.00. A chair lift (Stair-Pro) and heart monitor would need to be added which would bring the cost to \$165,015.44. A new Chevrolet Crestline 4 x 4 unit with chair lift and heart monitor would be approximately \$306,224.44. The Board discussed the information presented. Councilor Montroy asked about the hours on the used unit. The Board acknowledged this purchase would need to be bid and best value would be used in the purchase process. Attorney for the Town Langey, based on the recommendation of the Board, will prepare generic bid documents for a used ambulance 2015 or newer unit, chair lift, and heart monitor. Upon the motion made by Councilor Montroy and seconded by Councilor Martin, the Board unanimously authorized Attorney for the Town Langey to prepare bid documents for the purchase of a used 2015 or newer 4 x 4 diesel ambulance, a chair lift, and a heart monitor. The bid openings will be held at January 18, 2023 Board meeting.

**BUDGET MODIFICATIONS**

No budget modifications were presented this evening.

**FIREFIGHTER APPLICATIONS**

No firefighter applications were presented this evening.

**QUESTION ON LOCAL LAW RELATED TO SOLAR FARMS**

Terry Manning, Zoning Board Member, inquired about the language in the solar farm local law that the Board recently approved relative to wetlands. Attorney for the Town Langey reviewed the language in the local law with the Board and Mr. Manning. Supervisor Becker commented that the language in the Law is what the Town Board is staying with at this time.

**JEFFREY KNAPP – 2139 ROUTE 31 – CODE QUESTION**

Jeffrey Knapp appeared before the Board this evening to discuss a situation occurring next door to his property on Route 31 in Bridgeport. The adjoining neighbor has painted a “vulgar” sign on the back on her shed that faces Mr. Knapp’s property. He doesn’t know

how to proceed with this issue. It is making for a very tense situation. Mr. Knapp had his tenants (his mother, his daughter and her son) to comment if the Board wanted more information about the situation. Supervisor Becker will get in touch with the Code Officer tomorrow to investigate the situation. Mr. Knapp thanked the Board for their help.

### **SHORT TERM RENTAL DISCUSSION**

Supervisor Becker commented that the Board will begin discussions on short term rentals and the zoning law at the next Board meeting.

### **EXECUTIVE SESSION**

Upon the motion made by Councilor Martin and seconded by Councilor Montroy, the Board unanimously approved going into an Executive Session at 6:50 P.M. for advice of counsel with no action anticipated to be taken after the Executive Session.

A motion was made by Councilor Martin and seconded by Councilor Brzuszkiewicz, the Board unanimously approved to come out of Executive Session at 8:30 P.M. No action was taken.

### **ADJOURNMENT**

With no further business and upon a motion made by Councilor Montroy, seconded by Councilor Gibbons and unanimously passed by the Board, the meeting was adjourned at 8:31 P.M.

Respectfully submitted,

Jill A. Doss  
Deputy Town Clerk