

**Mexico Town Board
Minutes of the Regular Meeting
Held December 13, 2021 at the McAuslan Hall
Commencing at 7:00 P.M.**

Present: Eric Behling, Supervisor
Larry Barber, Councilor
Judy Greenway, Councilor
Russell Partrick, Councilor
Cindy Robert, Councilor
Graham Seiter, Town Attorney
Elizabeth Dishaw, Town Clerk
Nicole Wild, Deputy Town Clerk
Richard Diehl, Park Manager
Ned Waterbury, ZBA Chairperson
Nancy Weber, Planning Board Chairman
Ron Marsden, Zoning Officer
Russell Marsden, Highway Superintendent
Diane Chepko-Sade, President of Friends of Mexico Point Park
Ian Yerdon, Engineer
Tanner DeWolf, Engineer

Absent: Carrie Bond, Mexico Point Park Caretaker
Terry Grimshaw, Water Commissioner
Jack Spriggs, Dog Control

And 2 in the audience

Supervisor Behling opened the regular Town Board meeting at 7:06 with the Pledge of Allegiance.

Resolution 2021- 89 Approve November Minutes

A motion was made by Councilor Partrick and seconded by Councilor Robert to approve the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, and Robert, and 0 nays.

Resolved the Mexico Town Board approves the minutes from the November 8, 2021 town board meeting.

Communications:

- a) DOT- Shared Services Agreement
- b) Oswego County Shared Services and ARPA
- c) David Turner- Letter regarding ARPA
- d) NYMIR Recommendations
- e) Jim Hotchkiss Letter
- f) Association of Towns Training Opportunities

Public Comment and Concerns:

There were no public comments.

Reports:

Town Clerk/Water Clerk - A motion was made by Councilor Robert and seconded by Supervisor Behling to accept the November town clerk/water clerk reports as presented. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Dog Control Officer- A motion was made by Councilor Greenway and seconded by Councilor Partrick to accept the November dog control report as presented. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Zoning Officer / Building Inspector –A motion was made by Councilor Partrick and seconded by Councilor Robert to approve the report as presented. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Highway Superintendent – Marsden said he expects to receive fire system quotes as per the NYMIR recommendation next month.

A motion was made by Councilor Robert and seconded by Councilor Greenway to approve the report as presented. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Community Park – Diehl said he has a lead on fencing for the bleachers as per the NYMIR recommendation.

A motion was made by Councilor Greenway and seconded by Supervisor Behling to approve the report as presented. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Mexico Point Park – Chepko-Sade said she has finished the grant proposal for the accessible waterfront trail and gave the board members a copy of the budget sheet. Chepko-Sade requested \$2,000 from the park's operational budget and a letter specifying the availability of funds. Councilor Partrick shared that the street light at the park has been fixed and is very bright. Supervisor Behling shared a message from Bond that the caretaker cottage furnace was fixed and is now working; parts of the split rail fence will be replaced; Suburban Propane will be replacing the old propane tank.

A motion was made by Councilor Greenway and second by Councilor Robert to approve the report as presented. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Planning – Weber shared the status of a sawmill site plan approval and the RIC solar project. Weber said the Planning Board is reviewing the property for the solar project and interfacing with Oswego County Soil & Water for assistance with map reviews, interpretations, and discussions with RIC at Planning Board meetings. Weber said the charges are paid by the applicant. Weber said the County Planning Board has concerns about water. Seiter said he would contact RIC to notify them of the Planning Board meeting on January 5, 2021.

A motion was made by Councilor Partrick and second by Councilor Robert to approve the report as presented. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Zoning – Waterbury said the ZBA has approved two special permits for sawmills, deemed 3 applications incomplete, and tabled one application.

A motion was made by Councilor Greenway and second by Supervisor Behling to approve the report as presented. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Water Commissioner – Supervisor Behling read the water report. The village has finished flushing all the town's hydrants and two major leaks have been fixed.

A motion was made by Councilor Robert and seconded by Councilor Greenway to accept the report as presented. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Supervisor – A motion was made by Councilor Greenway and seconded by Councilor Partrick to approve the November supervisor's reports as presented. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolution 2021-90 Payrolls

A motion was made by Councilor Robert and seconded by Supervisor Behling to approve the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board approves the November payroll.

Resolution 2021-91 Appoint Deputy Supervisor

A motion was made by Councilor Barber and seconded by Supervisor Behling to approve the following resolution. The motion was adopted by a vote of 4 ayes Behling, Barber, Greenway, Robert, 0 nays, and 1 abstain Partrick.

Resolved the Mexico Town Board approves Russell Partrick as the Deputy Supervisor.

Assistant Park Manager

A motion was made by Councilor Partrick and seconded by Councilor Barber to table the appointment of Patty Diehl as Assistant Park Manager until the board receives a copy of her letter of interest and exact salary. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Community Park Surveillance Cameras Update

Diehl shared the quote he received from Syracuse Advanced Security Systems for a surveillance system for the Community Park. Diehl said remote access to a live feed could be added to the system. Councilor Greenway asked Diehl to try to obtain a second quote from another company. Diehl said he would try.

A motion was made by Councilor Greenway and seconded by Supervisor Behling to table the matter until the year-end meeting later in the month. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolution 2021-92 FEMA Revised Flood Insurance Plan

A motion was made by Councilor Greenway and seconded by Councilor Robert to accept the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board accepts the FEMA revised flood insurance plan.

Resolution 2021-93 Comptroller's Application WSA #6

A motion was made by Councilor Partrick and seconded by Councilor Barber to approve the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board approves the Comptroller's Application for water service area number six.

Resolution 2021-94 IMA for WSA #6

A motion was made by Councilor Greenway and seconded by Councilor Robert to approve the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board approves the Intermunicipal Agreement between the Village of Mexico and Town of Mexico for water service area number six.

Resolution 2021-95 Amended Legal Services Agreement

A motion was made by Supervisor Behling and seconded by Councilor Partrick to approve the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board approves the Amended Legal Services Agreement between Seiter Law and The Town of Mexico for water service area #6.

Resolution 2021-96 Community Park Upgrades

A motion was made by Councilor Partrick and seconded by Councilor Barber to approve the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

RESOLUTION DETERMINING THAT THE PROPOSED TOWN OF MEXICO COMMUNITY PARK DRAINAGE & UPGRADES WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT

WHEREAS, the Town Board of the Town of Mexico is considering a proposal to construct the new water system known as the Town of Mexico Community Park Drainage & Upgrades Project; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law and the regulations contained in 6 NYCRR Part 617 adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, hereafter SEQRA, the Town Board must determine whether such proposal may have a "significant effect on the environment" and therefore require the preparation of an environmental impact statement; and

WHEREAS, to aid the Town Board in determining whether the proposal may have a significant impact upon the environment, a short environmental assessment form (SEAF) has been prepared, a copy of which was presented and circulated at the Town Board's October 11, 2021 meeting; and

WHEREAS, pursuant to Part 617, the Town Board has examined the EAF in order to make a determination as to the potential environmental significance of the proposal; and

WHEREAS, the New York State Department of Environmental Conservation (hereafter "NYSDEC") and the New York State Department of Health (hereafter "NYSDOH") and the Town of Mexico are the involved agencies as that term is defined in 6 (A2) NYCRR Section 617.2(t); and

WHEREAS, no further review is required under SEQRA;

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Mexico as follows:

1. Based on its examination of the EAF, the criteria set forth in Sections 617.11 and 617.6 of the regulations, and such further investigation as the Town Board has deemed appropriate, no potential significant adverse impacts are known;
2. Consent to proceed with the project will not cause a significant impact on the environment, and the Town Board will not require the preparation of an environmental impact statement;

3. A negative declaration is to be prepared; and
4. The Town Clerk of the Town of Mexico is hereby directed to cause to be filed and circulated the negative declaration in accordance with the requirements of SEQRA, a copy of the negative declaration shall be maintained in the Office of the Town Clerk in a file that will be readily accessible to the public, and the clerk shall mail copies, return receipt requested, to:

Office of the Commissioner
Department of Environmental Conservation
625 Broadway
Albany NY 12233

and, Environmental Notice Bulletin
NYSDEC – Att: Jack Nasca
625 Broadway, 4th Floor
Albany NY 12233-1750

and, NYSDOH
Bureau of Public Water Supply Protection
Division of Environmental Protection
Corning Tower
Empire State Plaza, Room 1142
Albany, NY 12237

5. All subsequent notices concerning this project shall state that a negative declaration pursuant to SEQRA has been issued.

Resolution 2021-97 Authorize Clerk to the Supervisor to Transfer Funds

A motion was made by Councilor Barber and seconded by Supervisor Behling to approve the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved, that the Town Board of the Town of Mexico hereby authorizes the Clerk to the Supervisor to transfer money with the approval of the Town Supervisor.

Resolution 2021-98 Schedule Public Hearing for Local Law 1 of 2022 Temporary Sawmill Moratorium

A motion was made by Councilor Barber and seconded by Supervisor Behling to accept the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board schedules a public hearing for January 10, 2022 at 7:00pm at McAuslan Hall, 3245 Main Street, Mexico, NY for Local Law 1 of 2022 Temporary Sawmill Moratorium.

Zoning Law Update

Councilor Partrick asked if the Zoning Board of Appeals and Planning Board would review the zoning law as it pertains to primary and accessory use buildings and report back to the Town Board at the regular January board meeting. Waterbury and Weber agreed.

Water Service Area Update

Yerdon said the list for spare parts for WSA #5 has been submitted and he is waiting on approval from Rural Development. Yerdon said the aerial survey for WSA #6 took place today.

Resolution 2021-99 – Poor House Cemetery Maintenance

A motion was made by Councilor Greenway and seconded by Councilor Partrick to accept the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board hereby authorizes the Town of Mexico Highway Department to maintain the grounds of the Poor House Cemetery located on CiTi BOCES property.

Resolution 2021-100 Schedule Year-End Meeting

A motion was made by Councilor Greenway and seconded by Councilor Robert to accept the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board schedules the end-of-year board meeting for Monday, December 27, 2021 at 6:00 p.m. at McAuslan Hall, 3245 Main Street, Mexico, NY.

Resolution 2021-101 Local Law 2 of 2021

A motion was made by Councilor Greenway and seconded by Councilor Robert to accept the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board approves Local Law 2 of 2021, rescinding Local Law 1 of 2021, a local law adopted pursuant to Cannabis Law Section 131 opting out of licensing and establishing retail cannabis dispensaries and/or on-site cannabis consumption establishments within the Town of Mexico.

Resolution 2021-102 Local Law 3 of 2021 Cannabis Opt Out

A motion was made by Councilor Partrick and seconded by Councilor Robert to accept the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board approves Local Law 3 of 2021, a local law adopted pursuant to Cannabis Law Section 131 opting out of licensing and establishing retail cannabis dispensaries and/or on-site cannabis consumption establishments within the Town of Mexico.

Other Business

Laptop Request

Dishaw requested to purchase a laptop computer with 2021 equipment budgetary funds.

Resolution 2021-103 Approval of Budgeted Funds

A motion was made by Councilor Greenway and seconded by Councilor Robert to accept the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Resolved the Mexico Town Board hereby authorizes the town clerk to purchase a laptop with budgetary funds not to exceed \$1,300.

Resolution 2021- 104 Audit Claims

A motion was made by Councilor Barber and seconded by Councilor Partrick to approve the following resolution. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert, and 0 nays.

Resolved that the bills for Abstract 12 have been reviewed by the Town Board and are authorized for payment in the following amounts:

General A Fund	voucher # 269 to 293	\$	38,865.51
General B Fund	voucher # 80 to 86	\$	10,729.99
Highway Fund	voucher # 247 to 268	\$	131,322.12
Water	voucher # 18	\$	30,943.28
Special Districts	voucher # 18 to 19	\$	2,665.95

A motion was made by Councilor Greenway and seconded by Supervisor Behling to recess at 8:20 pm. The motion was adopted by a vote of 5 ayes Behling, Barber, Greenway, Partrick, Robert and 0 nays.

Respectfully submitted,

Nicole Wild
Deputy Town Clerk