

**TOWN OF NORTH HARMONY  
TOWN BOARD MEETING  
MONDAY 5/14/2012 7:00 PM**

<b>SALLY P. CARLSON, SUPERVISOR</b>	<b>PRESENT</b>
<b>RALPH WHITNEY, COUNCILMAN</b>	<b>PRESENT</b>
<b>FRANK STOW, COUNCILMAN</b>	<b>PRESENT</b>
<b>DICK SENA, COUNCILMAN</b>	<b>PRESENT</b>
<b>DUNCAN MCNEILL, COUNCILMAN</b>	<b>PRESENT</b>

**OTHERS PRESENT:** Jay Gould, Legislator; Howard Peacock, Justice; Brad Lawson, Zoning CEO; Dan Strickland, Highway Superintendent; Brian Stevens, M.E.O.; Dave Lloyd, Stormwater Planner; Dave Stapleton, Attorney; Louis Reig, Planning Board; Robin Miller, Bookkeeper; Louise Ortman, ZBA; Lynn Smith, Clayton & Helen Emick; Nancy Thomas, Town Clerk

- **PLEDGE**

- **MINUTES 4/9/12**

- **MOTION # 69 OF 2012**

ON A MOTION MADE BY MR. MCNEILL AND SECONDED BY MR. WHITNEY, THE MINUTES OF THE 4/9/12 TOWN BOARD MEETING WERE ACCEPTED AS PRESENTED BY THE TOWN CLERK. THE MOTION WAS CARRIED UNANIMOUSLY.

- **ANNOUNCEMENTS:**

- **Memorial Day Service, Sunday 5/27/12 1:30 PM at Veteran's Park – Speaker Chuck Spinner**
- **Free Rabies Clinic Tuesday, 6/5/12, 5-7 PM at Ashville Fire Station, Stow Road – Sponsored by Town of North Harmony**
- **North Harmony Grievance Day Wednesday, 5/23/12 from 3 – 8:00 PM at Town of Chautauqua Offices**

- **PUBLIC COMMENT:**

There was discussion between the board and Mr. and Mrs. Emick regarding the following:

Q Taking Public Comments at the beginning of meetings or end of meetings

A Preference is for beginning of meeting with a 3 minute time limit. It is also helpful if person wishing to speak indicates topic in advance so it may be included on the agenda. Comment has also traditionally been allowed prior to adjournment.

Q North Harmony population (10% decrease) after 2010 Census. Has follow up been completed?

A There are maps from County Planning that indicate that the population did not decrease, but being able to prove that to the Federal Government may be beyond the town's means. There was general discussion of the county population as a whole.

Q Expenditures to new highway building electrical in minutes and question as to whether or not they should have been put out for bid.

A These were change orders to the electrical work (generator and panel inside) by the original contractor whose bid for the initial job was significantly lower than all other bids.

Q How much over the initial expenditure do the change orders to date represent?

A Current change orders total \$26,387.00. Engineers and contractor's indicated that change orders of 10% over the initial bid are not uncommon and we are well below that.

Q Who do the weed mats located at the Ferry landing belong to?

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A The town purchased two of them at a cost of \$500 as a demonstration project to see if they are effective at weed control.

Q Bills for the town are approved without a total at the board meeting. How does this fit with the FOIL Act?

A Anyone from the public is welcome to come and review vouchers/bills at anytime they wish. The board reviews each bill separately prior to the board meeting and the bookkeeper totals them afterward.

Q Will the town be mowing the Regnor property?

A Mr. Strickland will have one of the M.E.O.'s mow.

• **CORRESPONDENCE:**

1. **AMERICAN SPECIALTY INSURANCE – NYS Snowmobile Assoc.**
2. **CLMC – HOMEOWNERS MANUAL**
3. **CHAUTAUQUA CO. HEALTH DEPT. – SUMMER REC PROGRAM**
4. **CHAUT. CO. DEPT. OF INSURANCE – Workman's Comp exit liability \$144,368**
5. **CHAUT. CO. EXECUTIVE – MUNICIPAL CONSOLIDATION**
6. **NYS ASSEMBLYMAN GOODELL – INTERNET SERVICE**
7. **CHAUT. CO. FINANCE - \$131,866.68 Sales Tax Revenue received (down \$19,371.83)**
8. **BOND, SCHOENECK & KING – Labor, Employment, HR Conference**
9. **ZBA MINUTES 4/25/12**
10. **GOVERNMENTAL SOLUTIONS**
11. **E&M ENGINEERS**
12. **SENATOR CHARLES SCHUMER – Challenge America Fast Track Grants**
13. **NYS DOT – Safe Routes to Schools Grants**
14. **NYS COMPTROLLER – Court Report**

- **OLD BUSINESS:**

- **MITCHELL PROPERTY**

**Mrs. Carlson** said the town currently owns these properties and would like to discuss them. She said she and Mr. Lawson had discussed the Mitchell property as far as having a survey done. She said the Planning Board has been working on the comprehensive plan for that area and Mr. Lawson suggested that

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the town hold that property in abeyance until the Planning Board has completed its work. She asked if any members of the board had any objections.

**Mr. Lawson** said there are certain plans in discussion that may take up more acreage in that area. He said he thinks the Planning Board will have their plans for the TC-2 district completed by the end of the summer and suggested waiting a few more months before making a decision.

**Mrs. Carlson** said it may be more advantageous to keep the acreage and eventually tear down the buildings on it.

**Mr. Lawson** said he believes the Planning Board will be ready to present their recommendations for review at the next board meeting.

- **MOTION # 70 OF 2012**

**MR. WHITNEY MOTIONED TO HOLD ANY ACTION ON THE MITCHELL PROPERTY IN ABEYANCE FOR AT LEAST 3 MONTHS UNTIL THE PLANNING BOARD HAS COMPLETED THEIR RECOMMENDATIONS FOR THE STOW AREA. MR. MC'NEILL SECONDED AND THE MOTION WAS CARRIED UNANIMOUSLY.**

- **REGNOR PROPERTY (+ 2 acres from Anderson)**

**Mrs. Carlson** said when the town had originally purchased the property (1 acre) it was the intent of the board to clean it up and re-sell it. She said the town has since been given the 2 acres of wetland behind it and we need to decide if the town will keep it, sell it, etc. She said personally she feels that if we sell the front lot, the 2 acres behind should go with it as there is no access without the front lot.

**Mr. Sena** agreed the acreage should be sold together. He suggested modifying the sign to include the 2 acres and reducing the price of \$40,000.00 by \$5,000.00.

**Mrs. Carlson** said if the town was interested in keeping the property it should apply for the LWRP Grant and put some type of small facility on the land. She said the town had only had one phone call regarding the sale of the property.

**Mr. Sena** suggested the town advertise it for sale for one more summer and perhaps get a realtor to list it.

**Mr. Whitney and Mr. McNeill** both agreed the property should be sold.

**Mrs. Emick** suggested advertising the property in the Penny Saver, Buffalo, Pittsburgh and Ohio papers and perhaps putting it on the town website.

**Mr. Stow** suggested that if Mr. McGraw does develop Bootey Bay the property may become more valuable.

**Mr. Lawson** said the land is zoned Commercial.

It was decided that a more diversified and concerted effort should be made to market the land.

- **PROPERTY MAINTENANCE LAW**

**Mrs. Carlson** said changes had been made to it because there were a number of things she found objectionable and she still does not like the law. She said the limit on the storage of one outdoor recreational vehicle or boat was something she did not agree with (there is no lakefront property that is not between the street and the front line). She said overall she thinks the law is too intrusive.

**Mr. Lawson** said the law is based on and uses the exact verbiage of the NYS Property Maintenance Law, a part of the NYS Code which the town has already adopted. He said it is there and he can still use it but the reason for putting it into the town's Zoning Code was so that people could actually see it and it would be a little easier for the judges to issue violations and appropriate fines.

**Mr. Sena** said the Planning Board's intent was to make it easier for the Zoning C.E.O. to address problems.

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**Mrs. Carlson** said Mr. Lawson already has that authority.

- **MOTION # 71 OF 2012**

MRS. CARLSON MOTIONED TO ADOPT THE DRAFT PROPERTY MAINTENANCE LAW AS PRESENTED 4/2/2012. MR. SENA SECONDED.

Discussion:

**Mr. Sena** said the Planning Board has been working on this law for a long time now and the draft is actually a toned down version of the NYS Law. He said Mr. Lawson is not going to go knocking on doors because a house has more than one boat; the law is to be used to address chronic problems. He said they have tried to make the law address more the North Harmony area instead of just using a NYS blanket code. He said he too had been against the first several drafts. He said the town probably has one of the best Planning Boards in the County and they have reviewed it over and over again to bring it to an acceptable balance.

**Mr. Stapleton** asked if there had been a public hearing on the law.

**Mrs. Carlson** said yes, but it has been revised significantly since that hearing. She asked if there should be another public hearing since no one from the public had appeared at the initial hearing.

**Mr. Stapleton** said if there had been substantive changes he would suggest having another public hearing on it.

MRS. CARLSON WITHDREW THE MOTION. MR. SENA WITHDREW HIS SECOND ON THE MOTION.

- **MOTION # 72 OF 2012**

MR. SENA MOTIONED TO HOLD A PUBLIC HEARING ON THE REVISED NORTH HARMONY PROPERTY MAINTENANCE LAW DATED 4/2/2012 ON MONDAY 6/11/12, AT 7:00 PM PRIOR TO THE REGULARLY SCHEDULED BOARD MEETING. MR. WHITNEY SECONDED AND THE MOTION WAS CARRIED UNANIMOUSLY.

- **EMPLOYEE HANDBOOK**

**Mrs. Carlson** said the board needs to sign the Employee Handbook as adopted for 2012.

**Mr. McNeill** said there were some additions/corrections that he felt needed to be made on pages 6 and 9. *Additions or corrections shown in italics.*

- ARTICLE 1. PART – TIME EMPLOYEES (Pg. 6) – are employees who work 20 hours a week or more *but less than 40 hours and* are eligible for some holidays and vacation days.
- ARTICLE 3.1 PERSONAL CONDUCT (Pg. 9) - Paragraph 2; last sentence. *The town board reserves the right to impose discipline or discharge.* **Mr. McNeill** said he feels the statement should be elaborated on in order to make it clearer as it seems to be an incomplete sentence.

**Mr. Stapleton** said that general terms were better as the board would need to craft the discipline to the specific situation.

- **TRANSFER STATION STICKERS**

**Mrs. Carlson** said once again there had been illegal dumping at the transfer station. She said she has sent letters out and has given Mr. Lawson copies. She said if there should be further incidences from those sent letters, the town would pursue it.

**Mrs. Thomas** said we had discussed the stickers at the previous meeting. She said she had placed one of the cling style sample stickers on her car and it had held up well for the past month. She said the use

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of the clings was due to the unpopularity of the use of a permanent sticker. She said the idea is to issue an application form for the window sticker that will be tailored to the needs of the various users of the transfer station (i.e. residential users, renters, etc.). She said the first sticker would be issued at no cost to the user and additional's at a cost of \$1.00. She said this is in an effort to prevent unauthorized use of the station.

**Mrs. Carlson** said the board might once again be at the station to check for stickers.

- **PESH – HIGHWAY VIOLATIONS**

**Mr. Strickland** said all the violations had been corrected and he would contact the inspector. He said the main concern had been a safety device on the overhead doors that prevents them from closing when there is an obstruction.

- **REMOVAL OF PORTION OF OLD HIGHWAY BUILDING**

**Mrs. Carlson** said there has been discussion of removal of a portion of the old highway building. She said the old building will need additional work to answer the needs of the personnel. She said Mr. Stevens is here to discuss the possibilities for a “dirty” shop as far as feasibility of repairs to the old shop or if it should be replaced with a pole building.

**Mr. Stevens** said he was concerned about putting money into the old building because of its age. He said he had researched the prices for a pole building of the same size and it would cost about \$12,000.00 to purchase a pole building 40'x 60' with a 12-16' roof. He said the price of new trusses for the old building will be about \$4,000.00 and the building will also need a new roof soon.

**Mr. Sena** asked Mr. Stevens to address the issues with the old building.

**Mr. Stevens** pointed out that the old building had gone through a fire and there are numerous cracks in the block around the windows and at the rear of the building. He said it currently has a rubber roof with a life of about 20 years and it has been there for 25.

**Mr. Stow** said currently the rubber roof is pulling away from the exit.

**Mr. Sena** asked Mr. Lawson what the engineer had to say about the building.

**Mr. Lawson** said Mr. Radka had indicated that the building was structurally sound. He said they had not discussed the trusses which are rated for 1,000 lbs.

*There was general discussion of work and cost estimates for upgrading the old building. Areas of concern identified:*

- *Age of building and fire damage (cracking in block)*
- *Trusses rated for 1,000 lbs.*
- *Rubber roof age and replacement cost*
- *Cost of renovations to side to be demolished*

**Mr. Sena** said the board had been given a lot to think about.

- **MOTION # 73 OF 2012**

**MR. SENA MOTIONED TO TABLE DISCUSSION ON THE OLD HIGHWAY BUILDING PLANS UNTIL MORE INFORMATION IS OBTAINED ON COST/FEASIBILITY. MR. STOW SECONDED AND THE MOTION WAS CARRIED UNANIMOUSLY.**

- **TRASH – TIRES IN DITCHES**

**Mrs. Carlson** said the town had received a number of complaints about tires in ditches. She said on Ramsey Road near Mr. Parment's property there are about 10-15 tires in the ditch and some on Donelson Road. She asked if the county was considering any type of tire recycling program.

**Mr. Gould** said no. He said they used to bail them at the landfill and use them for road foundations. He said it didn't work well as the tires settled over time. He said they also used to grind them and use them

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for mulch until the use of steel belts which cannot be ground up. He said these programs were not cost effective for the county.

**Mrs. Thomas** said she had received a number of calls about recycling and had informed the callers about the county land fill pricing for tires as there is no longer a county wide program.

**Mr. Sena** asked if funding should be included in the budget for tire disposal.

**Mr. Stow** said disposal should not be at taxpayer expense as a fee is collected for disposal from the seller every time a tire is purchased. He said obviously anyone who dumps tires is breaking the law and making money while doing it.

*There was discussion of options for disposing of tires that might be facilitated by the town. Mrs. Carlson said the town would contact Mr. Penhollow about it, but currently people will have to take them to landfill for disposal and pay the fee.*

**Mr. Strickland** agreed the highway department would remove the ones in the ditch on Ramsey Road.

- **NEW BUSINESS:**

- **INSPECTION OF PARK PROPERTIES**

**Mrs. Carlson** said the town had received a note from our insurance company indicating that we should inspect our parks for any potential hazards.

**Mr. Sena gave a brief report indicating the following:**

- **Butts Park** – pavilion needs new roof; tables need refinishing and metal parts need sanding and paint

**Mr. Sena** said he would make a list of items that need to be addressed and discuss it with the Boy Scouts who have volunteered some community service time. He said there are a number of Honor

Society members at the schools that are looking for community service projects but is not sure what kind of time commitment they can make.

**Mrs. Carlson** indicated that some help might be sought from county prisoners depending on the supervision requirements

**Mr. Sena** said he had not noted any outstanding hazards at the park.

- **Light House Park** - Mold at lighthouse is getting worse and consequently so is the rot. Work also needs to be done at the pavilion.

**Mr. Sena** said he would put together a more detailed list and the board could discuss it further.

- **STUMPS AT MAPLE GROVE CEMETERY (\$425) AND BLY HILL CEMETERY**

**Mrs. Carlson** said 2 large trees were taken out at Maple Grove Cemetery by National Grid and Charlie Marsh had given an estimate of \$425.00 to remove them. She said the same case exists at Bly Hill Cemetery but she does not have a quote for those.

**Mr. Lloyd** suggested that perhaps Mr. Strickland could contact the county about removing the stumps when they are working in those areas.

**Mr. Strickland** agreed to contact the county. He said they will often help if you get on their list.

**Mrs. Carlson** said she would like to contact National Grid about covering the cost of some ornamental trees to replace the ones removed, but not until the stumps are removed.

**Mr. Stow** noted that both roads involved are State roads and questioned if the county has the authority to work there. He also asked if there was a liability issue.

**Mr. Strickland** said he would check into it, but believed that as long as the stumps are on town property it is alright if the county helps.

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- **CHAIN LINK FENCE AT WILD ROSE CEMETERY (Layout of Wild Rose)**

**Mr. Stow** said he had contacted Action Fence about the cemetery and they indicated that it would cost approximately \$15/ft. for vinyl fence and installation. He said the north side particularly needs to be fenced. He said the amount of fence for the three sides is roughly 343'. Mr. Stow said that there is about 200' of used fence that is in very good condition that could be purchased for about ½ the price. He also indicated that there should be a gate installed in the rear corner.

*There was general discussion of the use of cemetery CD funds (\$44,000) to install the fence and whether NYS requires those monies to be specifically spent on the cemeteries that generated the funds.*

**Mrs. Miller** said she would check her notes from her conversations with NYS on the subject.

**Mrs. Carlson** said the funds had come majorly from Maple Grove and some from North Harmony Cemeteries. She said Wild Rose had not come with any funding.

**Mrs. Thomas** said the expansion of Wild Rose and addition of well over 100 grave sites should generate some revenue.

- **MOTION # 74 OF 2012**

**MR. SENA MOTIONED TO PURSUE PRICING FROM ACTION FENCE CO. FOR THE INSTALLATION OF OLD FENCING AND/OR INSTALLATION AND PURCHASE OF NEW FENCING FOR THE WILD ROSE CEMETERY. MR. WHITNEY SECONDED AND THE MOTION WAS CARRIED UNANIMOUSLY.**

- **ANNUAL FINANCIAL REPORT FILED 3/20/12, 3:31 PM**

- **BOCES / SUNRISE COVE WATER BAN PAYMENT AND RENEWAL 5/18/12, \$135,915.00 – Principal Payment \$14,000; Interest Payment \$4,298.09; Renewal amount \$121,915.00**  
Mr. Stapleton said Doreen Sixby at M&T Bank has given a renewal interest rate of 3.36%.

- **MOTION # 75 OF 2012**

MR. STOW MOTIONED TO AUTHORIZE THE SUPERVISOR TO MAKE PAYMENT ON THE SUNRISE COVE/BOCES WATER DISTRICT BAN DUE ON 5/18/12 OF \$135,915.00 IN THE AMOUNT AS FOLLOWS: Principal Payment \$14,000; Interest Payment \$4,298.09. FURTHER, THE SUPERVISOR IS AUTHORIZED TO SIGN ANY NECESSARY AND ANCILLARY DOCUMENTS ASSOCIATED WITH THE RENEWAL OF THE BAN IN THE AMOUNT OF \$121,915.00.

- **OPEN HOUSE FOR NEW HIGHWAY BUILDING – Sunday 7/8/12, 3-5 PM**

*There was brief discussion of the parking area and how it would be finished.*

- **DEFIBRILLATOR FOR TOWN BUILDING**

Mrs. Thomas said at a recent Town Clerk's meeting the speaker had demonstrated the new defibrillator's (AED's) being used and indicated that the cost was coming down on them. She said many offices, schools and public buildings now have the AED's on site in case of emergency. She said the new AED's basically talk you through the use process and anyone can operate them.

Mrs. Carlson asked about liability.

Mr. Lawson said the devices will not provide a shock if the correct heart rhythm is not present in the victim. He said a lot of the schools and most of the sheriff's patrol cars have them.

*There was general discussion of the cost.*

Mr. Stow said it would be worthwhile to see if they could be purchased off a state contract.

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Mrs. Thomas said she would pursue further information and costs.

- **EMERGENCY RESPONSE PLAN – NIMS TRAINING**

Mrs. Carlson said that Chautauqua County has received a grant to update the Emergency Response Plan. She encouraged the board members to have the NIMS training either online or through Julius Leone.

- **IMC CONSULTANT**

Mrs. Carlson said that Kim Sherwood a Watershed Coordinator has been working with the Inter Municipal Compact (IMC). She asked if the board would be willing to pay \$150.00 toward a salary for Mr. Sherwood. She said Mr. Sherwood has done a great deal of research for the IMC on watershed management and soil erosion. She said he has been invaluable in providing the IMC with information. She said the town has the funding in the Planning budget and feels this is a minor amount.

- **MOTION # 76 OF 2012**

MR. STOW MOTIONED TO EXPEND \$150.00 FROM THE PLANNING BUDGET TO PAY FOR THE CONSULTING WORK OF KIM SHERWOOD FOR THE IMC. MR. SENA SECONDED AND THE MOTION WAS CARRIED UNANIMOUSLY.

- **TOWN LAW ON EXOTIC ANIMALS**

**Mrs. Thomas** said she had received a phone call from a resident who said her neighbor was keeping a cougar and a bobcat on his land. She said that she suggested the resident contact the Sheriff's Department and this resulted in a NYS Trooper visiting the home and establishing the neighbor has only bobcats and has a permit from NYS to raise them for fur. She said we have nothing in our town law that addresses exotic animals and was told by the NYS permitting office that if the town has no law there is nothing preventing person's keeping permitted exotic animals and NYS has no obligation to inform the town. She said she feels that if someone is keeping exotic animals legally, the town should be aware so that when neighbors contact the town, she can explain to them that the animals are legally permitted.

**Mr. Stapleton** said he had not come across this issue before, but would certainly investigate it.

- **NATIONAL GRID ENERGY AUDIT OF COMMUNITY BUILDING**

**Mrs. Carlson** said the town had received an energy audit quote from National Grid to replace all of the light fixtures at the Community Building as part of their energy savings plan grant. National Grid will pay 56% of the cost (\$3,202.43) for the new lighting and the town's portion would be 44% (\$2,539.23). The annual estimated savings in KWH is 12,317 and the estimated annual savings in dollars is \$1,369.65.

**Mrs. Thomas** said the auditor indicated that the type of fluorescent fixtures the town uses currently are being phased out of production.

**Mrs. Emick** asked if the town is planning on building a new community building, why are they throwing money away on this.

**Mrs. Carlson** said a new community building certainly won't be built in the next two years.

**Mrs. Emick** asked what the time frame for a new building is.

**Mrs. Carlson** said she had no idea.

*It was discussed that the T-8 replacement lights are brighter.*

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- **MOTION # 77 OF 2012**

MR. WHITNEY MOTIONED TO ENTER INTO AN AGREEMENT WITH NATIONAL GRID TO REPLACE ALL THE LIGHT FIXTURES IN THE COMMUNITY BUILDING WITH ENERGY SAVING T-8 FIXTURES AT A COST TO THE TOWN OF \$2,539.23. MR. MCNEILL SECONDED AND THE MOTION WAS CARRIED UNANIMOUSLY.

- **REPORTS:**

### **JAY GOULD, LEGISLATOR**

**Mr. Gould** said the following had occurred in the Legislature at the April meeting:

- Appointment were made to various boards

- Resolution passed to bring the local share of the Bridge at Prendergast Creek on the Stedman Sherman Road to \$215,000.00. This is for engineering and survey. No start date is set at this time.
- Brocton has enhanced police protection from the Sheriff's Dept. at \$35.35/HR.
- Chautauqua Co. Visitor's Bureau received a state grant for matching funds in the amount of \$429,000 and will receive the matching funds from the 3% bed tax funding.
- CLA applied for emergency weed harvesting funds of \$10,000 and if received it will be matched by the Chautauqua Region Community Foundation
- Welfare to Work Resolution to address the state high figures for Chautauqua Co.
- Motion opposing the Agricultural Youth Law
- Mortgage Tax for North Harmony will be \$20,663.11

**DAN STRICKLAND, HIGHWAY SUPERINTENDENT**

**Mr. Strickland** said they have been working on the inside of the new highway building, but have realized that they need to focus on the roads at this time. He said they are gearing up for blacktop patching, oil and stone, and road edging.

**Mrs. Carlson** asked if Eggleston Hill Road was all straightened around.

**Mr. Strickland** said Midland is trying to decide how they want to deal with it. He said they will be doing some drainage ditches up there. He said they would be using Lakewood's machine to do the shoulders with the edger that Mr. Asel built.

**Mr. Stow** asked who was responsible for the portion of Morley Road between Stow Road's. He said there is some serious erosion on the bridge (overpass).

**Mr. Strickland and Mr. Lloyd** said it was the county. He said the county will start patching the road soon.

**Mr. Stow** asked who is responsible for the signs on bridges (I-86).

**Mr. Strickland** said probably the state.

**HOWARD PEACOCK, JUSTICE (copy in Minute Book)**

**Mr. Peacock** read the March and April Justice Reports into the record. He also said it was time for Justice School.

**BRAD LAWSON, ZONING C.E.O. (copy in Minute Book)**

**Mr. Lawson** reviewed his written report for those present. He said Dale Robbins had appeared before the Planning Board with a proposal for a single home development and hotel next to Rt. 394 at the Bootey Bay property. He stressed that there was no formal application yet. He suggested that the town not have any public hearings or informal public gatherings on the project. He said that should be left to Mr. McGraw and his team of professionals. He said as the Zoning C.E.O. he thinks it is a viable project, but the

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Tow n's involvement should only begin when a formal application is received. He said the Houseman property on Havercamp has been posted and since both the return receipt letters sent to the owner have been returned he will meet with Mr. Stapleton on the next step in the process for getting the building removed. Mr. Lawson said that North Harmony Church has applied for a sign permit and he would like to request that the permit fees be waived by the town.

- **MOTION # 78 OF 2012**

ON A MOTION MADE BY MR. STOW AND SECONDED BY MR. MCNEILL, THE ZONING C.E.O. WAS AUTHORIZED TO WAIVE THE \$20.00 SPECIAL PERMIT FEE FOR THE SIGN TO BE PLACED AT NORTH HARMONY CHURCH. MR. WHITNEY, MR. STOW, MR. MCNEILL, MR. SENA, YES; MRS. CARLSON, ABSTAIN. THE MOTION WAS CARRIED.

**DAVE LLOYD, STORMWATER PLANNER**

Mr. Lloyd gave the following report.

**Ashville Water Garden Project**

All of the plants are growing at this time. He said he and Ms. Burgeson have made numerous trips to Brigiotta's to locate the healthiest plants from their list of recommended plantings for the garden. He said he has ordered wild flower seed for a section of the garden. He said he would like to place a picnic table at the garden before Ashville Day so that we can encourage the public to start using the area. He said he would like to replace the two trees that did not make it. He said he would also like to get information about extending the well casing up about 3' so that a hand pump could be put in for ease in watering the plants. He indicated that it is not a good idea to leave an open well pipe that might cause water problems for someone else on that water vein. He said he plans to do some work at the rock garden on the corner before Ashville Day. He said he would like to fill the hole there before Ashville Day and get a backhoe down there to straighten things up a little. Mr. Lloyd said it is important to maintain these areas once they are created.

Mr. Stow asked Mr. Lloyd if he knew how deep the well is there because if it is more than 28' you can't pull water up with a hand pump.

Mr. Lloyd said he was going to take a string down and measure it. He said if it can't be used, it needs to be capped.

**Cheney Point Project**

Mr. Lloyd said he and Ms. Burgeson are in the process of picking out plants for the stream banks at Cheney Point. He said Mrs. Thomas had mentioned getting some help from the Boy Scouts. He said they would like to begin the planting around the first week of June.

Mrs. Thomas said she would contact the Scoutmaster of Troop #141 to see if they would help with the project.

**Bly Hill Project**

Mr. Lloyd said all the blocks are made for that project and are waiting at the plant as we have run out of storage room for them. He said they will be set after the pipe work is done.

Mr. Lloyd said he is working on ideas for stream bank erosion; unpaved road stabilization and unlined ditches.

**NANCY THOMAS, TOWN CLERK (copy in Minute Book)**

Mrs. Thomas gave the final 2012 Tax Collection Report:

Total Adjusted Warrant:	\$3,538,918.18
Payments Received:	<u>\$3,293,816.44</u>
Unpaid returned to County	\$ 245,101.74 (7.44%)

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She indicated that the total of unpaid taxes in 2011 was 10.28%. Mrs. Thomas said that Lind Funeral Home had contacted her about the purchase of a grave lot in Maple Grove Cemetery. She said when they had sent payment it was at the old rate of \$250.00. She said she had contacted them and they said they had been unaware that the prices had changed and had asked if the town would be willing to split the additional

cost of the grave since this was a financial hardship case. Mrs. Thomas said it was a single grave located in the center of a section that was already full and not likely to be sold so she agreed with Lind's proposal. The total amount received for the grave was \$450.00.

**Mrs. Carlson** said we would have had to accept that amount if it had been a social service burial and thought it was a good decision.

- **MOTION # 79 OF 2012**

ON A MOTION MADE BY MR. STOW AND SECONDED BY MR. MCNEILL, THE TOWN CLERKS REPORT WAS ACCEPTED AS PRESENTED UNANIMOUSLY.

**SALLY CARLSON, SUPERVISOR (copy in Minute Book)**

- **MOTION # 80 OF 2012**

ON A MOTION MADE BY MR. STOW AND SECONDED BY MR. SENA, THE SUPERVISOR'S MONTHLY REPORT WAS ACCEPTED AS PRESENTED UNANIMOUSLY.

**HIGHWAY BUILDING COMMITTEE**

**Mr. Stow** said they need to move the fuel tanks and number of smaller things need to be done, but it is looking really good.

- **MOTION # 81 OF 2012**

MR. WHITNEY MOTIONED TO PAY THE GENERAL FUND VOUCHERS AS AUDITED AND REVIEWED EARLIER. MR. MCNEILL SECONDED AND THE MOTION WAS CARRIED UNANIMOUSLY.

- **MOTION # 82 OF 2012**

MR. WHITNEY MOTIONED TO PAY THE HIGHWAY FUND VOUCHERS AS AUDITED AND REVIEWED EARLIER. MR. MCNEILL SECONDED AND THE MOTION WAS CARRIED UNANIMOUSLY.

- **MOTION # 83 OF 2012**

ON A MOTION MADE BY MR. MCNEILL AND SECONDED BY MR. STOW THE MEETING WAS ADJOURNED AT 9:20 PM.

*Nancy M. Thomas  
Town Clerk*