

*The Town of Orleans Board Meeting
June 10, 2021*

The Town of Orleans Town Board Held a regular scheduled board meeting on June 10, 2021 at 7:00PM at the municipal building in LaFargeville.

Members Present: Kevin Rarick, Peter Wilson, Mary Ford-Waterman, Gwen Kirkby, and Thomas Johnston

Others Present: Tammy Donnelly, Jim Burrows, Pam McDowell, Rob Company, Gerry & Jim Giambra, Matt Duffany, Mike & Emmy Baker, and D. Wilson.

Supervisor Rarick called the meeting to order at 7:20PM

1. Minutes- A motion was made by Peter Wilson and seconded by Gwen Kirkby to accept May 2021 minutes as read.

*Kevin Rarick, Aye
Mary Ford- Waterman, Aye
Peter Wilson, Aye
Thomas Johnston, Aye
Gwen Kirkby, Aye All in favor motion carried*

2. Summer Rec – Discussion was held. Town board agreed to postpone summer rec until next year.

3. Public Hearing for proposed local law unsafe building & structures- Public Hearing reopened at 7:25pm. Jim Burrows spoke and explained proposed local law to public.

Mike Baker of Collins Landing submitted photos to town board of buildings on rte. 12 that are in of repair or torn down.

Councilman Johnston wanted to go on record that he does support this law, but does not want to be the 1st town to tackle.

A motion was made by Peter Wilson and seconded by Thomas Johnston to close public hearing.

*Kevin Rarick, Aye
Mary Ford- Waterman, Aye
Peter Wilson, Aye
Thomas Johnston, Aye
Gwen Kirkby, Aye All in favor motion carried*

Public Hearing closed at 8:00PM

Environmental Seeker was reviewed and completed. Supervisor Rarick Signed.

Negative Declaration for unsafe building & structure law –

**Town of Orleans
PO Box 103
LaFargeville, New York 13656**

"This institution is an equal opportunity provider and employer"

Supervisor
Kevin Rarick 658-4411
Town Clerk
Tammy Donnelly 658-9950
**Highway
Superintendent**
Robert Black 658-9920
Town Assessor
Dale Raymo 658-4309

Zoning Officer
Lee Shimel 658-2057

Town Council
Gwen Kirkby
Peter Wilson
Mary Ford Waterman
Thomas Johnston

RESOLUTION #13 of 2021

**NEGATIVE DECLARATION FOR SEQR (Long Form)
FOR UNSAFE BUILDING and STRUCTURE LAW**

WHEREAS, the Town Board of the Town of Orleans, New York has considered the adoption of Legislation in the Town of Orleans in connection with Unsafe Buildings and Structures; and

WHEREAS, the Town Board of the Town of Orleans has reviewed an Environmental Assessment Form for the purpose of assisting the Town Board in making a determination of significance in respect to the Legislation; of whether the enactment of the Legislation would have a significant adverse impact on the environment; and

WHEREAS, the Town has reviewed the criteria for determining significance of an action that is set forth at 6 NYCRR 617.7(c); and

WHEREAS, having considered the action, consisting of the adoption of the Legislation and the potential environmental impacts associated with such action, the Town Board has determined to proceed.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Orleans finds that the proposed action of adopting the legislation is subject to SEQR; and

BE IT FURTHER RESOLVED, that the action constitutes an unlisted action under SEQR 617.2(a); and

BE IT FURTHER RESOLVED, that the Town Board is the agency with jurisdiction by law to fund, approve, or directly undertake this action, and therefore, a coordinated review of the action under SEQR is neither required nor necessary.

BE IT FURTHER RESOLVED, by the Town Board of the Town of Orleans, New York:

1. Based upon the examination and consideration of the Long Environmental Assessment Form and comparison of the proposed action and criteria set forth at 617.7, no significant impact on the environment is known by the adoption of the proposed legislation.

2. The Supervisor for the Town of Orleans is authorized to execute the Long Environmental Assessment Form to the effect that the Town Board is issuing a "negative declaration" under SEQR.

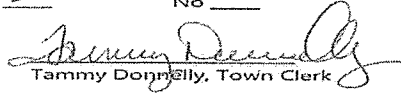
3. A complete copy of the EAF including its negative declaration shall be maintained in the Town Clerk's office in a file that will be readily accessible to the Public. All subsequent notices regarding the undertaking of the project as set forth in this Resolution shall state that a negative declaration has been issued.

4. This Resolution shall take effect immediately.

The foregoing Resolution was offered by Board Member, Gwen Kirkby, and seconded by Board Member, Mary Ford Waterman and upon roll call vote of the Board was duly adopted as follows:

Supervisor Kevin Rarick	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Thomas Johnston, Jr.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Gwendolyn Kirkby	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Peter Wilson	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Mary Ford-Waterman	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Dated: June 6, 2021


Tammy Donnelly, Town Clerk

Town of Orleans
PO Box 103
LaFargeville, New York 13656
"This institution is an equal opportunity provider and employer"

Supervisor
Kevin Rarick 658-4411
Town Clerk
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Robert Black 658-9920
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Dale Raymo 658-4309

Zoning Officer
Lee Shime1 658-2057

Town Council
Gwen Kirkby
Peter Wilson
Mary Ford Waterman
Thomas Johnston

ENACT LOCAL LAW REGARDING
Unsafe Buildings and Structures Law

WHEREAS, the Town Board for the Town of Orleans, New York is interested in enacting a Local Law that will address Unsafe Buildings and Structures within the Town; and

WHEREAS, the Town Board has reviewed the proposed legislation that will repeal and replace any of the Town's current Local Laws, ordinances, rules, or regulations (if any) that address the same.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Orleans, New York as follows:

1. The forgoing recitation is incorporated herein and made a part hereof as if set forth herein.
2. The Town Board hereby enacts the Local Law for Unsafe Buildings and Structures as being in the best interests of the Town of Orleans.
3. The Supervisor for the Town of Orleans, and the Town Clerk, their respective agents and employees are hereby authorized to sign all documents and take all steps necessary to enact this legislation.
4. This Legislation shall be filed with the New York State Department of State and shall become effective thereafter.

RESOLUTION --LL -UnsafeBuildingStructures

5. This Resolution shall take effect immediately. The foregoing Resolution was offered by Board Member, Tom Johnston, and seconded by Board Member, Gwen Kirkby, and upon roll call vote of the Board was duly adopted as follows:

Supervisor Kevin Rarick	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Thomas Johnston, Jr.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Gwendolyn Kirkby	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Peter Wilson	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Mary Ford-Waterman	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Dated: June 6, 2021


Tammy Donnelly, Town Clerk

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one.)

of Orleans

Local Law No. 2 of the year 2021

A local law Unsafe Buildings and Structures
(Insert title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Orleans

as follows:

See Attached

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2021 of the ~~(County)~~(City)(Town)(Village) of Orleans _____ was duly passed by the Town Board _____ on _____ 2021, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the _____ (Elective Chief Executive Officer*) and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ (Name of Legislative Body) on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ (Elective Chief Executive Officer*) on _____ 20____.

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)


I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ (Name of Legislative Body) on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ (Elective Chief Executive Officer*) on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20 _____, became operative.

5. (County local law concerning adoption of Charter.)
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20 _____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)
I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ above.


Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 6/10/21

(Seal)



4. Public Hearing to amend solar energy law-

Public hearing opened at 8:20PM

Jim Burrows spoke regarding proposed solar energy law. Discussion was held.

A motion was made by Gwen Kirkby and seconded by Thomas Johnston to close public hearing.

Kevin Rarick, Aye

Mary Ford- Waterman, Aye

Peter Wilson, Aye

Thomas Johnston, Aye

Gwen Kirkby, Aye All in favor motion carried

Public Hearing closed at 9:05PM

5. Resolution to consider an increase in the maximum cost for the TI Park Sewer Dist. – Resolution #14 see below

Res # 14

At a regular meeting of the Town Board of the Town of Orleans, in the County of Jefferson, New York, held at the Town Hall, 20558 Sunrise Avenue, LaFargeville, New York 13656 at 7:00 pm on June 10, 2021.

PRESENT: Councilman Wilson y
Councilwoman Ford-Waterman y
Councilman Johnston y
Councilwoman Kirkby
Supervisor Rarick

ABSENT: None

The following resolution was offered by Tom Johnston, who moved its adoption, seconded by Supervisor Rarick, to-wit:

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF ORLEANS,
JEFFERSON COUNTY, NEW YORK (THE "TOWN") AUTHORIZING A
PUBLIC HEARING UNDER TOWN LAW SECTION 202-B TO CONSIDER
AN INCREASE IN THE MAXIMUM AUTHORIZED COST FOR THE
INCREASE AND IMPROVEMENT OF SEWER FACILITIES IN THE
THOUSAND ISLAND PARK SEWER DISTRICT**

WHEREAS, pursuant to a resolution dated August 15, 2013, this Town Board approved, in accordance with Section 202-b of the Town Law, certain improvements for the rehabilitation of the existing collections system and improvements to the Wastewater Treatment Plant of the Thousand Island Park Sewer District, at a maximum estimated cost of \$2,500,000, all as is more particularly described in the Map, Plan and Report prepared at the direction of the Town Board by the engineers hired for such purpose (the "Original Project") and authorized the issuance of Town bonds in said amount to finance such improvements; and

WHEREAS, by letter dated December 23, 2019 the New York State Environmental Facilities Corporation informed the Supervisor that the Town has been awarded a grant for the Original Project in an amount not to exceed \$625,000; and

WHEREAS, as set forth in a Project Update and Engineering Report Amendment dated May 27, 2021, prepared by St Lawrence Engineering DPC, the Town Board intends to expand the scope of the Original Project to include additional improvements to the sewer collection system and additional improvements to the Wastewater Treatment Plant, which will result in an increase in the overall maximum estimated cost of undertaking the facilities and improvements included in the Project from \$2,500,000 to \$3,125,000; and

WHEREAS, the Town Board now intends to conduct a public hearing in accordance with Section 202-b of the Town Law with respect to such proposed increase in the maximum estimated cost of the Project.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town hereby calls for a public hearing to be held at the public meeting of the Town Board to be held on July 3, 2021 at 7:00 p.m. at the Town of Orleans Town Hall, 20558 Sunrise Avenue, LaFargeville, New York 13656, to consider such increase in the maximum estimated cost of the Project from \$2,500,000 to \$3,125,000 and to hear all persons interested in the subject thereof; and it is

FURTHER RESOLVED, that the Town Clerk is hereby directed to cause notice of such public hearing in the form attached hereto to be published and posted in the manner prescribed by law.

This resolution shall take effect immediately.

The following vote was taken and recorded in the public or open session of said meeting:

Supervisor Rarick	VOTING	YES
Councilman Wilson	VOTING	YES
Councilwoman Ford-Waterman	VOTING	YES
Councilman Johnston	VOTING	YES
Councilwoman Kirkby	VOTING	YES

Dated: June 10, 2021

Jammy Decully 6/10/21

STATE OF NEW YORK)
COUNTY OF JEFFERSON) S.S.:

I, the undersigned Town Clerk of the Town of Orleans, Jefferson County (the "Town"), New York, DO HEREBY CERTIFY as follows:

1. I am the duly qualified and acting Town Clerk of the Town and the custodian of the records of the Town, including the minutes of the proceedings of the Town Board of the Town of Orleans (the "Town Board"), and am duly authorized to execute this certificate.

2. A regular meeting of the Town Board of the Town was held on June 10, 2021, and attached hereto is a true and correct copy of a resolution duly adopted at such meeting and entitled:

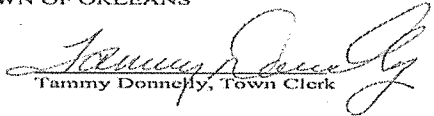
RESOLUTION OF THE TOWN BOARD OF THE TOWN OF ORLEANS, JEFFERSON COUNTY, NEW YORK (THE "TOWN") AUTHORIZING A PUBLIC HEARING UNDER TOWN LAW SECTION 202-B TO CONSIDER AN INCREASE IN THE MAXIMUM AUTHORIZED COST FOR THE INCREASE AND IMPROVEMENT OF SEWER FACILITIES IN THE THOUSAND ISLAND PARK SEWER DISTRICT

3. That said meeting was duly convened and held and that said resolution was duly adopted in all respects in accordance with the law and regulations of the Town. To the extent required by law or said regulations, due and proper notice of said meeting was given, and that all members of said Board had due notice of said Meeting and voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under the law, said regulations, or otherwise, incident to said meeting and the adoption of the resolution, including the publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

4. The seal appearing below constitutes the official seal of the Town and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Orleans this 10th day of June, 2021.

TOWN OF ORLEANS

By: 
Tammy Donnelly, Town Clerk

[SEAL]

Certification Page

6. Zoning- Lee Shimel update – Lee gave board update.

7. Assessor Dale Raymo update- Dale gave board update

8. Rob Campany update – Rob gave update on TI Park project, Rob has estimate and suggestions for library updates he will send them to Stacey and town board by Monday.

Fishers landing sewer plant – Koester’s Rep. was here and went over things with the guys.

9. Bills were audited in the amount of \$447,364.76

10. Town Clerk report reviewed

A motion to go into executive session was made by Thomas Johnston and seconded by Peter Wilson.

Kevin Rarick, Aye

*Mary Ford- Waterman, Aye
Peter Wilson, Aye
Thomas Johnston, Aye
Gwen Kirkby, Aye All in favor motion carried
Entered into executive session as 9:30pm
Exited executive session at 10:00pm*

A motion to adjourn meeting was made by Peter Wilson and seconded by Thomas Johnston

*Kevin Rarick, Aye
Mary Ford- Waterman, Aye
Peter Wilson, Aye
Thomas Johnston, Aye
Gwen Kirkby, Aye All in favor motion carried*

Meeting adjourned at 10:05pm

*Respectfully submitted
Tammy Donnelly
Town Clerk*