

WALES TOWN BOARD MEETING

Minutes of April 9, 2019

The 4th meeting of the Wales Town Board was held on the 9<sup>th</sup> day of April 2019 at the Wales Community Center, 12345 Big Tree Road, Wales Center, New York.

The meeting was called to order by Supervisor Rickey Venditti at 7:00 pm EST

**ROLL CALL** Supervisor Rickey Venditti  
Councilman Donald Butcher  
Councilman Gerald Klinck  
Councilman Kyle Barry  
Councilman Daniel Driver

Also present: Attorney Ronald Bennett, GHD Engineering, (11) residents whose names are on file. Reporter Shelly

**INVOCATION:**

led by Councilman Donald Butcher

**PLEDGE OF ALLEGIANCE:**

led by Councilman Kyle Barry

**ADOPTION OF AGENDA:**

**MOTION # \_\_\_\_\_** by Councilman Donald Butcher, second by Councilman Dan Driver approving the agenda as presented. **CARRIED**

**ACCEPTANCE OF MINUTES:**

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Don Butcher approving the Town Clerk's minutes of March 13<sup>th</sup> and Public Hearing. **CARRIED**

**Public Comment:**

Doris Carlone Hunter Creek Rd – Wanted to thanks Mr Wrinkley for coming back and presenting his report on the water study. He has spent a lot of time working on the town's water study.

**1.TOWN OF WALES GROUND WATER STUDY.**

Mr. Steven Winkley from the New York Water Association is here to give an update, on the Water Protection Plan. The Plan guards the contamination of drinking water. Mr. Winkley stated he would need to update his plan from 2014 with new homes and businesses to complete his protection plan, only if the Town Board is interested in moving forward. A copy of the protection plan is on the Town's website, face book, or available at the Town Clerk's office.

Eve Ulrich-5746 East Creek. What can we do as a town to protect our private aquafer? Mr. Winkley responded that was the point where we left off previously. Supervisor Venditti mentioned at the upcoming workshop for a chairperson to steer the water committee. The Plan is on the website as well as the Town of Wales facebook page. Councilman Dan Driver asked if the new plan could change the previous findings. Mr. Winkley responded it could depending on collecting all data such as new homes or businesses.

Dori Carlone-5189 Hunters Creek-Commented that she wanted the new data to include the Dollar General and Crosby's. Also wanted to see the critical environmental areas concentrated on.

**2.S.U.P. APPLICATION RECEIVED FROM THE BROADWAY GROUP FOR PROPOSED DOLLAR GENERAL STORE ON BIG TREE RD.**

Drainage brought up by Town Engineer. Supervisor Rickey Vendetti asked if Town Engineer would bring that to the upcoming workshop. Town Engineer has completed Part II of the S.E.Q.R. Supervisor Venditti stated there was a cover letter from Town Engineer stating that there will be no or small impact in all categories of the S.E.Q.R. Supervisor Rickey Venditti asked the town board to review this. I would like to request the Town Engineer to complete Part 3 of the S.E.Q.R. for review of our next workshop meeting. Attorney Ron Bennett will prepare the special conditions for the SUP for review at the next workshop meeting also.

**3. S.U.P. APPLICATION FROM REID PETROLEUM FOR PROPOSED PROJECT TO REMODEL/EXPAND CROSBY'S STORE AT 11566 BIG TREE RD**

Supervisor Rickey Venditti discussed the status of the sup from Crosby's that they are just utilizing the space that the town approved with the original SUP. At the workshop the special conditions had been discussed no exterior display, no outside music or messages , all lighting to be shielded from neighbors along with fencing to contain litter. Request the Town Attorney to create a draft of the SUP.

**4.S.U.P. APPLICATION RECEIVED FROM 1 WAY FLOORING COVERING & RENOVATION INC TO OPERATE AT 11086 BIG TREE RD.**

Supervisor Rickey Venditti stated that they have a violation currently and he would like this SUP tabled till they remedy the violations.

**MOTION # \_\_\_\_\_** by Supervisor Rickey Venditti, second by Councilman Dan Driver to table the SUP on till the violation is remedied. **CARRIED**

**5. PROPOSED LOCAL LAW INTRO2-2019 REGARDING THE NYSDEC NATIONAL FLOOD INSURANCE PPROGRAM.**

**RESOLUTION TO ADOPT LOCAL LAW INTRO. NO. 2-2019**

WHEREAS, Local Law Intro. No. 2-2019 has been submitted to the Town Board that identifies “a Local Law for Flood Damage Prevention”, and  
WHEREAS, the Local Law amends Chapter 103 of the Codes of the Town of Wales,  
WHEREAS, Local Law would delete the present Chapter 103 of the Code of the Town of Wales and replace it with the Local Law Intro. No. 2- 2019,  
NOW, THEREFORE, be it  
RESOLVED, Local Law No. 2-2019 is hereby adopted amending Chapter 103 of the Code of the Town of Wales and shall become effective upon filing of the Local Law with the New York Secretary of State, and be it further

RESOLVED, the Town Clerk is directed to file a copy of the Local Law with the New York State Department of State and forward a copy of the Local Law to General Code Publishers for the purpose of amending the Code Book of the Town of Wales.  
**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Dan Driver approving Local Law 2-2019 Flood Damage Prevention. CARRIED

ROLL CALL VOTE	
Supervisor Venditti	Voted aye
Councilman Klinck	Voted aye
Councilman Butcher	Voted aye
Councilman Driver	Voted aye
Councilman Barry	Voted aye
Aye 5 No 0	

**NEW BUSINESS:**

**1.AMENDMENT TO REVISE THE ORDER OF CONTENT ONLY IN LOCAL LAW 1-2019 REGARDING PORTABLE TEMPORARY STORAGE UNITS.**

**RESOLUTION AUTHORIZING PUBLIC HEARING**

WHEREAS, Local Law Intro. No. 3-2019 has been re-introduced with clerical revisions only at a meeting of the Town Board held on the 9<sup>th</sup> day of April, 2019, and WHEREAS, the Local Law would amend Chapter 200 of the Zoning Code by regulating the use of portable temporary storage units. WHEREAS, Municipal Home Rule Law Section 20(5) requires a Public Hearing to be held before the Town Board with at least five (5) days notice of said Public Hearing, NOW, THEREFORE, be it RESOLVED, the Town Board of the Town of Wales does hereby approve a Public Hearing to be held on said Local Law Intro. No. 3-2019 on 14<sup>th</sup> day of May, 2019, at 12345 Big Tree Road in the Town of Wales, and be it further RESOLVED, the Town Clerk is directed to publish notice of said Public Hearing in the official newspaper of the Town of Wales, said notice being published at least five (5) days prior to the scheduled Public Hearing.

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Don Butcher Approving a Public Hearing for local law 3-2019 on May 14<sup>th</sup> CARRIED

**2. REVISE THE TOWN OF WALES FEE SCHEDULE TO INCLUDE A COST FOR PORTABLE TEMPORARY STORAGE UNIT PERMITS.**

Supervisor Rickey Venditti stated the change on the fee schedule to include portable temporary unit to be at no cost the first 30 days and one 30-day extension at a cost of \$60.00

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Don Butcher Approving the change to the fee schedule to include the portable be at no cost the first 30 days and one 30-day extension at a cost of \$60.00. CARRIED

**3. S.U.P. APPLICATION RECEIVED FOR RESTAURANT / CONCERT HALL / THEATER TO OPERATE AT 12294 BIG TREE RD.**

Supervisor Rickey Venditti said that Mr. Craig Childs did attend the workshop to discuss his SUP application for the former (general store) 12294 Big Tree Rd. The concern was for parking, currently there is only parking for about 6 or 8 parking spots on the side of the building, but with his square footage of using the first and second, the amount of parking spots needed would be around 37 parking spots. At this point the town has to deny the SUP application and have Mr. Childs discuss his options with the Building Inspector.

**4.REQUEST FROM TOWN OF WALES KIWANIS CLUB TO USE TOWN PARK FACILITIES FOR THEIR ANNUAL COMMUNITY NIGHT – OUT, TO BE HELD JUNE 26<sup>TH</sup>.**

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Dan Driver approving the use of the park on June 26<sup>th</sup> for Kiwanis annual community night-out. CARRIED

**5.REQUEST FROM TOWN OF WALES KIWANIS CLUB FOR DONATION FOR THEIR ANNUAL COMMUNITY NIGHT – OUT.**

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Don Butcher Approving the donation of \$600.00 for the community night out. CARRIED

**6.REQUEST FROM TOWN OF WALES KIWANIS CLUB TO USE TOWN PARK FACILITIES FOR THEIR ANNUAL EASTER EGG HUNT, TO BE HELD APRIL 20<sup>TH</sup> @ 11:00 AM.**

**MOTION # \_\_\_\_\_** by Councilman Don Butcher, second by Councilman Dan Driver approving the use of park for the annual Easter egg hunt. **CARRIED**

**7.TOWN ATTORNEY REQUEST FOR REIMBURSEMENT TO HIS OFFICE FOR SECRETARIAL SERVICES.**

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Don Butcher approving the secretarial services at a rate of \$40.00 per hour. **CARRIED**

**8.HIGHWAY SUPERINTENDENT REQUEST TO ATTEND ANNUAL TRAINING SCHOOL IN ITHACA, NY**

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Dan Driver approving the highway superintendent to attend annual schooling at a cost not exceed \$700.00 This is a budget item. **CARRIED**

**9.REQUEST TO APPROVE TOWN PARK PORT – A – LET CONTRACT FOR THE SUMMER**

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Donald Butcher approving Royal Flush as the lowest bid at \$105.00 per month for handicap accessible unit and \$75.00 for one regular unit.

**CARRIED**

**10.STATUS OF AUCTIONS INTERNATIONAL S.U.P. COMPLIANCE.**

The Code Enforcement officer David Bender sent a letter to Auctions International regarding him not being in compliance with his special use permit. Supervisor Rickey Venditti and Councilman Gerald Klinck will work David Bender CEO to review the permit and see what other items are not in compliance with. Councilman Don Butcher said this is very frustrating, he needs to clean up the property and comply with his SUP. Merle Sly who lives on Big Tree Road asked what violation Mr Scherrer has. Supervisor Rickey Venditti stated some of the items that the CEO David Bender reported so far, was a dust free driveway, the house in front to be remodeled, trailers to be removed and fencing around the property to be done. Today a letter was submitted to the board from Mr. Scherrer stating he is working on some of the unfinished items, and a soon as it warms up the fence will be finished and the parking lot will be taken care of. The board will continue to review the SUP along with the CEO on any items that Auctions International is not in compliance with.

**11. DISCUSS REMAINING BICENTENNIAL MERCHANDISE.**

Supervisor Rickey Venditti stated the town's bicentennial is now over and we still have merchandise left over, I would like to make a motion to discount the items.

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Donald Butcher approving to discount the items. Scarf & beanies \$5.00, baseball cap \$6.00 and the Wales Books \$10.00. **CARRIED**

**COMMUNICATIONS:**

Household Hazardous waste events will be coming soon, we have flyers on the back table and information is on the website and facebook page. – Wales Center Hotel renewed their liquor license.

Letter from resident asking about library box to be installed. If anyone is interested talk to Mike in the Highway Supervisor Rickey Venditti attending a two hour Affirmative Action training.

Attorney Ron Bennett said at the Town of Aurora's Board Meeting they had a request to do a traffic study for the intersection of Reiter and Big Tree Rd, and because it's also in the Town of Wales. Attorney Ron Bennett asked if the town would agree to a request a State Traffic Study.

**MOTION# \_\_\_\_\_** by Councilman Don Butcher and second by Councilman Dan Driver approving, the request from the Town of Aurora for a State Traffic Study at the intersection of Reiter Road and Big Treed Road.

**CARRIED**

**REPORTS OF DEPARTMENT HEADS:**

Bldg. Inspector: Rec'd & filed Highway Dept.: Rec'd & filed Town Clerk: Rec'd & filed

**REPRESENTATIVES OF COMMUNITY ORGANIZATIONS:**

South Wales Fire Co Pancake breakfast was sold out. Wales Center Fire Co Chicken BBQ is April 29 starting at 11:00am till sold out. Also The Southwestern Fireman's Convention in Wales Aug 2-4. The Supervisor asked Attorney Ron Bennett if the town needed to do something, because they will be using the town park and also parade along Big Tree Rd. Ron Bennett relied he would look into it.

**SECOND INVITATION FOR PUBLIC COMMENTS:** none

**VIEW AND ACTION ON TOWN CLERK'S REPORT:**

**MOTION # \_\_\_\_\_** by Councilman Donald Butcher, second by Councilman Dan Driver approving the Town Clerk's monthly report for March 2019 as presented. **CARRIED**

**MOTION # \_\_\_\_\_** by Councilman Donald Butcher, second by Councilman Gerald Klinck approving payment of the 2019 General Abstract # 003, voucher #091-125 total amount 50,723.37. **CARRIED**

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Kyle Barry approving payment of the 2019 Highway Abstract # 003, voucher #032-046 total amount \$32,640.48 **CARRIED**

**ADJOURNMENT:**

**MOTION # \_\_\_\_\_** by Councilman Gerald Klinck, second by Councilman Don Butcher made and seconded to adjourn the meeting at 8:27pm **CARRIED**

IN MEMORY OF: Pamela Reed

Respectfully submitted, Town Clerk Mindy Eaton