

Minutes - April 2, 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, Bookkeeper Gary Higgins, Highway Superintendent Gary Williams, Tim Prashaw of Beaver Patrol, Dustin Fayette, Wanda Fayette, Joanne Orford, Herb Fuller, Cindy Carr, Bart Bishop, Lynn Bishop, Kathy Moses, Debbie Tupper, Mike Macaulay, Jeff Andrews, Jeff Hill, Deputy Dog Warden Tammy Hooley, Dog Warden Neil Hooley, Legislator Alex MacKinnon, Code Enforcement Officer Rick Whitford, Sid Harmer II, Ron Reddick, Robert Fuller, Nancy Fuller, Lillith Griffith, Robbie Moore, Vern Fuller, & 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 March 5, 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 read as follows for the 2013 season. J.W. Property Services - \$15,100.00, Jason Curran - \$14,175.00, My 3 Son's Lawn Care - \$15,735, Dan Fifield - \$14,150.00, Ron Reddick - \$23,900.00, & Sid Harmer II - \$13,360.00. After discussion, a motion was made to accept all the bids by Councilperson Rick Newvine & 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. Consensus of the board was to table

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the issue until the bids can be looked at further at a work session on April 10, 2013 by the board.

Supervisor Cappellino reported that 1 bid was received by Devon Korn for the data collection. The board talked to him concerning the details of the data collection at a work session. After discussion, a motion was made by Councilperson Natalie Spilman to hire Devon Korn as the data collector & 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.

Jeff Andrews had a concern with the speed of a snow plow & the amount of sand on the truck.

Lynn Bishop would like to have the town patch the pot holes at the Hailesboro Post Office. Superintendent Williams will have the issue addressed.

Vern Fuller asked who owns the Emeryville Bridge. The board could not answer that question since it is in court now to determine who owns the bridge. He had an issue with the barrier & weight limit on the Emeryville Bridge. He talked to John Disbro of NYS DOT who told Vern that the Emeryville Bridge is a 25 ton capacity bridge not 3 ton as it is specified. Vern Fuller stated that he cannot go over the bridge with his van & he wants the issue to be relooked at. It was discussed that the weight & height limit is posted by the County to prolong the life of the bridge. The board stated that if John Disbro of NYS DOT states to the Town in writing that the bridge has a 25 ton capacity, then the Town will

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contact the County to remove the height & weight limit. Supervisor Cappellino will contact John Disbro concerning the issue.

Jeff Hill would like to know the amount of the town funds have been used to defend the town justice. Bookkeeper Gary Higgins will look up the information.

Tim Prashaw stated that he would like to see the Town pass a resolution opposing the Safe Act on gun control. After discussion, a motion was made by Councilperson Rick Newvine for the Town to create a resolution opposing the Safe Act gun control & seconded by 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.

Code Enforcement Officer Rick Whitford reported that Gordon Griffith has purchased the old Balmat school & is turning it into a sports gym for the kids of the area.

Town Clerk & Tax Collector Sherrie Williams reported that 81.82% of the taxes have been collected so far.

Councilperson Karen Simmons reported that Historian Connie Bishop is home from being ill & back in the Historian's office. The soldier plaques are still being worked on

Tim Prashaw of the Beaver Patrol reported that the beavers are very quiet at this time.

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Deputy Dog Warden Tammy Hooley reported that 5 complaints, 2 warnings, & 2 dogs were in the kennel over night and went home. Bart Bishop's dog is still missing. Janet Collier of Ag & Markets has completed an inspection of the Fowler Dog Pound & all went well. There was some vandalism done outside the kennel & the state troopers were contacted to look into the issue.

Legislator Alex MacKinnon reported that the 1% sales tax increase is in the process of being approved. It will be on a 2 year renewal basis & probably will be in place in May or June. More ATV trails are being put in by the County. All legislators have ipads now to conserve on paper usage.

Highway Report - Superintendent Williams reported that the Highway Department has been filling pot holes, cleaning trucks, cutting brush & the CHIPS money will be increased by about \$30,000 which goes toward road work this year. He stated that Jeff Andrew's issues have already been addressed. The pigeon issue has been addressed & the building has been cleaned where the pigeons were.

Councilperson Karen Simmons reported that she talked to Jennifer Breen of the Office of Community Renewal concerning the grant. In about 3 weeks a public meeting to give interested individuals information concerning the grant will be set up to take applications for the grant.

Councilperson Rick Newvine reported that there are still efforts being done to keep the Fowler Elementary School.

Councilperson Natalie Spilman reported that she will contact Tim

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Knowlton of BOCES about building picnic tables for the beach.

There was a discussion on the Sylvia Lake Beach.

Supervisor Cappellino reported that the amended Dog Control Local Law No. 1 of 2013 needs approval from the Town Board. After discussion, in as much as the board has already had a public hearing & has agreed on the Local Law No. 1 of 2013 Amending the Dog Control Law, Councilperson Karen Simmons made a motion to re-approve the Local Law No. 1 of 2013 Amending the Dog Control Law & 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

Supervisor Cappellino reported that the next board meeting is May 7, 2013 at 7 PM in the Fowler Town Hall & there will be a work session on April 10, 2013 at 6:30 PM to discuss several issues.

The bills audited for the General Fund were #53 - #80 \$13,083.72 & Highway Fund #41 - #57 - \$17,690.91.

A motion was made by Councilperson Rick Newvine to adjourn the meeting at 8:15 PM & seconded by Councilperson Karen Simmons. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Natalie Spilman; Yes, Karen Simmons; Yes, Randy Durham; Yes. All in Favor. MOTION CARRIED.

Michael Cappellino; Supervisor      Sherrie Williams; Town Clerk

Rick Newvine; Councilperson      Randy Durham; Councilperson  
Karen Simmons, Councilperson      Natalie Spilman, Councilperson