

TOWN OF SCHUYLER FALLS
TOWN BOARD
REGULAR MEETING OCTOBER 24, 2017

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

Present

MEMBER

George Seymour	X
Barry White	X
Howard Newton	X
Willard Todd	X
Richard Potiker	X
Donna Hamel	X
John Rock	X
Michael McCormick	X

ATTENDEES Mary Sorrell

All Board Members were provided with a copy of the Public Hearing that was held on September 19, 2017 before this meeting.

Mr. Newton made a motion to approve and accept the Minutes of the Public Hearing as presented, Seconded by Mr. White.

AYES: Mr. Seymour, Mr. White, Mr. Newton, Mr. Todd, Mr. Potiker

All Board Members were provided with a copy of the Minutes of the Regular Meeting that was held on September 19, 2017 before this meeting.

Mr. Newton made a motion to approve and accept the Minutes of the Regular Meeting as presented, Seconded by Mr. White.

AYES: Mr. Seymour, Mr. White, Mr. Newton, Mr. Todd, Mr. Potiker

COMMUNICATIONS

1. Received a letter from NYS Department of Transportation announcing the Statewide Pedestrian Safety Action Plan to include \$40,000.00 in Federal Highway Safety funds on projects for local and county urban roads and streets. NYSDOT will host a webinar in late October or early November to answer questions about the program and the application process.

2. Received the report from KAS regarding the 2017 Groundwater and Soil monitoring report and a recommendation to close the site without meeting regulatory standards and that the soil be spread on-site where stockpiled without requiring additional treatment.

3. Received a letter from the NYS Department of Financial Services regarding vacant/abandoned properties.

4. Received information from the Department of State Local Government Services regarding an upcoming conference in Albany that will be held on November 13-14th.

5. Received from NYSDEC a copy of the Clinton County Regional Landfill Renewal

6. Received a letter from Charter Communications on some upcoming changes in their channel lineup.

7. Received from the Clinton County Personnel Department a draft job description revision for the position of Dog Control Officer –a valid Driver's license is required.

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

Mr. Todd made a motion to file the reports; Seconded by Mr. Newton.

AYES: Mr. Seymour, Mr. White, Mr. Newton, Mr. Todd, Mr. Potiker

Mr. Newton made a motion to file the Minutes of the Planning Board meeting that was held on September 5, 2017. This motion was seconded by Mr. Seymour and was Unanimously Approved.

RECEIPTS Town Clerk/\$1,581.00 Judge Cumm/\$1,455.00 Judge Van Nortwick/\$3,282.50, Macey Lane Water/\$623.78, Morrisonville Water/\$7,927.65, Woods Mills Water/\$2,115.08, NYS AIM Program/\$35,440.00, Absolute Auctions & Reality/Surplus Equipment/\$9,600.00, Casella Host Fees-3rd quarter/\$89,932.16

Mr. Seymour made a motion to file the receipts; Seconded by Mr. White.

AYES: Mr. Seymour, Mr. White, Mr. Newton, Mr. Todd, Mr. Potiker

DEPARTMENT REPORTS

Highway/ Mr. Rock told the Board members that the Highway crew has been working on the sand pile and cutting brush. When asked if Mr. Rock has heard anything regarding the Mark Road culvert from the County Highway Department, he told the Board Members that he has not heard anything to date. Mr. Rock told the Board members that he has to contact Mr. Miner, a resident who owns property on Mark Road. Mr. Mark wants the Town to move the present turnaround located on his property on that road. Mr. Rock needs to talk with Mr. Miner to see if he would be willing to give the Town an easement for a new turnaround.

Councilman/ Mr. Newton asked the Board members why the election voting was moved from the Town Hall to the Church. At the time that the Election Board was making arrangements to change the voting venue, it was stated that the Board passed a resolution and sent it to the Election Board to try to keep the voting at the Town Hall. It was said that when the Board of Election Commissioner attended the Board meeting to discuss the change, their minds were already set on changing the venue to the church. The Commissioners told the Board that there were issues in privacy for the voters and not enough space at the Town Hall. There is a fee that the Town pays the Church to use the room for voting purposes. Mr. Todd mentioned that he was told that in the near future, the site for Election Day was going to be moved to the Fire Station. After further discussion, **Mr. Newton made a motion to start the process of trying to move the venue for Election Day back to the Town Hall by sending a letter to the Board of Election. This motion was seconded by Mr. White with all in favor with the exception of Mr. Todd who voted no.**

Mr. Newton told the Board members that the Comprehensive Plan Committee is trying to set up a breakfast meeting with Public Officials at the American Legion.

Water/ Donna Hamel told the Board members that she is getting the relevy reports ready to send to the County Real Property Office. The unpaid balances on the water bills will be placed on the residents land tax bill for collection.

Town Clerk/Donna Hamel told the Board Members that included with their packet is the Preliminary Budget for 2018. There is a resolution tonight to set up a Public Hearing and a Special Meeting on the 2018 budget.

Dog Control/ A monthly report was received from the Dog Control Officer.

Codes Officer/ Mr. Potiker read the Codes Officer's report. He mentioned that the Sayward property on 22B is being cleaned up since a Court appearance.

Supervisor/ Mr. Potiker reported that he held two work sessions with the Board members. He attended a Supervisor's meeting. He and Mr. Cashman were the only Supervisors in attendance.

Mr. Potiker told the Board Members that the fencing is almost complete at the Dog Park.

He commented on the progress that is being made on the storage shed that is being built by the students from CVTECH.

Mr. Potiker told the Board members that Barb Benkwitt would like to set up this year's tree lighting for December 1st starting at 5:00 p.m. The Town of Peru's tree lighting ceremony is scheduled the same night but later in the evening. The Board members commented on what a good job she does for this celebration.

Historian/Mr. Potiker told the Board members that Barb had another meeting to attend. She did submit a monthly report

UNFINISHED BUSINESS/ Mr. Potiker told the Board members that he submitted some questions to the Association of Town's Attorney regarding the resignation of Judge Cumm. He included in his questions that Judge Van Nortwick, who holds Court on Wednesday nights is willing to hold Court on Thursday night as well to fill the vacancy of Judge Cumm until the General Election in 2018. The response that he got was not what he wanted to hear. The Town Board may not appoint a sitting town justice to fill the vacancy in the second justice position because the Town law prohibits a person from holding two elected offices at the same time even if one is an appointment to fill a vacancy in an elected office. Mr. White mentioned that Judge Van Nortwick filled a position previously to cover the vacancy left by another Judge who resigned. It was said that a call was placed to Matt Chivers from the Fourth Judicial District. This Judicial District oversees Clinton County. The opinion from the Association of Towns was e-mailed to him. He will review the opinion and see what, if anything can be done to help. After further discussion, Mr. Newton made a motion to place an ad in the Press Republican for interested candidates for the appointed position of Town Justice, to fill the position left vacant, until the next General Election in 2018. This motion was seconded by Mr. White and was unanimously approved.

RESOLUTIONS

RESOLUTION #17-72

MOTION BY: Mr. Todd

RESOLVED, that the Town Board of the Town of Schuyler Falls, pursuant to and in accordance with the provisions of Section 106 of the Town Law, approves and adopts the annexed detailed statement of estimated expenditure and revenues be and the same hereby as the Preliminary Budget for the year 2018. Such Preliminary Budget shall be filed forthwith in the office of the Town Clerk where it shall be available for public inspection, and, be it further

RESOLVED, THAT THE TOWN BOARD OF THE TOWN OF SCHUYLER FALLS WILL HOLD A PUBLIC HEARING TO HEAR COMMENTS FOR OR AGAINST THE YEAR 2018

Preliminary Budget on Thursday, November 9, 2017 at 5:00 p.m. at the Town Hall, 997 Mason Street, Morrisonville with a Special Meeting to follow for the purpose of adopting the 2018 Annual Budget, and be it further

RESOLVED, that the Town Clerk shall give notice of such public hearing in the official newspaper at least five days prior to the hearing and shall cause a copy of said notice to be posted on the bulletin board.

SECONDED BY: Mr. White

AYES: Mr. Seymour, Mr. White, Mr. Newton, Mr. Todd, Mr. Potiker

RESOLUTION #17-73

MOTION BY: Mr. Newton

RESOLVED, that the Town Board of the Town of Schuyler Falls authorizes the Town Supervisor to sign the three-year agreement, January 1, 2018 to December 31, 2020, with the Morrisonville Schuyler Falls Volunteer Ambulance Service, Inc. This agreement includes a two percent increase each year. (See Attached)

SECONDED BY: Mr. Seymour

AYES: Mr. Seymour, Mr. Newton, Mr. Todd, Mr. Potiker

ABSTAIN: Mr. White

RESOLUTION #17-74

MOTION BY: Mr. Todd

WHEREAS, the County has adopted an Assessment Administration Policy; and

WHEREAS, the policy requires a written agreement between the County and all municipalities receiving assisted assessment services whereby municipalities shall agree to pay a scaled fee of \$3.00 (three dollars) for 2018, \$4.00 (four dollars) for 2019, and \$5.00 (five dollars) for 2020; and

WHEREAS, a municipality that enters into this agreement also agrees to participate in any or all revaluations or updates that the County coordinates and agrees to the other terms outlined in the contract (see attached),

RESOLVED, that the Town of Schuyler Falls Town Board authorizes the Supervisor to sign the three year Contract for Assessment Services for the Town of Schuyler Falls.

DISCUSSION: Three-year contract beginning January 1, 2018 through December 31, 2020. Either party may elect to terminate this agreement upon 30 days prior written notice to the other party as long as all Annual Aid payments are current.

SECONDED BY: Mr. Newton

DISCUSSION: It was said that at this time, there is no alternative but to sign the contract. The Board will review options.

AYES: Mr. Seymour, Mr. Newton, Mr. Todd, Mr. Potiker

NAYES: Mr. White

RESOLUTION #17-75

MOTION BY: Mr. Seymour

RESOLVED, that the Town Board of the Town of Schuyler Falls acknowledges Judge Cumm's resignation, effective October 26, 2017

DISCUSSION Judge Cumm will turn in keys, books, petty cash and any other items belonging to the Town.

SECONDED BY: Mr. Newton

AYES: Mr. Seymour, Mr. White, Mr. Newton, Mr. Todd, Mr. Potiker

RESOLUTION #17-76

MOTION BY: Mr. Todd

RESOLVED, that the Town Board of the Town of Schuyler Falls approves the following General Fund Budget Transfer.

From: A.1620.200 Buildings Equipment	\$ 500.00
To: A.1620.400 Buildings Cont. Exp.	\$ 500.00

To cover expenses for 2017.

SECONDED BY: Mr. Seymour

AYES: Mr. Seymour, Mr. White, Mr. Newton, Mr. Todd, Mr. Potiker

RESOLUTION #17-77

MOTION BY: Mr. White

RESOLVED, that the Town Board of the Town of Schuyler Falls approves the following General Fund Budget Transfer.

From: A.7310.210 Youth Program Uniforms	\$ 39.86
To: A.7310.200 Youth Program Equipment	\$ 39.86
From: A.7140.400 Playgrounds/Rec Ctr. Expense	\$ 1,475.00
To: A.7310.120 Youth Programs - Coaches	\$ 1,475.00

To cover expenses for 2017.

SECONDED BY: Mr. Todd

AYES: Mr. Seymour, Mr. White, Mr. Newton, Mr. Todd, Mr. Potiker

CLAIMS

General Abstract for the Month of October	\$ 40,713.65
Highway Abstract for the Month of October	\$ 260,111.93
Morrisonville Water Abstract for the Month of October	\$ 3,953.82
Woods Mills Water Abstract for the Month of October	\$ 2,105.54
Macey Lane Water Abstract for October	\$ 370.85
Audit only Abstract for the Month of October	\$ 3,414.47

Vouchers for Claims (#2017001227- 201701238)

Vouchers for Audit Only (#201701227-201701238)

Payroll Claims for Month of October (#201701194--201701226)

Mr. Newton made a motion to pay the claims, which was seconded by Mr. White.

AYES: Mr. Seymour, Mr. White, Mr. Newton, Mr. Todd, Mr. Potiker

PUBLIC FORUM Donna Hamel told the Board members that in the ad that will be placed in the Press Republican to advertise for the Special Meeting, she would like to include that any other business may be discussed in case Mr. Chivers has a resolution on the temporary problem regarding the vacancy in the Justice position.

NEXT MEETING

Work Sessions

Monday, November 6, 2017 6:00 p.m.

Monday, November 20, 2017 6:00 p.m.

Public Hearing

Thursday, November 9, 2017 5:00 p.m.

Special Meeting

Thursday, November 9, 2017 Following Public Hearing

Regular Meeting

Tuesday, November 27, 2017 6:00 p.m.

ADJOURNMENT Mr. Seymour made a motion to adjourn, which was seconded by Mr. White; and was UNANIMOUSLY APPROVED/ Adjournment/7:05 p.m.

Donna Hamel/Town Clerk