

Town of Fowler Meeting Minutes for April 3, 2018 at 7 PM

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, Assessor Andrew Miller, Assessor Phyllis Shaw, Assessor Sherry Geer, Justice Ryan Young, Dog Control Officer Dan Moyer, CEO Glen Besaw, Vicky Cappellino, Tami Gale, Dan Fifield, John Butler, Albert Wallace, Debbie Tupper, Lisa Durham and Rachel Hunter from the Gouverneur Tribune Press.

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

Councilperson Newvine stated that he would make a motion to approve the minutes with a correction being made about Verizon taking 2-3 years to complete expanding broadband internet. A motion was made by Councilperson Newvine and seconded by Councilperson Bishop to accept the March 6, 2018 Meeting Minutes after the changes are made. All in Favor. MOTION CARRIED.

There were 4 mowing bids opened.

Johnny Lafaver (Johnny's Cleanup Crew Lawn Care)- \$10,996 with a non- collusive bidding certificate

Albert Wallace (MARW Landscaping)- \$9,695 with a non-collusive bidding certificate

Dan Fifield- \$9,800 with a non-collusive bidding certificate

Lisa Sharlow (Mow Nation)- \$9,850 with a non-collusive bidding certificate

Councilperson Simmons stated that when Mr. Wallace had the mowing contract he had to be called several times to come and mow. Councilperson Bishop agreed. After some more discussion, a motion was made by Councilperson Simmons and seconded by Councilperson Bishop to accept Dan Fifield's bid of \$9,800. Andrews- yes, Newvine- no, Cappellino- no, Bishop- yes, Simmons- yes. MOTION CARRIED.

Assessor Sherry Geer discussed the Settlement Agreement and Judicial Order between The Town of Fowler and Bluebird Sky, who filed a grievance in 2016. A

motion was made by Councilperson Newvine and seconded by Councilperson Andrews to accept Resolution No. 5 of 2018 which is to accept the Agreement to reduce the Assessment of a parcel owned by Bluebird Sky. All in Favor. MOTION CARRIED.

A motion was made by Councilperson Newvine and seconded by Councilperson Simmons to accept Resolution No. 6 of 2018 for Standard Work Day Reporting for Appointed and Elected Officials for retirement purposes. All in Favor. MOTION CARRIED.

Assessor Sherry Geer stated that Grievance Day would be on May 22, 2018. She is working on setting up hours when the Assessors will be sitting with the roll. Assessor Andrew Miller and Assessor Phyllis Shaw have been taking some classes. Assessor Miller stated that they have been going around taking pictures for the past building permits. Assessor Geer stated that Tami Gale has been doing great with the Data Collection. She stated that the County really likes the work that Ms. Gale is doing.

Dan Moyer stated that he would probably be pretty busy this summer because he has seen lots of signs of beaver. He reported that Highway Superintendent Durham had him go to a dam on the Chub Lake Road to clear it out and he had been working on that.

Mr. Moyer, Dog Control Officer, stated that he had issued a couple of tickets to a resident on the Emeryville Road. He stated that he had been working on a list that Councilperson Simmons had given him of residents with delinquent dog licenses. Mr. Moyer stated that he and Attorney Leader will be going to court on Wednesday, April 4, 2018 for 3 old dog cases.

Code Enforcement Officer Glen Besaw reported that he issued 5 permits so far for 2018. He stated that there were 3 issues that needed to go in front of the Planning Board- a non-conforming lot, variance for lot line infringement and a parking area issue that is covered by Local Law, but Mr. Besaw wanted the Planning Board to know about it. The Planning Board will meet at 6:30 PM on April 12, 2018 at the Fowler Town Hall. Mr. Besaw stated that he had received a

call from a landowner wanting a safety inspection done on a home that he owns. Mr. Besaw went to the property and found that it was not suitable to be living in, so he put a no occupancy sign on the door that was later removed by someone. He is still working on this issue.

Justice Ryan Young stated that he is still in the process of resolving the court grants. He stated that starting on May 1, 2018 court will be held the 1st and 3rd Wednesday of each month at 6 PM.

Town Clerk Kelly Harmer reported that she issued 40 dog licenses and \$50 in hunting and fishing licenses. She stated that she had been very busy the last few days collecting taxes. She stated that she had received a Thank you card from the family of Korleen Spilman and also one from the Hailesboro Cemetery Association thanking us for the donation made in Ms. Spilman's name. She also received a thank you card from Winford Fowler, who is a direct descendant of Theodosius Fowler, for sending out the Fowler Family Day shirts that he had bought. Ms. Harmer stated that she had called The Committee on Open Government about the issue last month with sending the minutes to a person who is incarcerated. She stated that the Assistant Director, Kristen O'Neil stated that it is a Foilable request and it doesn't matter the identity of the person or why they want the minutes it is my job to send them to them. Councilperson Newvine stated that we need a policy drawn up on F.O.I.L requests.

Highway Superintendent Durham reported that the guardrails are ready to be installed on the Bay Road, we are just waiting for the County to come with their machine to pound in the posts. He stated that the NYS Budget has been approved but he's not sure what is on it for us. He reported that the Highway Department is starting Spring hours, which is Monday – Thursday from 6 AM – 4:30 PM.

Supervisor Cappellino told Mr. Durham that he has received a lot of complaints on the condition of the back-Emeryville Road. Mr. Durham stated that he will do some work on the road soon. He stated that he would like to grind up the road and put it back down next spring. There are 7.3 miles of road that are all prepped for repaving this year which include the Sullivan Road, Fullerville Road, Dashner Road, North and South End of the Stone Road, little piece of the Orebed Road,

lower end of the California Road, and the Sand Road. Supervisor Cappellino asked Mr. Durham about the Speed reduction on the Country Club Road by Randy Constance's house. He said that people are driving too fast in that area. Mr. Cappellino also stated that there was brush behind the guardrails on the Country Club Road that is blocking the view of the road. Mr. Durham stated that he would look into the speed reduction and would take care of the brush. Councilperson Bishop told Mr. Durham that he would like to see some temporary help this year in the Highway Department for safety reasons. Mr. Durham stated that he had a full crew of 6 and didn't think he had the budget for it. Mr. Bishop told Mr. Durham that maybe if he didn't pave so many miles of road then maybe he would have money in the budget for extra help. Mr. Durham stated that money for extra help comes from a different part of the budget. Mr. Bishop asked Mr. Durham how much gravel for the gravel mulch has he hauled in. Mr. Durham stated that the pits aren't open yet but when they do open he will get about 400 yards. Mr. Durham stated that he will only be doing the hills and sharp corners with that material.

Councilperson Bishop asked Supervisor Cappellino if we had a handyman for the building repairs. Supervisor Cappellino stated that Dick Cutway is our maintenance man. Supervisor Cappellino will talk to Dick about the repairs that need to be done.

Highway Superintendent Durham stated that he had Link Electric change 3 of the light bulbs out in the parking lot and that they switched them to LED bulbs. Councilperson Andrews stated that it was a good idea to switch over everything because it would save on energy. It was the consensus of the Board to switch the rest of the lights in the Town Barn to LED. Supervisor Cappellino stated that Paul Pierce from National Grid, would be here next week to do an energy audit on the Town Hall and Town Barn.

Councilperson Simmons asked if the camera for the playground had been hooked up yet. Town Clerk Harmer said that it had.

Councilperson Newvine stated that he had been emailing County Attorney Steve Button about the Town acquiring the Old Store across the road from the Town

Hall. Mr. Newvine stated that Attorney Button needed some paperwork backing the Town on why we knocked it down. CEO Besaw stated that he had a letter from Attorney Henry Leader declaring it a public nuisance. Mr. Newvine will get the letter from CEO Besaw to send to County Attorney Button.

Councilperson Newvine stated that he spoke with a Verizon employee and the employee stated that they were in the process of obtaining space to store their trucks, so they could start bringing internet this way.

Councilperson Andrews asked Mr. Durham if the new pump that was installed in the basement was working well. Mr. Durham stated that it was working great.

Supervisor Cappellino spoke with Dan Fifield about getting a policy in place concerning burials in the Fullerville Cemetery. Supervisor Cappellino said that Councilperson Simmons and himself would set up a meeting with Bob Buddenhagen to discuss some of the cemetery policies that they have in place in Hailesboro.

Supervisor Cappellino stated that Titan Mining was drilling over on the Town property on the Sullivan Road.

Supervisor Cappellino reported that there is a Supreme Court Hearing for the Sylvia Lake Beach scheduled for April 13 at 1:15 PM.

Supervisor Cappellino asked CEO Besaw if he had done a spec sheet using Dave Blevins recommendations on what needs to be done in the Town Hall Basement, so we could put it out to bid. Mr. Besaw said he hadn't completed it yet. Mr. Cappellino asked Mr. Besaw for an update on the grant projects. Mr. Besaw stated that he had been talking with Stan Hall, from Walker's Manufactured Homes, and that Mr. Hall stated that he had replaced a door and also replaced siding on a home and that he was working on the other issues.

Councilperson Newvine reported on the Fowler Family Day. He stated that we will be putting an order in for the T-shirts this week. Councilperson Simmons stated that we have raffle tickets available for purchase for a chance to win an Upright Air Compressor, Oil Painting by Wilson Bickford, \$300 Cash, \$200 Cash, or \$100

Cash. The tickets are \$2/ each or 3 for \$5. The Fowler Family Day will be held on July 14, 2018 at 9 AM – 3 PM. If you would like to set up as a vendor, please call (315) 287-0045.

Highway Superintendent Durham wanted to let the public know that we are still collecting cans and bottles to raise money for a pavilion.

There will be a Rabies Clinic held on August 16, 2018 at 6 PM in the Fowler Town Barn.

Resident Andy Miller told the board if they weren't going to accept the lowest bid then why even put it out to bid.

A motion was made by Councilperson Newvine and seconded by Councilperson Simmons at 8:30 PM to go into Executive Session with Justice Young to discuss a personnel issue. All in Favor. MOTION CARRIED.

A motion was made by Councilperson Andrews and seconded by Councilperson Bishop to close Executive Session at 8:53 PM. Supervisor Cappellino stated that in executive session they covered a personnel issue. All in Favor. MOTION CARRIED.

The bills audited for the General and Highway fund were #95-131, with a total of \$41,937.28.

The next regularly scheduled board meeting will be on May 1, 2018 at 7 PM.

A motion was made by Councilperson Simmons and seconded by Councilperson Newvine to adjourn the meeting at 8:54 PM. All in Favor. MOTION CARRIED.

Kelly Harmer; Town Clerk