

Town of Fowler Meeting Minutes for April 5, 2016 at 7PM

The Regular Meeting for the Town of Fowler was held on the above date with all Board Members present. Also present were Town Clerk Kelly Harmer, Highway Superintendent Randy Durham, Dog Control Officer Dan Moyer, Assessor Sherry Geer, Judge Paul Lamson, CEO Rick Whitford, Bookkeeper Barb Finnie, Vicky Cappellino, Lucas Whitmore, Riley Filiatrault, Albert Wallace, Lillith Griffith, Mike Macaulay, Debbie Tupper, Sid Harmer II, Thomas and Brittany Mashaw, Tami Gale, Cody Bishop, Joel Spellicy, Thomas Theriault, Parker Walton, Daniel Fifield, Joel LaPierre, Rodger Fuller Jr., Kathy Moses, Laurina Greenhill, Dave Spilman, Connor Bishop, Jessica Bice, Roni Fuller, Mike Crowner and Cindy Carr.

Supervisor Cappellino called the meeting to order at 7 PM then proceeded with the opening prayer and the pledge of allegiance.

Councilperson Newvine wanted it to be noted in the March 1st meeting minutes that he recused himself from the consensus for the heating contract with M & M Heating. A motion was made by Councilperson Newvine and seconded by Councilperson Fayette to approve the minutes from the March 1st, 2016 meeting. All in Favor. MOTION CARRIED. A motion was made by Councilperson Simmons and seconded by Councilperson Newvine to approve the March 16, 2016 special meeting minutes. All in Favor. MOTION CARRIED.

There were 7 mowing bids opened.

Albert Wallace (MARW Landscaping)- \$9,975 with a non-collusive bidding certificate

Robert Pitts (Rob's Lawn Care)- \$11,200 with a non-collusive bidding certificate

Jay Bowhall- \$11,200 with no non-collusive bidding certificate
Lucas Whitmore (Whitmore Mowing & More)- \$10,225 with a non-collusive bidding certificate
TM Odds & Ends- \$13,450 with a non-collusive bidding certificate
Sid Harmer II- \$10,500 with a non-collusive bidding certificate
Dan Fifield- \$12,400 with a non-collusive bidding certificate

After much discussion, a motion was made by Councilperson Newvine and seconded by Councilperson Fayette to accept the low bid of \$9,975 from Albert Wallace. All in Favor. MOTION CARRIED.

St. Lawrence County Legislator Joel LaPierre reported on the Bay Road bridge. He said the repairs should be starting on June 1 and it will take approximately two months to finish. The County still has no money to repair the Emeryville Bridge. Supervisor Cappellino stated that he would like to sit down and talk with Legislator LaPierre about their options. Councilperson Simmons stated that she did not think we should put any money into it.

Assessor Sherry Geer reported that she had been to two assessor classes. She went to a conference in Watertown where she got to meet other Assessors and learn more about data collecting. Councilperson Newvine asked Judge Lamson if he got the grant money for the furniture in the Court room. Judge Lamson stated that he received \$2,500 for the furniture. Judge Lamson also told the board that the Dog Control Officer and the Code Enforcement Officer can now issue tickets for violations and that a lawyer is not needed now. Town Clerk Kelly Harmer reported that she had collected 71.48% of the tax warrant. She issued 49 dog licenses and a few fishing licenses. She will be attending a notary class on April 26, 2016 so her office will be closed that day. Deputy Tami Gale will also be attending this class.

Dog Control Officer Dan Moyer stated that he turned down the heat in the dog kennel. The owner of the dog, that was hit and killed on Highway 58, paid the disposal fee. There were a few dogs that were reported missing but they have been found.

Dan Moyer also reported for the Beaver Control. He stated that there were 3 beavers that he got on the Shantyville road. There are still sticks and some other signs that there are more beavers so he will continue to work on it.

Historian Karen Simmons stated that Bill Farr had brought in some of the late Margorie Farr's scrapbooks and that there are still more to come.

Code Enforcement Officer Rick Whitford stated that it had been pretty quiet. He issued 2 building permits. He stated that the grants will be starting soon and hopefully it will be a smooth process.

Highway Superintendent Randy Durham reported that Nelson Bice's last day was today. He will be having surgery on his shoulder and he may be out for 3-6 months. Lyle Bishop will be going to the doctor soon to see how long he will be out, after his knee surgery. Highway Superintendent Durham stated that he hired Sid Harmer Jr. for a guaranteed 6 months and Steven Fuller as a temporary fill-in. He stated that asphalt was \$57/ton last year and it is at \$45/ ton this year. Safety Joe (Zachary Risk Management) resigned. Highway Superintendent Durham will call other towns and try to look around for another safety option.

Highway Superintendent Durham stated that the new backhoe came in last week. They have already put 30 hours on it. He asked permission to

transfer money from DA9785.6- Installment purchase principal (Debt Service) to DA 5130.2- Machinery Equipment to cover the cost of the backhoe. A motion was made by Councilperson Newvine and seconded by Councilperson Bishop to approve the budget transfer of \$10, 791.56. All in Favor. MOTION CARRIED.

Highway Superintendent Durham stated that BOCES is interested in the old grader. He stated that maybe we could possibly donate it to them since they always lend us their bulldozer. He also stated that he knew of someone that might also be interested in bidding on it. After discussion, it was the consensus of the board to put it out for bid.

Highway Superintendent Durham would like to put sand out to bid. He would like at least 2,000 yards to fill the barn. A motion was made by Councilperson Fayette and seconded by Councilperson Simmons to put it out for bid. Simmons- yes, Newvine- yes, Fayette- yes, Cappellino- yes, Bishop- No. MOTION CARRIED.

Councilperson Simmons asked Highway Superintendent Durham if the town would furnish a small dump truck load of crushed stone for Kilkarney Courts. They would like to put in a storage building and would like to set it on the stone. Dave Spilman was going to get specifications.

After hearing about the road work that Highway Superintendent Durham wants to do, Councilperson Fayette asked the Board how much we are allowing him to go over budget to get the roads done.

Councilperson Newvine stated that if we have time then to do as many roads as possible. Highway Superintendent Durham stated that he was thinking of bidding each road separately. He would like to do 5 miles at an estimated cost of \$279,000. Councilperson Newvine asked if that

included Mill Street in Hailesboro? Highway Superintendent Durham stated that he would get a bid for Mill Street and look at the cost.

Supervisor Cappellino and Councilperson Fayette discussed having a work session at some point to discuss the road work and get the details worked out.

Councilperson Bishop discussed an issue with one of the trucks out back. Highway Superintendent Durham told Councilperson Bishop that they hadn't had a chance to look at it yet because they hadn't taken the sander off the truck.

Councilperson Newvine stated that there was an issue at the Ball Park with a trailer being parked there. Highway Superintendent Durham stated that he had called the owner to move it and they did.

Councilperson Newvine stated that he had spoken with Lou Frangela and Julio Perez from the Railroad about the crossing on Highway 58. They told him that there was no money right now to do it but he seems to think that when there is some money that it will be at the top of the list. Councilperson Newvine stated he had attended a conference with Bob Freeman and learned a lot about open meeting laws and FOIL requests. He said that he thinks that all of the board should be looking at all of the vouchers instead of having just two Councilpersons like we had done in the past. He stated that he spoke with UPS about the issues with the packages being delivered to Main Street- Hailesboro Road, Gouverneur, NY. They update their data from the post office monthly. He stated that he would get a tracking number from one of the packages and check with UPS on it.

Councilperson Simmons asked if the light on the back of the town hall was working. CEO Rick Whitford said that it wasn't yet and that he was

going to be doing a walk around with Continental Construction this week and go over everything that needed to be completed. She thanked Judge Lamson for hanging up the new blinds. She spoke with the auditors and they need an email or letter stating what we want done. They will then give a quote. He stated that they will not audit the money just the procedures of the town clerk and the bookkeeper.

Supervisor Cappellino spoke with Henry Leader about the Ethics Policy. Henry Leader said that it had not been made into a law therefore we do not need a public hearing to make changes to the policy. However, we do need to make amends to Resolution #2 of 2013. A motion was made by Councilperson Simmons and seconded by Councilperson Newvine to make amends to Resolution #2 of 2013. All in Favor. MOTION CARRIED.

Supervisor Cappellino discussed making a Local Law concerning the beach at Sylvia Lake. After much discussion, Supervisor Cappellino will get with Henry Leader to compose the law and get it to the board before May 3 meeting.

Supervisor Cappellino asked Councilperson Bishop if he had gotten more information on the solar panels and the mosquito spraying. Councilperson Bishop stated that he had been working nights and had not had time to get the information.

Supervisor Cappellino received a letter from new resident Brittany Wood. She was notifying the town that she had bought the Williams Farm on the Island Branch Road. She was requesting that there be no spraying done over her property because they are going to run it as an Organic Dairy Farm.

The bills audited for the general and highway fund were #84-#130 with a total of \$43,789.16.

The next regular meeting will be on May 3, 2016 at 7 PM. A special meeting, to discuss road work and Local Law #1 of 2016, will be held on April 18, 2016 at 6 PM.

A motion was made by Councilperson Simmons and seconded by Councilperson Fayette to close the meeting at 8:53 pm. All in Favor.
MOTION CARRIED.

Michael Cappellino; Supervisor

Dustin Fayette; Councilperson

Lynn Bishop; Councilperson

Rick Newvine; Councilperson

Karen Simmons; Councilperson

Kelly Harmer; Town Clerk