

**TOWN OF NORTH HARMONY
TOWN BOARD MEETING
MONDAY, 11/11/13, 7:00 PM**

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

OTHERS PRESENT: Dave Stapleton, Attorney; Howard Peacock, Justice; Dan Strickland, Highway Superintendent; Jay Gould, Legislator; Pierre Chagnon; Louis Rieg, Planning Board; Troy Little & Kevin Smith, Casella Waste; Robin Miller, Bookkeeper; Nancy Thomas, Town Clerk

- **PLEDGE**
- **A moment of silence was observed in honor of our Veterans.**

- **MINUTES: 10/14/13 & PUBLIC HEARING BUDGET 2014 11/6/13**

- **MOTION #116 OF 2013**

MR. MCNEILL MOTIONED TO ACCEPT THE MINUTES OF THE 10/14/13 TOWN BOARD MEETING AND THE MINUTES OF THE BUDGET 2014 PUBLIC HEARING 11/6/13. MR. SENA SECONDED. AYE (5): WHITNEY, CARLSON, STOW, SENA, MCNEILL. NO (0). THE MOTION WAS CARRIED.

- **ANNOUNCEMENTS:**

- **HOSPICE LIGHT a LIFE TREE LIGHTING CEREMONY MONDAY, 12/9/13, AT 6:30 PM, COMMUNITY BLDG.**

- **PUBLIC COMMENT:**

- **CORRESPONDENCE:**

1. **ASSOCIATION OF TOWNS** - **Dues for 2014**
- **Training for New Officials**
- **Annual Meeting**

2. **TIME WARNER CABLE – Internal Restructuring**
Mrs. Carlson said she had contacted TWC regarding our 2 franchises and was told the two will eventually be combined. She said the one agreement expires in 2018 and the other in 2021.

3. **CHAUT. CO. FINANCE – SALES TAX RECEIPT \$158,955.70 (down \$9,272.85)**
Estimate for 2014 is \$577,088.47

Mrs. Carlson said the estimate for next year is slightly more than 2013. She asked Mr. Gould if the formula for distribution had been changed.

Mr. Gould said not that he knew of but he would check on it.

TOWN BOARD
11/11/13 (Pg. 2)

- **OLD BUSINESS:**
- **TRANSFER STATION BIDS**

Mrs. Carlson said two bids had been received for the operation of the transfer station.

<u>BIDDER</u>	BID AMOUNT		BID: 2 Optional 1 Yr. Renewals	
	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>
Casella Waste Services	\$3,450/mo.	\$3,550/mo.	----	----
Beichner Waste Services	\$3,200/mo.	\$3,200/mo.	\$3,200/mo.	\$3,200/mo.

Mr. Sena asked if there were any additional specifications for collections at the parks, town building, etc.

Mrs. Carlson said those are not considered a part of the transfer station operation or contract and are billed separately.

Mr. Sena said it would be good to compare them with those costs included. He asked if this could be tabled until we can get those figures and compare “apples to apples”.

- **MOTION #117 OF 2013**

MR. SENA MOTIONED TO TABLE A BID DECISION ON THE OPERATION OF THE TRANSFER STATION FOR FURTHER INFORMATION AND REVIEW. MR. WHITNEY SECONDED.

Discussion: Mrs. Carlson said that would give us an opportunity to make sure of what will be provided for recycling and get answers to some other questions.

AYE (5): WHITNEY, CARLSON, STOW, SENA, MCNEILL. NO (0). THE MOTION WAS CARRIED.

- **NORTH HARMONY CEMETERY**

Mrs. Carlson said that she, Mr. Stapleton and Mrs. Thomas had met with the Keefe’s and Mike Masters at the cemetery to discuss the transfer of land to the town.

Mr. Stapleton said he has not yet seen the revised survey. He said there had been a good discussion and he felt that the Keefe’s and Mr. Masters had a good idea of what they agreed to sell/transfer to the town in exchange for certain considerations about grave lots for future family use. He said he hopes to get the survey soon so he can prepare the deeds. He said a few mortgage issues had come up during the abstract search relating to release of old mortgages (Mrs. Keefe) that had hopefully been paid off and need to be discharged. He said Mr. Keefe also has a mortgage that would require a partial release of lien. He said he cannot deal with the issue until he has a description to give to the bank and hopefully it will come in soon.

- **NEWSLETTER**

Mrs. Carlson said the newsletter had been completed and asked the board wanted it mailed out one more time in order to give people the option of registering to receive it by mail if they are not able to access it online. She said we had indicated in the last newsletter that we would not be mailing it again.

The board all indicated they would like it mailed once more.

- **PARKING LOT AT HIGHWAY BUILDING**

Mrs. Carlson asked Mr. Strickland if we are good for the parking lot next year.

TOWN BOARD
11/11/13 (Pg. 3)

Mr. Strickland said yes. He said basically the bill (\$31,000) that was received is a pre-pay for next year when the entire job will be done.

Mr. Whitney asked if the highway employees would be doing any of the work.

Mr. Strickland said they would be taking out the cement pad, grading and black topping.

- **NEW BUSINESS:**

- **ADOPT 2014 BUDGET**

- **MOTION #118 OF 2013**

MR. WHITNEY MOTIONED TO ADOPT THE 2014 BUDGET AND SPECIAL DISTRICT BUDGET AS SUBMITTED BY THE FISCAL OFFICER. MR. MCNEILL SECONDED. AYE (5): WHITNEY, CARLSON, STOW, SENA, MCNEILL. NO (0). THE MOTION WAS CARRIED.

- **MOTION TO ENTER INTO AGREEMENT WITH NYS-DEC FOR ISSUE OF HUNT/FISH LICENSES**

Mrs. Thomas said the NYS-DEC contract with Verizon for the operation of the DECALS licensing program is expiring and they have chosen a new vendor, Acella. She said this will require a shutdown of the entire system for about a week. She said the Town Clerk is required to sign this agreement and she felt it would be a good idea to submit a new licensing agreement to NYS.

- **RESOLUTION #119 – 2013**

WHEREAS, the Town of North Harmony accepts New York State Department of Environmental Conservation having the authority according to § 11-0713 of the Environmental Conservation Law to appoint agents to issue licenses for the privilege of hunting and fishing in New York State; and

WHEREAS, the New York State DEC current vendor contract for the DECALS Licensing program will expire soon and the DEC has contracted with a new vendor for programming and support; and

WHEREAS, the License Issuing Agent has applied to the New York State Department of Environmental Conservation for appointment as such a License Issuing Agent; and

WHEREAS, the License Issuing Agent is restricted to only one designee to attend training sessions who, in turn, is charged with training other clerks/deputy clerks in the Town Clerk's office.

WHEREAS, the Department has determined that the License Issuing Agent/ Assistant Licensing Issuing Agent is qualified to be appointed as a license issuing agent.

NOW THEREFORE, the License Issuing Agent and/or Assistant License Issuing Agent agree to adhere to the New York State Department of Environmental Conservation's rules and regulations as stated in the License Issuing Agent Agreement.

Dated: November 11, 2013

Motion: Frank Stow

Second: Richard Sena

Ayes: (5) Stow; Sena; Carlson; McNeill; Whitney

Nancy M. Thomas, Town Clerk

TOWN BOARD
11/11/13 (Pg. 4)

- **RODNEY ASEL, M.E.O. – INSURANCE**

Mrs. Carlson said that Mr. Asel had come into the offices and indicated he is not going to be able to work for at least 3 months until he finds out if he will be a candidate for a pacemaker. She said if he is a candidate for the pacemaker, he will not be able to drive truck. She said she had indicated to him that the town would pay his insurance and it will come out of his longevity pay.

Mrs. Miller said his longevity pay will be covering his AFLAC payment. She said that amount would not cover his insurance.

Mrs. Carlson said we need a motion so that he will have insurance coverage.

Mr. Stow asked if there was a time limit on the coverage.

Mrs. Carlson said until 12/31/2013.

- **MOTION #120 OF 2013**

MR. STOW MOTIONED TO AUTHORIZE PAYMENT OF HEALTH INSURANCE FOR RODNEY ASEL, M.E.O. THROUGH 12/31/2013. MR. SENA SECONDED. AYE (5): WHITNEY, CARLSON, STOW, SENA, MCNEILL. NO (0). THE MOTION WAS CARRIED.

- **COMMUNITY BUILDING ROOF LEAK IN LADIES ROOM**

Mr. Stow said Stewart Teft had looked at the roof area in the ladies room and said there was no leak so they are thinking it might be a condensation issue. He said Mr. Teft is going to investigate further and they believe that some vents into the roof would help the problem. He said at that time Mr. Teft would give a quote for the work.

- **GUY PEACOCK WORK ON CANNONS IN PARK**

Mr. Stow said that Guy Peacock has done a wonderful job on the wheels and rims (donated by Harmony Auto Parts) for the cannons at Veteran's Park. He said Mr. Peacock indicated he was donating his work and Mr. Stow said he should be commended for the excellent job he has done. Mr. Stow said Mr. Peacock indicated that the new wheels would allow the cannons to be towed for any type of offsite work that might be necessary.

Mrs. Carlson said the tires and rims are no longer manufactured and the efforts of Ron Saxton, Frank Stow and Mr. Peacock were of great help in getting this project completed.

- **JAY GOULD AND PIERRE CHAGNON, LEGISLATORS**

Mrs. Carlson recognized and congratulated both on their election to the Legislature. She said Mr. Gould will remain our legislator until the end of the year and then Mr. Chagnon will take over in January due to the redistricting of the Legislative Districts.

- **REPORTS:**

JAY GOULD, LEGISLATOR

Mr. Gould said the following occurred in the Legislature in October, 2013:

- County will spend \$190,000 on a new roof for the airport terminal
- Fairbanks Farms in Blockville will become a cheese factory after the failure of the dog food plant that had initially expressed interest in the property. A new well has been drilled and a grant for the

TOWN BOARD
11/11/13 (Pg. 5)

project from NYS has been approved for \$116,000. He said the company will invest \$6.3 million in the project.

- Budget was passed on 10/23/13
- Special meeting on the County Home was held on 10/30/13. The vote to sell it failed.
- Bed Tax extended to 11/30/2015
- Mortgage Tax for North Harmony will be \$25,456.70.

DAN STRICKLAND, HIGHWAY SUPERINTENDENT

Mr. Strickland said that Bryan Stevens, M.E.O. is out having gall bladder surgery. He said that makes him two men down including Mr. Asel. He said he would like to fill Mr. Asel's position with a temporary employee who only needs the work in winter. He said he has someone in mind, but would prefer not to discuss names at this time. He said this would give him time to really research and find the right person to fit the job. He mentioned demo on the Raynor home.

Mrs. Carlson said it needs to be cleaned out before the demolition. She said it would probably be best to wait until spring.

Mr. Sena said he would like to see it down, filled and let the winter compact everything and be done with it. He said he knows someone who will take the siding, but coordination needed to be considered.

It was decided to go ahead and take the house down.

HOWARD PEACOCK, JUSTICE (Copy of report in Minute Book)

Mr. Peacock read the Justice Report for those present.

BRAD LAWSON, ZONING CEO (Copy of report in Minute Book)

Mr. Lawson said permitting picked up somewhat in October so that our building costs are at about \$300,000. He said he has been called about 2 other homes in Chautauqua Escapes that may happen by the end of this year or beginning of next year. He said there has been work done on cell towers on Randolph Rd. and some work will also be done at the one on Tri-James property. He said the federal government requires no town permitting because of new laws. He said the Fire Dept. has been down to the site of the proposed Ashville Bay Rd. project and will be sending him a letter of their findings and determinations which he will hopefully have prior to the Planning Board meeting tomorrow night. He said there are two locations in the town looking at building cheese houses; old Wall Street Dairy and the old Barbara Berry's Bookstore. He said these are two exciting projects for the town.

NANCY THOMAS, TOWN CLERK (Copy in Minute Book)

Mrs. Thomas said she had nothing further to add to her written report.

- **MOTION #121 OF 2013**
MR. STOW MOTIONED TO ACCEPT THE TOWN CLERKS REPORT AS PRESENTED. MR. SENA SECONDED. AYE (5); STOW, SENA, WHITNEY, MCNEILL, CARLSON; NAY:(0). CARRIED.

SALLY P. CARLSON, SUPERVISOR (Copy in Minute Book)

TOWN BOARD

11/11/13 (Pg. 6)

- **MOTION #122 OF 2013**

MR. SENA MOTIONED TO ACCEPT THE SUPERVISORS REPORT AS PRESENTED. MR. STOW SECONDED. AYE (5); STOW, SENA, WHITNEY, MCNEILL, CARLSON; NAY:(0). CARRIED.

- **HELIPAD AT FIRE DEPARTMENT**

Mr. Stow announced that the Fire Department had successfully used the helipad on Stow Road for the first time during the recent accident on I-86.

- **MOTION #123 OF 2013**

MR. WHITNEY MOTIONED TO APPROVE THE GENERAL FUND VOUCHERS IN THE AMOUNT OF \$41,209.51 AS REVIEWED AND AUDITED EARLIER. MR. MCNEILL SECONDED. AYE (5) STOW, SENA, WHITNEY, MCNEILL, CARLSON; NAY:(0). CARRIED.

- **MOTION #124 OF 2013**

MR. WHITNEY MOTIONED TO APPROVE THE HIGHWAY FUND VOUCHERS IN THE AMOUNT OF \$19,416.33 AS REVIEWED AND AUDITED EARLIER. MR. MCNEILL SECONDED. AYE (5); STOW, SENA, WHITNEY, MCNEILL, CARLSON; NAY(0). CARRIED.

- **MOTION #125 OF 2013**

ON A MOTION MADE BY MR. SENA AND SECONDED BY MR. MCNEILL, THE MEETING WAS ADJOURNED AT 7:45 PM.

*Nancy M. Thomas
Town Clerk*