Proceedings of a regular meeting of the Town Board of the Town of Pamelia held on Monday, August 9, 2021 at the Municipal Building, Route 37; Supervisor Scott Allen called the meeting to order at 7:02 p.m. Council members present were Grace Pruitt, Kenneth Hart, and Lisa Brenon. Highway Superintendent Bruce Call, Zoning & Code Enforcement Officer Walt VanTassel, and Engineer John Condino were also present. Council member Rusty VanTassel was absent.

Minutes Approved

Minutes for the July 12, 2021 regular meeting were approved on a motion made by Lisa Brenon and seconded by Ken Hart. All voted aye; carried.

Budget Appropriations

Ken Hart made a motion and Lisa Brenon seconded to approve the following budget appropriation. All voted aye; carried.

Sewer Capital Fund		
To: HS1380.4	+	$15
From: SS8110.4	-	15

Lisa Brenon made a motion and Ken Hart seconded to approve the following budget appropriations. All voted aye; carried.

Highway Fund		
To: DA9050.8	+	$102
From: DA5110.4	-	102

General Fund		
To: A9050.8	+	364
From: Contingency A1990.4	-	364

Funds Amended

Lisa Brenon made a motion and Ken Hart seconded to amend the July 12, 2021 Special Districts Fund total from $102,408.09 to $102,225.13 to correct No. 65. All voted aye; carried.

Scott Allen reported that the 2nd phase of the MSP Realty project at the Bradley Street Industrial Park is coming to a close, and are ready to dedicate the new road, Lucas Drive, and infrastructure to the Town of Pamelia. The water line has been extended past the Honda dealership. The line has been pressure tested and chlorinated and has been approved by the Dept. of Health and was put into service on August 4th.

Resolution #13

Ken Hart offered Resolution #13 and Lisa Brenon seconded authorizing Town Supervisor Allen to execute documents accepting a deed of conveyance for roadways as well as permanent and temporary easements for water and sewer infrastructure associated with a development by MSP Realty, LLC.

Roll call vote as follows: Scott Allen, yes; Ken Hart, yes; Lisa Brenon, yes; Grace Pruitt, yes; adopted.

Supervisor Allen reported that the Rt. 3 Sewer Board has proposed a 2% rate increase on fixed EDU'S for next year. He stated that it will voted on after the public hearing in September.

Scott Allen presented an agreement with Love's Travel Stops to update the escrow account to add $32,000 for engineering and legal costs for sewer expansion.

Lisa Brenon made a motion and Ken Hart seconded to allow Scott Allen to sign the updated escrow agreement between Love's Travel Stops and the Town of Pamelia. All voted aye; carried.

Scott Allen reviewed the quarterly dog report from Jefferson County Dog Control.

Barton & Loguidice

Scott Allen stated that they are holding pre-construction meetings for the Water Project. He reported that some of the permitting have been received.

John Condino reported that they are doing shovel tests requested by the Oneida Indian Nation and when submitted and signed off on, B&L can issue the Notice to Proceed.

The first delivery date for pipe is scheduled for the last week in August.
John also reported that the approximate date for completing the painting of the inside of the water tower is August 17th. They will then refill the water tower.

Supervisor Scott Allen presented a Resolution to purchase Sensus brand water meters for the Consolidated Water District since the Town has on hand a supply of Sensus spare parts for repair. Scott has been through many presentations from several different vendors and he feels that Sensus is a good brand to stay with. He explained that the new system will have automatic reading for 900 plus meters.
A discussion followed.

Resolution #14

Lisa Brenon made a motion and Ken Hart seconded to authorize purchase of Sensus brand water meters for new users in the Consolidated Water District #1 water project.

Roll call vote as follows: Scott Allen, yes; Grace Pruitt, yes; Lisa Brenon, yes; Ken Hart, yes; adopted.

John Condino reported that there has been a new designation by the Finance Co. called the Designated Environmental Justice areas involving the economic status of certain areas. The Preliminary Engineering Report for the Rt 37 Sewer Project has just finished and the Designated Area now extends into the Town of Pamelia and some of the potential sewer project area. Therefore, next month they will be back with an amendment to the Preliminary Engineering Report to include potential hardship areas to justify lower and 0% interest rates.

John stated that the increased escrow account for Love's Travel Stops includes work to evaluate the sewer pump station that's currently owned by Jefferson County so they can let them know the updates that might be needed. It also includes money on the legal side to complete the district expansion.

John also stated that next month they will be starting the SEQR process for district expansion.

John reported that the sewer laterals were never tested properly at the UPS site and an inflow has been recorded through the pump station. They are working to determine where it may have come from. Laterals and manholes have to be tested and acceptable.

Supervisor Scott Allen reported that he has been working with Purcell and UPS and the onsite contractor to determine where a 65,000 gallon infiltration is coming from at the UPS site. Scott stated that UPS has added another oil separator and floor drains to the project and did not notify the Town. Scott has provided them with the proper testing requirements and they are correcting the problems before they can be issued the Certificate of Occupancy.

Zoning and Code Enforcement

Walt VanTassel reported that he has issued three property condemnations.

One is a house owned by Seaway Rental on Rt. 3 which will be torn down.

The second is a house owned by Steve McManaman at the end of Reed Rd. which Walt stated has tall grass and weeds, an abandoned appliance on the porch and rodents. He reported that the owner is in TN.

The third is property owned by Barbara Paige on White Rd.

Scott Allen stated that he has been contacted by the tenant of this property, who stated that he has a case in Supreme Court, where there is a property owner dispute. Scott presented a Stay of Order to Barbara Paige dated July 29, 2021, Pending Order of the Supreme Court from Attorney Bill Buchan. Therefore, Scott suggests the Town not proceed with condemnation of the property at this time.

A discussion followed.

Resident Mike Booth asked about the status of the burned out motel on Rt. 12. Scott stated the owner is working with the Insurance Co.

Supervisor Scott Allen reported that he has received the third check of the year for Sales Tax revenue in the amount of $294,741.04.

Public Comments

There were no comments.

Highway Superintendent

Bruce Call stated that the paperwork for the Chips money in the amount of $166,000 has been turned into the County, and should receive the check in September.

Bruce also stated that they will be chip sealing the three roads this week.

Payment of the Bills

Lisa Brenon made a motion and Ken Hart seconded to pay the Trust and Agency bills totaling $7,054.50 No. 8, General Fund bills totaling $41,674.63 No. 124 - 138, Highway Fund bills totaling $3,941.97 No. 104 - 112, Special District Fund bills totaling $12,832.54 No 67 - 74, and Capital Fund bills totaling $36,411.28 No. 20 - 21. All voted aye; carried.

Scott Allen update the progress of the UPS building and also Love's Travel Stops who are possibly adding more to the building infrastructure.

Adjournment

The meeting adjourned at 8:23 p.m. on a motion made by Lisa Brenon and seconded by Ken Hart. All voted aye; carried.

Gwen Call

Gwen Call
Town Clerk
August 9, 2021

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Via Hand Delivery

August 5, 2021

Mr. Walter Van Tassel
C/O Pamelia Town Supervisor's Office

Re: Stay of Order to Barbara Paige Dated July 29, 2021, Pending Order of the Supreme Court

Dear Walter:

Attached for your reference is your letter dated July 29, 2021 addressed to Barbera Paige condemning the subject property and requiring a cleanup. We have confirmed that the ownership of the parcel in question is currently the subject of a lawsuit in Jefferson County Supreme Court having Index number EF2921-1486 to quiet the disputed title. As stated in your letter to Paige, the order to cleanup the property is directed to the "owner" which will be determined by order of the Court.

Please be advised that the pending court action effectively stays the enforcement action by the Town until the responsible party is adjudicated.

Thank you.

Sincerely,

Buchan & Sutter, P.C.

William M. Buchan, Esq.

cc: Town Board

*Not for service of papers

Town of Pamelia

Office of Building Inspection and Code Enforcement
25859 State Rte 37
Watertown, New York, 13601

August 10, 2021

Via hand delivery

Mrs. Barbara Paige:

Re: Stay of Order to Barbara Paige dated July 29th, 2021, Pending Order of the Supreme Court

Dear Mrs. Paige,

Due to the fact a case is pending in Jefferson County Supreme Court having index number EF2921-1486 the letter dated July 29th, 2021 has been put on hold. When the court decides who the owner of the property is on White Road we will continue this matter.

If you have any questions feel free to contact me at 315-777-7620.

Walter Van Tassel

Walter Van Tassel
Code Enforcement Officer

cc: Honorable Scott Allen
Town Board
William M. Buchan, Esq.
Rick Fraser