

Minutes - May 9, 2013 - 7 PM

The Regular Meeting for the Town of Fowler was held on the above date with all members present. Also present were Town Clerk Sherrie Williams, Justice Paul Lamson, Tim Prashaw of Beaver Patrol, Rachel Prashaw, Dustin Fayette, Wanda Fayette, Joanne Orford, Herb Fuller, Kathy Moses, Debbie Tupper, Mike Macaulay, Jeff Hill, Sid Harmer II, Stephen Blackburn, Barb Sullivan, & Dan Fifield.

Supervisor Cappellino called the meeting to order then proceeded with the opening prayer & the pledge of allegiance.

After discussion, a motion was made by Councilperson Rick Newvine to approve the April 2, 2013 Meeting Minutes & seconded by Councilperson Randy Durham. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Randy Durham; Yes, Natalie Spilman; Yes. All in Favor.  
MOTION CARRIED.

Supervisor Cappellino reported that there were 6 mowing bids. The bids were discussed & compared. After discussion, a motion was made by Councilperson Karen Simmons to hire Sid Harmer II as the low bid for doing the Town's mowing for 2013, a one year contract & seconded by Councilperson Natalie Spilman. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Randy Durham; abstain, Karen Simmons; Yes, Natalie Spilman; Yes.  
MOTION CARRIED.

Supervisor Cappellino reported that he has the Data Collector contract from the Town lawyer. It was discussed that 2 changes need to be made on the Data Collector contract. After discussion, a motion was made by Councilperson Natalie Spilman giving permission for

Page 2

Minutes - 5/9/13

Supervisor Michael Cappellino to sign the revised Data Collector Contract & seconded by Councilperson Karen Simmons. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Randy Durham; Yes. All in Favor. MOTION CARRIED.

Supervisor Cappellino reported the union contract has been agreed to by the Highway employees. After discussion, a motion was made by Councilperson Randy Durham for Supervisor Cappellino to sign the union contract & seconded by Councilperson Karen Simmons. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Randy Durham; Yes. All in Favor. MOTION CARRIED

Town Clerk & Tax Collector Sherrie Williams reported that 84.72% of the taxes have been collected so far. She stated that the bathroom in the Town Hall needs new tile, repainting with washable paint, & a new toilet seat. Consensus of the board was for Rick Whitford to take care of updating the bathroom.

Justice Paul Lamson reported that he will need a new court clerk soon. He interviewed Donna Brown for the position & he would like to hire her to replace Clare Cole.

Supervisor Cappellino reported he received a letter from Clare Cole resigning from the court clerk position effective June 1, 2013. After discussion, a motion was made by Councilperson Rick Newvine accepting her resignation with regret & seconded by Councilperson Randy Durham. Roll call vote showed Michael

Page 3

Minutes - 5/9/13

Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Randy Durham; Yes. All in Favor. MOTION CARRIED.

Councilperson Karen Simmons reported that Rick Whitford has replaced the broken boards on the ramp going into the Town Hall, repaired the leak above the Historian's office with the use of his lift, and he & Gary Williams put in the air conditioners in the Town Hall.

Tim Prashaw of the Beaver Patrol has taken 5 beavers from Shantyville & there are more to be dealt with.

Town Clerk Sherrie Williams reported for Code Enforcement Officer Rick Whitford. There have been 17 permits issued so far & 7 written complaints mailed out.

Councilperson Karen Simmons reported for Dog Warden Neil Hooley. Five complaints, 3 warnings, 2 tickets have been issued. Three dogs are missing & 1 has been found. The heat has been turned off in the kennel.

Councilperson Karen Simmons reported that the rabies clinic is May 16, 2013 from 6 - 8 PM at the Town Barn. The Spay/neuter clinic is June 2, 2013 starting at 7 AM for dogs & cats in the Town Barn. Applications have to be filled out & sent to the Spay/Neuter organization. The applications can be picked up at the Town Clerk's office or the website ([spayneuternow@hotmail.com](mailto:spayneuternow@hotmail.com)).

Supervisor Cappellino reported the Highway Report for

Page 4 - Minutes - 4/9/13

Superintendent Gary Williams. The Highway Department has picked up garbage on the roadsides, seasonal roads are almost done, putting up fine crush for the mulch pile. The person was found that was responsible for dumping garbage on the Emeryville Road & it should be cleaned up in a week or two. A DEC inspector inspected the fuel tanks. The inspection went well. Some decals are required on the tanks & they have been ordered from Arne's. The Hamlets of Hailesboro & Fowler will start being cleaned up next week. Most of the pot holes have been patched in the township. The truck 1998 truck is in real bad shape. The mulch bids are ready to be sent out. After discussion, a motion was made by Councilperson Rick Newvine to put mulch out to bid to come in at the June 4, 2013 board meeting & seconded by Councilperson Randy Durham. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Randy Durham; Yes. All in Favor. MOTION CARRIED.

Supervisor Cappellino reported that the Agreement to Spend Town Highway Funds for the sum of \$330,000.00 needs to be considered by the Board. After discussion a motion was made by Councilperson Randy Durham to approve the Agreement to Spend Town Highway Funds for the sum of \$330,000.00 & seconded by Councilperson Natalie Spilman. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Randy Durham; Yes. All in Favor. MOTION CARRIED.

Supervisor Cappellino reported that Resolution No. 4 of the Town of Fowler Holding Harmless the County of St. Lawrence for providing service for the Town of Fowler needs approval from the board. After discussion, a motion was made by Councilperson

Page 5 - Minutes - 5/9/13

Randy Durham to approve Resolution No. 4 of the Town of Fowler Holding Harmless the County of St. Lawrence County for providing service for Town of Fowler & seconded by Councilperson Rick Newvine. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Randy Durham; Yes. All in Favor. MOTION CARRIED.

It was discussed about requesting bids for a  $\frac{3}{4}$  ton truck or low profile truck. After discussion, a motion was made by Councilperson Randy Durham to put out a bid for a  $\frac{3}{4}$  truck & a low profile truck to come in at the June 4, 2013 meeting & seconded by Councilperson Karen Simmons. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Randy Durham; Yes. All in Favor. MOTION CARRIED.

Tom Conklin from the Gouverneur Fire Department reported about the fire department costs & services to the area. He would like to get the contract completed with the Town for 2013 for fire protection. The budgeted amount for the Fire Department is \$36,000.00 for 2013 & the fire department would like \$38,000.00 for 2013. The board is going to contact the Association of Towns before any decision will be made concerning the increase.

Mike Macaulay has issues with 5 rough railroad crossings in Fowler. Councilperson Rick Newvine reported that there is a website where complaints can be put on to be addressed.

Jeff Hill stated that the 1998 truck is in bad shape & needs replacing.

Page 6

Minutes 5/9/13

Councilperson Rick Newvine reported that the Hailesboro ball diamond has already been mowed once, the ballpark is real rough, & needs topsoil for next year.

Councilperson Rick Newvine reported that he attended a meeting concerning the Fowler School closing which is inevitable. Some individuals are donating money so the kids of the Fowler School can go on a trip to the Syracuse Zoo in honor of the end of Fowler School that has served the area for many years. They are looking for more donations to fund the trip for the kids. There is a informational meeting with Lauren French concerning the Fowler School closing on May 17, 2013 at 7 PM at the Fowler Town Hall.

Councilperson Natalie Spilman reported that the Hailesboro Post Office has their hour changed. Wanda Fayette will be at the office to help customers from Monday to Friday 8 AM - Noon & Saturday from 8:30 - 11:45. The lobby will be open Monday to Friday until 5:00 PM for people to drop off letters & get their mail from their mailboxes. Wanda reported that package pickup is being worked on for improvement.

Councilperson Natalie Spilman reported that BOCES came last week to work at the beach. The BOCES students will be working on repair & landscaping at the beach. Mr. Knowlton's BOCES class had made 9 picnic tables for the Town. One of the portajohns is at the beach, & a handicapped one will be added when the beach opens.

Councilperson Randy Durham reported that an informational Grant session will be held in the Town hall on May 21, 2013 at 7 PM. & individuals will be able to fill out applications for the grant.

Page 7

Minutes - 5/9/13

Supervisor Cappellino reported that he is working on creating a resolution for the repeal of the Safe Act for the Town.

Supervisor Cappellino reported that he would like to have a referendum in the 2013 election asking the public if they would like the Highway Superintendent position to be changed from elected to appointed. If approved, Local Law 2 of 2013 will be put in place. After discussion, a motion was made by Councilperson Randy Durham to put a referendum in the 2013 election asking the public if they would like the Highway Superintendent position to be changed from elected to appointed & seconded by Councilperson Karen Simmons. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Randy Durham; Yes. All in Favor. MOTION CARRIED.

Supervisor Cappellino reported that the next board meeting is June 4, 2013 at 7 PM in the Fowler Town Hall & there will be a work session on May 15, 2013 at 7:00 PM to discuss road work.

The bills audited for the General Fund were #81 - #112 \$8,276.00 & Highway Fund #58 - #77 - \$43,797.63.

A motion was made by Councilperson Rick Newvine to adjourn the meeting at 9:09 PM & seconded by Councilperson Randy Durham. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Natalie Spilman; Yes, Karen Simmons; Yes, Randy Durham; Yes. All in Favor. MOTION CARRIED.

Page 8

Minutes - 5/9/13

Michael Cappellino; Supervisor      Sherrie Williams; Town Clerk

Rick Newvine; Councilperson      Randy Durham; Councilperson

Karen Simmons, Councilperson      Natalie Spilman, Councilperson