

TOWN OF SCHUYLER FALLS
TOWN BOARD
REGULAR MEETING AUGUST 25, 2020

Supervisor Randall called the Regular Meeting of the Town of Schuyler Falls Town Board to order at 6:00 p.m.

<u>MEMBER</u>	<u>Present</u>	<u>Absent</u>
Howard Newton	X	
Martin Perrotte		X
Vernon Bruno	X	
Reginald Facteau	X	
Kevin Randall	X	
Donna Hamel	X	
Michael McCormick	X	

PUBLIC RECOGNITION Mary Sorrell, Sherm Hamel, Richard Dabrowski, Rickey White, Richard Donah, Larry & Ann Whalen, Heather Nadeau

All Board Members were provided with a copy of the Minutes of the Regular Meeting that was held on July 28, 2020. **Mr. Bruno made a motion to approve and accept the Minutes as presented; Seconded by Mr. Newton.**
AYES: Mr. Newton, Mr. Bruno, Mr. Facteau, Mr. Randall
ABSENT: Mr. Perrotte

All Board Members were provided with a copy of the Minutes of the Public Hearing that was held on July 28, 2020. **Mr. Newton made a motion to approve and accept the Minutes as presented; Seconded by Mr. Bruno.**
AYES: Mr. Newton, Mr. Bruno, Mr. Facteau, Mr. Randall
ABSENT: Mr. Perrotte

COMMUNICATIONS 1. Received a list of free virtual training webinars offered by the Association of Towns to AOT members.

2. Received notification that schools are permitted to open across the state.

3. Received notification of new channel line-ups from Spectrum.

4. Received an e-mail from a concerned citizen on a safety hazard on the corner of Staley Road and Soper Street. Mr. Randall updated the Board members saying that Mr. Snider will be moving the stop sign so it will be more visible. Other options are being explored to correct the problem.

5. Received from Barb Benkwitt a notification that there will be a zoom presentation on August 26th at 4 p.m. regarding the 100th anniversary of the 19th amendment that voting could not be denied on the basis of sex. If interested, contact Barb for the zoom information.

6. Received updated information on State grant monies to be available.

MONTHLY REPORTS Town Clerk, Supervisor, Codes Officer, Woods Mills Water, Macey Lane Water, Morrisonville Water, Historian, Dog Control

Mr. Randall made a motion to file the reports; Seconded by Mr. Facteau.

AYES: Mr. Newton, Mr. Facteau, Mr. Randall, Mr. Bruno

ABSENT: Mr. Perrotte

RECEIPTS Town Clerk/\$1,376.00, Morrisonville Water/\$2,488.07, Woods Mills Water/\$660.78, Macey Lane Water/285.59 Judge Van Nortwick/\$1,274.00 Judge Barber/\$3,759.00, Earth Waste-Scrap Metal/\$91.00, NYSEG-Refund on Electric/\$9,106.20

Mr. Newton made a motion to file the receipts; Seconded by Mr. Bruno.

AYES: Mr. Newton, Mr. Facteau, Mr. Bruno, Mr. Randall

ABSENT: Mr. Perrotte

Mr. Newton made a motion to file the minutes of the Planning Board that was held on July 7, 2020. This motion was seconded by Mr. Facteau and was Unanimously Approved.

DEPARTMENT REPORTS **Councilman/** Mr. Facteau brought up a situation on Sand Road and Kent Falls Road that might possibly be an EPA situation. Mr. Randall thought that Mr. Potiker, County Legislator, would be present at the meeting to give an explanation on the matter as it is a County issue and is being pursued by that entity. He said that the County should be given an opportunity to do whatever they have to do before comments are made.

Mr. Facteau told the Board members that Liz Tedford offered to do an income survey on the four residence on Rickson Avenue to try to help them get added on to the Morrisonville Water District. He said that he was approached by two of the residents on that street regarding their water. Mr. Randall said that he realizes that there are some valid concerns but as far as adding them into the Morrisonville Water District, there would be a lot of angles to work out. He mentioned that because a grant is already being pursued for the Morrisonville Water District as it stands, and on the advice of the LaBerge Group, there should not be any substantial changes made at this point. He added he liked Mr. Facteau's idea of possibly looking into a mini grant for Rickson Avenue. Mr. Newton asked Mr. McCormick if it would be possible for the residents to form a Rickson Avenue Water District. Mr. McCormick said that the problem would be the cost involved to form a district as there are only four residents on that street to divide the cost. Mr. Randall thought that a few years ago, the cost to push the line across the road was around \$3,000; then there would be the cost of installing the water line down the road. Mr. Facteau said that the gentleman at the end of the road who has a drilled well is close to the superfund clean-up site. He was told by that resident that his water sample was not good. It was decided that Mr. Facteau would stop to get a copy of the water sample that was done at that residence. After

some discussion about possibly the Town doing a water sample at that residence, it was said that the Town could not obtain and test a sample of that water as it is a private well.

Macey Lane water concerns were addressed. Mr. Randall did get some information from the Town of Plattsburgh's water department that was asked of him at the last meeting. He said that one of the problems with the water lines is that there is a mix of 4,6, and 8-inch lines throughout the properties. Mr. Randall did get a suggestion regarding installing a stage pump with check valves in between. This would hopefully rectify the water pressure problems that some residents appear to be having. He said that he spoke with Greg Timmons from the Town of Peru who was the water mechanic. It was said that seemed to rectify the water pressure problem that they were having. Mr. Timmons will look into getting the engineering plans on what was done. This might save some money for the residents as long as the Health Department would be okay with this approach.

Mr. Dabrowski said that the Town of Plattsburgh was still not testing at the end of the line where it should be tested. Mr. Randall said that he was told that they are testing at the last hydrant. Mr. Randall said that regarding the daily water samples taken; this was mandated by the Health Department.

RESOLUTIONS

RESOLUTION #20-62

MOTION BY: Mr. Newton

RESOLVED, that the Retention and Disposition Schedule for New York Local Government Records (LGS-1) issued pursuant to Article 57_A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein, and it is further

RESOLVED, that in accordance with Article 57-A:

- (A) Only those records will be disposed of that are described in Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein;**
- (B) Only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.**

SECONDED BY: Mr. Fecteau

AYES: Mr. Newton, Mr. Bruno, Mr. Fecteau, Mr. Randall

ABSENT: Mr. Perrotte

RESOLUTION #20-63

MOTION BY: Mr. Newton

RESOLVED, that the Town of Schuyler Falls Town Board authorizes the Supervisor to sign the three -year Cyclical Aid Agreement Contract with Clinton County Real Property Office.

SECONDED BY: Mr. Randall

DISCUSSION: Three-year contract beginning January 1, 2021 through December 31, 2023. (ATTACHED)

AYES: Mr. Newton, Mr. Bruno, Mr. Fecteau, Mr. Randall

ABSENT: Mr. Perrotte

RESOLUTION #20-64

MOTION BY: Mr. Bruno

RESOLVED, that the Regular Town Board Meeting scheduled for Tuesday, September 22, 2020 be rescheduled for Tuesday, September 29, 2020 at 6:00 p.m.

SECONDED BY: Mr. Fecteau

DISCUSSION: Allow more time for the tentative budget to be completed

AYES: Mr. Newton, Mr. Bruno, Mr. Fecteau, Mr. Randall

ABSENT: Mr. Perrotte

RESOLUTION #20-65

MOTION BY: Mr. Fecteau

RESOLVED, that the Town Board of the Town of Schuyler Falls authorizes the hiring of Tedford Consulting to provide consultation services for the purpose of conducting an income survey of the Morrisonville Water District for an estimated cost of \$3,792. (See proposal breakdown)

SECONDED BY: Mr. Newton

AYES: Mr. Newton, Mr. Bruno, Mr. Fecteau, Mr. Randall

ABSENT: Mr. Perrotte

RESOLUTION #20-66

MOTION BY: Newton

The Town of Schuyler Falls Town Board adopts the following rules and regulations for the Town Board Meetings

Meeting Rules for the Town of Schuyler Falls **"Public Addresses" and "Public Forum" Ground Rules**

A: Sign in on sign-up attendance sheet.

B: Only speak if you "Have the Floor" (At Addressee or Public Forum) and by invitation of the Town Board or committee. Please stand in an area in front of the Board, this will allow the board to see and interact with you.

C: Clearly Identify yourself by name and address.

D: Address ALL comments to the Board (NOT other members of the public). Please face the Board, not the audience. For it is the Board that you are giving public notice to, for answers or possible action.

E: Speak slowly, clearly and loudly enough to be heard by all. This will allow the Board to hear your address or question(s) so they may answer or take possible action. (This also helps to accurately record Meeting Minutes).

F: One person is to speak at a time. Avoid/limit interruptions (including Board members). Be courteous; “NO Side discussions”. This interferes with the communication of the speaker, is a distraction to the Board and the person that has the floor.

G: If addressing an applicant/issue, comment about the applicant/issue. Do NOT address unrelated issues and applicant(s) please stay on topic.

H: Time limit on comments: 6 or less people - 5 minutes each; 7 or more people - 3 minutes each. We encourage, if multiple people are at a meeting for the same comment or question, please pick one or two members to present the issue. This will allow us to hear and possibly take action in the timeliest manner.

I: Limit of 1 time any one person may speak at each meeting or committee (Unless a majority of the board by affirmative vote) agree to allow additional time). If granted, Time Limit for second address is 2 minutes.

J: NO "donation" or aggregation of time from others will be allowed.

K: Any person that is disruptive will be asked to leave after one verbal warning. If person refuses to abide, proper authority will be contacted to assist. This will allow the meeting to be orderly and constructive, and not allow any person to take over or be a hindrance to its good working order.

L: Set meeting closing time at start of meeting if necessary. There are times that board members may have other obligations, in fairness to them and all in attendance, an end time may be set.

Vital Roll of Supervisor/Chairman (Keep Control)

A: Run the meeting in an orderly manner.

B: To assist the above-mentioned basic ground rules have been established and are posted on back side of agenda.

C: Control the meeting and enforce compliance with established ground rules.

D: Lead by example, practice courtesy and civility, BUT adhere to the Meeting and Committee established ground rules.

E: If not Town Supervisor, Chairperson selection will be a firm and patient person, not based on seniority or popularity. (Selection process as per Association of Towns - Town Law Manual).

SECONDED BY: Mr. Bruno

DISCUSSION: Mr. Facteau stated that after hearing the concerns from several residents regarding this resolution, he will be voting no.

AYES: Mr. Newton, Mr. Bruno, Mr. Randall

NAYES: Mr. Facteau

ABSENT: Mr. Perrotte

RESOLUTION #20-67

MOTION BY: Mr. Newton

WHEREAS, the Codes Enforcement Officer has found everything in compliance with the Earth Waste Systems Inc. Junkyard, be it therefore

RESOLVED, that the Town Board approves the renewal of Earth Waste Systems, Inc. Junkyard License.

SECONDED BY: Mr. Randall

DISCUSSION: Effective Immediately through June 30, 2021.

Mr. Facteau asked if this resolution could be tabled until a water sample is taken from the residence at the end of Rickson Avenue. Mr. Randall thought that this might put them out of business for a while until the license was issued. Mr. McCormick said that this might be the case. He added that if there was a contaminate in the water, the issue started years ago. He said that if a bad water sample came back, NYSDEC might shut them down.

AYES: Mr. Newton, Mr. Bruno, Mr. Facteau, Mr. Randall

ABSENT: Mr. Perrotte

RESOLUTION #20-68

MOTION BY: Mr. Newton

WHEREAS, the Codes Enforcement Officer has found everything in compliance with the Robert Patinka Junkyard, be it therefore

RESOLVED, that the Town Board approves the renewal of Barbara Patinka's Junkyard License.

SECONDED BY: Mr. Facteau

DISCUSSION: Effective immediately through June 30, 2021

Junkyard is inactive at this time

AYES: Mr. Newton, Mr. Bruno, Mr. Facteau, Mr. Randall

ABSENT: Mr. Perrotte

CLAIMS

General Abstract for the Month of August	\$ 11,525.00
Highway Abstract for the Month of August	\$154,086.13
Morrisonville Water Abstract for the Month of August	\$7,084.84
Woods Mills Water Abstract for the Month of August	\$ 2,315.88
Macey Lane Water Abstract for the Month of August	\$ 555.74
Audit only Abstract for the Month of August	\$ 2,802.45

Vouchers for Claims (#202001000-202001113)
Vouchers for Audit Only (#202000991-202000999)

Payroll Vouchers (#202000970-202000990)

Mr. Newton made a motion to pay the claims. This motion was seconded by Mr. Bruno. Mr. Facteau stated that he would abstain to Voucher #2020001072 that was for a training he had signed up for.

AYES: Mr. Newton, Mr. Bruno, Mr. Facteau (with the exception of #2020001072), Mr. Randall

ABSENT: Mr. Perrotte

PUBLIC FORUM Heather Nadeau addressed the Board members with her concerns about outdoor wood boilers. She asked if anything had been done as she brought this subject up to the Board about eight months ago. Mr. Randall told her that this would be a new local law that would need to be written. He said that he does realize that there are problems that she is having with a neighbor's wood boiler, but the law would have to be written for the whole Town. Mr. Facteau told the Board members that the Town of Plattsburgh's local law only allows wood boilers to operate during certain months. Mr. Bruno mentioned that he knows that residents in the Town of Beekmantown use their outdoor boiler to heat their swimming pools in the summer. This issue regarding the local law will be brought up at a work session.

Heather Nadeau asked if there was any conclusion on the issue concerning Town's right of way to the sand pit on Mason Street. Mr. Randall told her that it is still in the attorney's hands. He said that the information that she provided about the previous right of way from an earlier survey that was done was forwarded to Mr. Murnane. He will be reviewing the information.

NEXT MEETING

Work Sessions (if Needed)	Tuesday	September 8, 2020	6:00 p.m.
	Monday	September 21, 2020	
Regular Meeting	Tuesday	September 29, 2020	6:00 p.m.

ADJOURNMENT Mr. Newton a motion to adjourn, which was seconded by Mr. Bruno and was **UNANIMOUSLY APPROVED.** ADJOURNMENT/7:25 p.m.

Donna Hamel/Town Clerk