

REGULAR MEETING

Minutes of the Regular Meeting of the Parish Town Board held December 21st, 2017 at the Village Gym, Parish, NY. Councilor/Deputy Supervisor Dunham called the meeting to order at 6:30 p.m.

Present: John Dunham, Councilor/Deputy Supervisor
G.R. Horning, Councilor
John Horning, Councilor
Kelly Reader, Parish Town Clerk

Excused: Carra Watson-Porter, Councilor, and Stephen Stelmashuck, Supervisor.

Present: L. J. Harvey, Fire Chief; Craig Petit, Hwy Sup't; Carl Dayger, Town Justice; Doug Jordan, Councilor-Elect; Dan Burns, Bookkeeper; Paul Baxter, Tug Hill Rep.; Karen Gage, Paul Gage, Pl Brd Member; Mike Mueller, ZBA Chair; Rich Lopitz, Assessor; Bob Genant, Town Attorney; George Bennett, CEO; Jim Bernys, and Kim Harding.

APPROVAL OF MINUTES:

November Regular Meeting Minutes: A motion was made by Councilor G.R. Horning, seconded by Councilor J. Horning to approve the November Regular Meeting Minutes as received. Roll taken...motion carried.

Tax Cap Public Hearing Minutes: A motion was made by Councilor G.R. Horning, seconded by Councilor J. Horning to approve the Minutes of the Tax Cap Public Hearing as received. Roll taken...motion carried.

2018 Budget Public Hearing Minutes: A motion was made by Councilor G.R. Horning, seconded by Councilor J. Horning to approve the Minutes of the 2018 Budget Public Hearing as received. Roll taken...motion carried.

Tax Cap Special Meeting Minutes: A motion was made by Councilor G.R. Horning, seconded by J. Horning to approve the Tax Cap Special Meeting Minutes as received. Roll taken...motion carried.

2018 Budget Special Meeting Minutes: A motion was made by Councilor G.R. Horning, seconded by Councilor J. Horning to approve the Budget Special Meeting Minutes as received. Roll taken...motion carried.

SUPERVISOR'S REPORTS:

Supervisor's Financial Reports: The Supervisor's Financial Report was reviewed by the Board and filed with the Clerk.

Revenue Reports: The Regular and Justice Revenue Reports were reviewed by the Board and filed with the Clerk.

Justice Audit Report: The Board Audited Justice Dayger's Financial Records for 2017. A motion was made by Councilor G.R. Horning, seconded by Councilor J. Horning to approve the audit of Justice Dayger's financial records for 2017. Roll taken...motion carried.

January Calendar: Waived.

COMMISSION REPORTS:

CARPP Committee: No report at this time as Councilor Watson-Porter was excused.

Emergency Services, Engineering, Public Safety, and Water: Councilor Dunham/Deputy Supervisor Dunham stated that he had received a text from the grant writer and he has received about 30% of the Water Income Surveys. He is trying to obtain at least 51% of the surveys as they are needed to apply for grants to help fund the Water Project.

Councilor/Deputy Supervisor Dunham stated that he attended a Codes Class that presented information that there are upcoming changes in the 2018 and 2019 codes.

Budget and Finance Committee: Councilor J. Horning stated that currently he had nothing to report.

General Government and Policy Committee: No report at this time as Supervisor Stelmashuck was excused.

Infrastructure Gov't & Public Facilities: Councilor G.R. Horning stated that he had nothing to report at this time.

REPORTS:

Legislator's Report: No Report at this time.

Hwy Sup't Report:

Hwy Sup't Petit stated that the Snowmobile Club has informed him that there would be no changes in the Snowmobile Trails this season. Hwy Sup't stated that he was informed on 12/20/2017.

Hwy Sup't Petit stated that the Town has received the following checks regarding the Hwy Department:

CHIPS-\$114,295.15

DOT- \$21,001.33

PAVE NY-\$45,968.76

Mowing Contract-\$5,888.00

Total-\$187,153.24

Equipment:

All trucks are running and ready for the winter plowing season.

The Scraper has been installed and works well.

Councilor J. Horning stated that the generator has to be covered at the Highway Garage. Hwy Sup't Petit stated that the generator will get covered.

Clerk's Report: Clerk Reader gave the Clerk's Report and Dog License Report for November, 2017.

Assessor's Report: Assessor Lopitz gave the Assessor's Report. All exemptions have to be submitted by March 1st, 2018. Seniors have to reapply each year to be eligible for Enhanced Star. Pictures are updated when improvements are completed on structures.

CEO/ZEO Report: CEO Bennett stated that he has nothing more to report since the Joint Meeting.

DCO Report: No Report.

Planning Board Report: Planning Board Minutes were submitted by Clerk, Lynn Wood.

Fire Chief's Report: Fire Chief Harvey gave the Fire Report for November, 2017.

Tug Hill Rep: Paul Baxter, Tug Hill Rep. gave the following report:

All news items have been submitted for the 2017 Annual Report from the Tug Hill Commission, Headwaters. Headwaters should be out in the first quarter of 2018.

The Tug Hill Commission continues preparation for the March, 2018 Local Government Conference. The conference mailer has been sent to the printers and should be going out to local officials at the end of 2017 or early 2018.

The County Hazard Mitigation Update process continues which includes the communities in the southeast part of the county. The next meeting for the central group which includes the Town of Parish is planned for February 5, 2018 in Amboy. The County Emergency Management Office is willing to meet with individual communities to assist them with

their local updates. The Town and Village of Parish are scheduled to meet with the County Emergency Office on January 11, 2018 at 6:30 p.m. in Parish. Plans are currently underway for the next meeting of the Salmon Rivers Council of Government. Plans for a meeting in December turned out to be unfeasible based on availability of members to constitute a quorum for the meeting. They are now looking at January dates. The meeting is planned to be a joint meeting with the North Shore Council of Governments toward moving things forward on an associate circuit rider for two COGs. At their December 11, 2017 meeting, the Tug Hill Commission set its meeting schedule for 2018, and the January Meeting is scheduled for Monday, January 22, at 10:00 am in West Monroe. There will be more details as they get closer.

CORRESPONDENCE, COMMUNICATIONS, & PETITIONS:

Christmas Card from C2AE
Letter from Village
Information from Mercy Flight Central

Old Business:

None.

New Business:

Planning Board Vacancy: A motion was made by Councilor/Deputy Supervisor Dunham, seconded by Councilor G.R. Horning to appoint Planning Board Alternate Don Paul to fill the vacancy to the Planning Board effective January 1st, 2018 to December 31st, 2019. Roll taken...motion carried.

Advertise for Planning Board Alternate: A motion was made by Councilor/Deputy Supervisor Dunham, seconded by Councilor J. Horning to advertise for an Alternate to the Planning Board. Roll taken...motion carried.

Proposed New Law for the Town of Richland. The Board reviewed the New Law submitted by the Town of Richland as required by law.

Resignations Effective 12/31/2017:

A motion was made by Councilor/Deputy Supervisor Dunham seconded by Councilor J. Horning to accept the following written resignations from Doug Jordan-Planning Board Member and Dan Burns, Bookkeeper effective 12/31/2017. Roll taken...motion carried.

Retention Clerk Resignation: A motion was made by Councilor/Deputy Supervisor Dunham, seconded by Councilor G.R. Horning to accept the resignation of Retention Clerk, Linda McNamara pending the receipt of her letter of resignation. Roll taken... motion carried.

Extend all appointments scheduled to end on 12/31/2017 to the Organizational Meeting on 1/4/2017 exceptions with three resignations: A motion was made by Councilor/Deputy Supervisor Dunham, seconded by Councilor G.R. Horning to extend all appointments scheduled to end on 12/31/2017 to the 2018 Organizational Meeting with the exceptions of the three resignations above. Roll taken...motion carried.

MEETING OPEN TO THE PUBLIC:

Kim Harding stated that she had received a letter from the Town's Attorney regarding the fence she installed and plowing Carr Drive.

Attorney Genant stated that the Town is covered by a Prescriptive Easement.

Kim Harding stated that she wanted to see the Prescriptive Easement.

Attorney Genant stated that the Prescriptive Easement is not in written form. The Prescriptive Easement refers to an easement created by the use of private property for a long period of time.

Ms. Harding was instructed to have her attorney contact Attorney Genant to discuss the Town's position in reference to the Town's Prescriptive Easement and plowing the road.

Discussion was held regarding Complaint Forms being available on the Town's Website. Paul Baxter stated that he would get them posted.

Councilor/Deputy Supervisor Dunham stated that he has noticed that there aren't any hard copies of the Complaint Forms available for the public in the lobby.
CEO Bennett stated that he would make copies available.

Doug Jordan stated that he thought a motion was made preventing Town Records from being removed from the Town Office. Doug Jordan stated that he was wondering why bank statements are still being removed from town offices.

Councilor J. Horning stated that bank statements were not records.

There was a discussion regarding removal of Town Records per the approval of the policy by motion of the Board.

Karen Gage asked if complaints on codes are kept confidential regarding the individual that filed the complaint.

CEO Bennett stated that it was kept confidential.

Karen Gage stated that she disagreed as the people show up at meetings to dispute violations and complaints.

CEO Bennett responded that he cannot prevent this as the complaints are discussed in open meetings and the accused violators are there to defend themselves.

Karen asked if there was a policy to prevent retaliation.

Formal complaints were discussed and they have to be in writing.

Organizational Meeting:

A motion was made by Councilor/Deputy Supervisor Dunham, seconded by Councilor G.R. Horning to schedule the Organizational Meeting on January 4th, 2018 beginning at 6:30 p.m. Roll taken...motion carried.

APPROVAL OF BILLS:

General Fund: A motion was made by Councilor/Deputy Supervisor Dunham seconded by Councilor J. Horning to approve the claims to the General Fund, those being claims #257-#276 for a total warrant of \$11,406.44. Roll taken...motion carried.

Highway Fund: A motion was made by Councilor/Deputy Supervisor Dunham, seconded by Councilor G.R. Horning to approve the claims to the Highway Fund, those being claims #252-#277 for a total warrant of \$15,923.98. Roll taken...motion carried.

Sign 2018 Fire Contract:

A motion was made by Councilor/Deputy Supervisor Dunham, seconded by Councilor J. Horning to authorize Supervisor Stelmashuck to sign the 2018 Fire Contract. Roll taken...motion carried.

EXECUTIVE SESSION:

A motion was made by Councilor/Deputy Supervisor Dunham to enter into Executive Session to discuss possible litigation at 7:15 p.m. Roll taken...motion carried.

Attorney Genant, Supervisor Elect, Mary Ann Phillips, and Councilor Elect-Doug Jordan were invited to attend.

A motion was made by Councilor/Deputy Supervisor Dunham, seconded by J. Horning to adjourn from Executive Session at 7:30 p.m. Roll taken...motion carried.

Hwy Sup't Petit stated that he had checked the July Meeting Minutes regarding the generator and nothing had been mentioned.

Councilor J. Horning stated that the Clerk must have left it out.

Councilor G.R. Horning stated that he mentioned it to Hwy Sup't Petit while meeting with him at his home.

There was a heated discussion and Councilor/Deputy Supervisor Dunham stated that the discussion should remain civil.

A motion was made by Councilor/Deputy Supervisor, seconded by Councilor J. Horning to adjourn at 7:35 p.m. Roll taken...motion carried.

Respectfully submitted,

Kelly Reader, Town Clerk