

**TOWN OF NORTH HARMONY  
TOWN BOARD MEETING AGENDA  
MONDAY, JUNE 17, 2024, 7:00 PM**

- **PLEDGE**
- **MINUTES: 5/13/2024**
- **ANNOUNCEMENTS:**

ASHVILLE DAYS – SATURDAY, JULY 20, 2024

- **PUBLIC COMMENT:**

*The Town of North Harmony welcomes public comment by all. We ask that they be brief (3 minutes or less) as a courtesy to the business nature of the meeting and others time constraints. If you wish to have an interactive conversation with the board regarding a specific matter or concern, it would be greatly appreciated if you request to be placed on the agenda and provide an outline of the matter you wish to discuss at least one week prior to the meeting. You may do this by contacting the Supervisor or the Town Clerk at (716)789-3445. Thank you for your Courtesy!*

MARYBETH MAREDITH – ICE CREAM TRUCK

- **RESOLUTIONS**

RESOLUTION #23 OF 2024 – RESOLUTION CONTRACT CODIFICATION SERVICES WITH GENERAL CODE.

RESOLUTION #24 OF 2024 – RESOLUTION AMENDING RESOLUTION #21 OF 2024 AUTHORIZING THE TOWN SUPERVISOR TO ENTER INTO THE HARMONY – NORTH HARMONY HISTORICAL SOCIETY AGREEMENT.

RESOLUTION #25 OF 2024 – RESOLUTION AUTHORIZING THE TOWN TO CONTRIBUTE \$3,750.00 TO THE HARMONY – NORTH HARMONY HISTORICAL SOCIETY FOR THE PURPOSE OF BLACKTOPPING THE PARKING LOT AT THE HARMONY – NORTH HARMONY HISTORICAL SOCIETY.

RESOLUTION #26 OF 2024 – RESOLUTION AMENDING RESOLUTION #22 OF 2024 ENGINEER SELECTION FOR TOWN OF NORTH HARMONY BALL CREEK STABILIZATION STUDY PHASE 1. (RFP VS. RFQ)

- **CORRESPONDENCE:**

The following correspondence has been received by the Town of North Harmony and is available for review at the offices:

ASSESSOR –MARCH PROPERTY TRANSFERS: A/V: \$0 S/P: \$0 (+\$0)

ASSESSOR – APRIL PROPERTY TRANSFERS: A/V: \$141,700.00 S/P: \$878,800.00 (+\$737,100.00)

CHARTER/SPECTRUM

On or around June 28, 2024, PAC-12 Network will discontinue service on the channel lineup serving your community and a slate message will be placed on the channel with “programming no longer available”. PAC-12 team coverage will move to the Big Ten Network or ACC Network.

On or around July 1, 2024, Spectrum Northeast, LLC (“Spectrum”), will launch Comedy.TV on channel 196 (490 in Plattsburgh) in high definition on SPP Tier 1 and SPP3 Entertainment View on the channel lineup serving your community.

On or around July 1, 2024, Spectrum Northeast, LLC (“Spectrum”), will launch Weather en Espanol on channel 835 (241 in Plattsburgh) in high definition on SPP Latino View on the channel lineup serving your community.

LOCAL LAW 2 OF 2024 (MORATORIUM ON SOLAR) WAS FILED ON 5/20/2024.

- **OLD BUSINESS**

CLAYTON EMICK – MOTION TO ACCEPT RESIGNATION FROM THE BOARD OF ASSESSMENT REVIEW

MAPLE GROVE CEMETERY DISINTERMENT COMPLETED.

WATER UPDATE

- **NEW BUSINESS:**

REX JOHNSON – MOTION TO ACCEPT RESIGNATION FROM THE HIGHWAY DEPARTMENT

CLA LETTER

CLA - DISCUSSION

BUTTS PARK – SECURITY

STOW FERRY PAVILION - TRASH RECEPTACLE?

PLANNING BOARD – AGENDA DISCUSSION

- **ALL OTHER BUSINESS AS NECESSARY**

- **EXECUTIVE SESSION**

- **REPORTS:**

Pierre Chagnon – Legislator

Howard Peacock – Justice

Benny Karlson – HWY Sup't.

Brad Lawson – Zoning CEO

Anne Golley – Assessor

DCO – John Stow

Stephanie Gibbs – Town Clerk

Robert Yates - Supervisor

GF Vouchers

HWY Vouchers

Adjournment

**RESOLUTION 23 OF 2024**  
**RESOLUTION CONTRACT CODIFICATION SERVICES WITH GENERAL CODE**

**TOWN OF NORTH HARMONY**

A regular meeting of the Town Board of North Harmony was convened in the public session of the Town Building, 5350 Stow Road, Ashville, New York on June 17, 2024, at 7:00 o'clock P.M. local time. The meeting was called to order by Supervisor Robert Yates and upon roll being called, the following were:

**PRESENT:**

**ABSENT:**

The following Resolution was offered by \_\_\_\_\_ and seconded by \_\_\_\_\_

**RESOLUTION 19 OF 2024; CONTRACT CODIFICATION SERVICES WITH  
GENERAL CODE**

**WHEREAS**, The Town of North Harmony has the need to have its zoning laws updated, indexed, and publicly available online;

**WHEREAS**, the Town of North Harmony received a proposal from General Code in the amount of :

Codification Project Price: \$15,995.00

Implement Gender-Neutral Language in Code: \$405.00

Ongoing Services-Annual Maintenance: \$1,195.00

Which have been attached hereto and made part hereof;

**WHEREAS**, It is the Town of North Harmony's understanding that there are no other codifiers that provide equivalent codification to municipalities;

**NOW THEREFORE BE IT RESOLVED**, the Town Board of the Town of North Harmony authorizes the Supervisor to sign a contract with General Code for codification services; and

**BE IT FURTHER RESOLVED**, that this resolution shall become effective upon its passage by the Town Board of the Town of North Harmony.

**VOTES:**

**AYES:** \_\_\_\_\_

**NAYS:** \_\_\_\_\_

**ABSTAIN:** \_\_\_\_\_

**RESOLUTION 24 of 2024**

**AMENDMENT TO RESOLUTION #21 OF 2024 AUTHORIZING THE TOWN SUPERVISOR  
TO ENTER INTO THE HARMONY – NORTH HARMONY HISTORICAL SOCIETY  
AGREEMENT**

A regular meeting of the Town Board of North Harmony was convened in the public session of the Town Building, 5350 Stow Road, Ashville, New York on June 17, 2024, at 7:00 o'clock P.M. local time. The meeting was called to order by Supervisor Robert Yates and upon roll being called, the following were:

PRESENT:

ABSENT:

Resolution by:

Seconded by:

**HARMONY-NORTH HARMONY HISTORICAL SOCIETY AGREEMENT**

This agreement made and entered into this 13 day of April 2024, by and between:

TOWN OF NORTH HARMONY

5350 Stow Rd.

Ashville, New York, hereinafter referred to as "TOWN."

And

HARMONY-NORTH HARMONY HISTORICAL SOCIETY

1943 Open Meadows Road

Ashville, New York, hereinafter referred to as "ORGANIZATION."

WITNESSETH:

WHEREAS, TOWN is a municipal corporation existing under and by virtue of the State of New York; and

WHEREAS, ORGANIZATION is a not-for-profit organization providing services to both its members and the general public; and

WHEREAS, TOWN and ORGANIZATION desire to enter into a contract wherein; and

WHEREBY ORGANIZATION will provide services to TOWN and its residents;

NOW, THEREFORE, it is hereby agreed by and between TOWN and ORGANIZATION as follows:

1. ORGANIZATION agrees to provide the following services to TOWN for the period commencing January 1, 2024, to December 31, 2024: Maintenance of historical landmarks, the Historical Society Campus, and historical programs for education and general public.
2. TOWN shall pay to ORGANIZATION the sum of \$1,000.00 for such services on or before the 10 day of June, 2024.
3. ORGANIZATION shall provide office space and file storage for the managing and retention of historical records as the TOWN may from time to time provide to the ORGANIZATION.
4. TOWN shall assist with improvement and maintenance of the ORGANIZATION's parking lot from time to time as required.
5. ORGANIZATION agrees to hold TOWN harmless as a consequence of any action for damages which may be brought against TOWN by reason of ORGANIZATION providing such services to TOWN.
6. This agreement is authorized by the following statute or statutes: General Municipal Law and Town Law.

Dated: June 10, 2024

\_\_\_\_\_  
Supervisor, Town of North Harmony

\_\_\_\_\_  
President of the Harmony-North  
Harmony Historical Society

As authorized by the Town Board of the Town of North Harmony on \_\_\_\_\_, 2024.

As authorized by the Harmony-North Harmony Historical Society on \_\_\_\_\_, 2024.

**VOTES:**

**AYES:**

**NAYS:**

**RESOLUTION # 25 of 2024**

**AUTHORIZING THE TOWN OF NORTH HARMONY TO CONTRIBUTE \$3,750.00 TO  
THE HARMONY – NORTH HARMONY HISTORICAL SOCIETY FOR THE  
PURPOSE OF BLACKTOPPING THE PARKING LOT AT THE HARMONY – NORTH  
HARMONY HISTORICAL SOCIETY.**

A regular meeting of the Town Board of North Harmony was convened in the public session of the Town Building, 5350 Stow Road, Ashville, New York on June 17, 2024, at 7:00 o'clock P.M. local time. The meeting was called to order by Supervisor Robert Yates and upon roll being called, the following were:

PRESENT:

ABSENT:

Resolution by:

Seconded by:

**WHEREAS**, the Town of North Harmony has an agreement with the Harmony – North Harmony Historical Society; and

**WHEREAS**, the Harmony – North Harmony Historical Society is in need of paving the parking lot

**WHEREAS**, the town of Harmony and the town of North Harmony agreed to each pay half the cost for blacktop; and

**WHEREAS**, the Town of North Harmony agrees to contribute \$3,750.00 to the Harmony – North Harmony Historical Society for the purpose of blacktopping the parking lot which is an addition to the agreed amount of \$1,000.00 in the original agreement; therefore be it

**RESOLVED**, that the Town of North Harmony Board authorizes the town of North Harmony to contribute \$3,750.00 to the Harmony – North Harmony Historical society for the purpose of blacktopping the parking lot at the Harmony – North Harmony Historical Society.

Signed:

Title:

**VOTES:**

**AYES:**

**NAYS:**

RES. NO. 26 OF 2024

Amend Resolution No. 22 of 2024  
Engineer Selection for Town of North Harmony Ball Creek Stabilization Study Phase 1

**TOWN OF NORTH HARMONY**

A regular meeting of the Town Board of North Harmony was convened in the public session of the Town Building, 5350 Stow Road, Ashville, New York on June 17, 2024, at 7:00 o'clock P.M. local time. The meeting was called to order by Supervisor Robert Yates and upon roll being called, the following were:

**PRESENT:**

**ABSENT:**

The following Resolution was offered by \_\_\_\_\_ and seconded by \_\_\_\_\_.

**WHEREAS**, Chautauqua Lake is an invaluable asset to Chautauqua County and the municipalities that border it including the Town of North Harmony ("Town"), but has been designated as an impaired water body and its health and usability are threatened; and

**WHEREAS**, Town and the Chautauqua Lake and Watershed Management Alliance ("Alliance") are partnering to complete an engineering design report for a problematic section of Ball Creek that will guide future restoration efforts; and

**WHEREAS**, Town was awarded a Round 3 Nonpoint Source Planning Grant ("NPG") Number T01464GG, from the New York State ("NYS") Department of Environmental Conservation ("DEC") for the Town of North Harmony Ball Creek Stabilization Engineering Study Phase 1 ("Project"), and

**WHEREAS**, Town is committed to retain the professional services of a licensed professional engineer to provide the services described in the Town's solicitation documents for the Project; and

**WHEREAS**, Town issued a Request for Quotes ("RFQ") for Engineering Services dated March 6, 2024, and has identified an engineer best-suited to perform these professional services based on the specifics of the Project and in accordance with the Town's Procurement Policy; and

**WHEREAS**, the engineer is able and willing to perform the professional services for the Project; therefore be it

**RESOLVED**, that the Town Board of the Town of North Harmony awards the engineering contract for the Town of North Harmony Ball Creek Stabilization Study Phase 1 to JM Davidson Engineering D.P.C. for an amount not to exceed \$30,150.00; and that the Town Supervisor is authorized to execute a contract with JM Davidson Engineering D.P.C. and act in all matters related to the contract.

**VOTES:**

**AYES:**

**NAYS:**

**ABSTAIN:**