

Minutes - November 13, 2012 - 7 PM

The Regular Meeting for the Town of Fowler & Public Hearing for the 2013 Proposed Budget was held on the above date with all members present. Also present was Town Clerk Sherrie Williams, Code Enforcement Officer Rick Whitford, Justice Paul Lamson, Lillith Griffith, Barb Sullivan, Cherie Given, Bonnie Seaman, Neil & Tammy Hooley.

Supervisor Cappellino called the meeting to order then proceeded with the opening prayer & the pledge of allegiance. Supervisor Cappellino opened the 1 hour 2013 Proposed Budget Hearing at 7:06 PM.

A motion was made by Councilperson Rick Newvine to approve the October 9, 2012 Meeting minutes & seconded by Councilperson Randy Durham. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Natalie Spilman; Yes, Randy Durham; Yes, Karen Simmons; Yes. All in Favor. MOTION CARRIED.

Supervisor Cappellino reported that Neil & Tammy Hooley are interested in the Dog Warden position for the Town. He reported that the current fines for dog issues are \$25 for a first offense, second offense \$50, & third offense \$75. He believes the fees should be increased. After discussion, a motion was made by Councilperson Rick Newvine to amend the Local law No. 1 of 2010 Dog Control Law for the Town of Fowler to state that dog complaints will be handled by the Dog Warden prior to a criminal complaint & the fines will be changed to \$50 for the first offense, \$100 for the second, & \$175 for the third offense. The Town lawyer will be contacted to amend the law. After discussion, a motion was made by Councilperson Karen Simmons to appoint

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Neil Hooley as the Fowler Dog Warden & Tammy Hooley as the Deputy Dog Warden until the end of 2012. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Randy Durham; Yes, Karen Simmons; Yes, Natalie Spilman; Yes. All in Favor.
MOTION CARRIED.

Supervisor Cappellino reported that the County approved a resolution authorizing the County Department of Highways to coordinate and assist the Town of Fowler regarding rehabilitation of the Emeryville Road bridge over the power canal. After discussion, a motion was made by Councilperson Randy Durham to approve Resolution 12 of 2012 stating that the Town Board authorizes the Town Supervisor to enter into an Intermunicipal Agreement with the County of St. Lawrence and to provide the County a maximum of \$12,000.00 toward the necessary materials so as to enable the County to repair said bridge, allowing the County to post a maximum weight load and enforcement barrier on said bridge & seconded by Councilperson Rick Newvine. 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 he has Resolution No. 11 of 2012 to Support Home Rule Legislation to Allow St. Lawrence County to consider a possible increase of sales tax for the Board to consider. After discussion, a motion was made by Councilperson Rick Newvine to approve Resolution No. 11 of 2012 to Support Home Rule Legislation to Allow St. Lawrence County to consider a possible increase of sales tax & seconded by Councilperson Natalie Spilman. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Randy Durham; Yes,

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Natalie Spilman; Yes. All in Favor. MOTION CARRIED.

Code Enforcement Officer Rick Whitford reported that 9 permits have been issued for the month of October & things are slowing down.

Councilperson Karen Simmons reported that she had the Beaver Patrol Report from Tim Prashaw. Five beavers were killed, 2 areas were cleaned out & grates were put back up.

A motion was made by Councilperson Karen Simmons to put out the bid for the Beaver Control position for 2013 & 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.

Councilperson Karen Simmons reported that there have been 11 calls concerning dog issues & 4 nuisance calls.

Superintendent Williams reported that the Highway Department has completed the paving, been patching roads & cutting brush. He reported that signs have been put up on the Byrns road restricting military vehicles which have been damaging the road. The whole department just completed a snow plowing safety course which was very informative. He asked the board about hiring 1 person part time for winter maintenance and was denied.

The board discussed the issue of changing the end of work week payday for the Highway Department.

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Councilperson Randy Durham reported that he thinks the on-site drug & alcohol testing program is a good one. It would be done quarterly & kept in it's own entity. Consensus of the board was for On-site Testing to test 2 employees per quarter. After discussion, a motion was made by Councilperson Randy Durham to give Supervisor Cappellino permission to sign the On-Site Testing contract & 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.

At 8:08 Supervisor Cappellino closed the Public Hearing concerning the 2013 Proposed Budget. A motion was made by Councilperson Rick Newvine to close the Public Hearing & 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.

Superintendent Williams reported that he thinks the Town should have a outside, unbiased Safety Officer for the Highway Department. He will contact Joe Lacks on the issue.

Councilperson Karen Simmons reported that she would like to commend Custodian Rick Whitford for the great job of cleaning the Town Hall. Superintendent Williams also thanked him for help on some highway building issues.

Councilperson Natalie Spilman reported that there was a good turn out at the Hailesboro Post Office meeting.

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Councilperson Rick Newvine reported that the Hailesboro ball field has been worked on to improve it for the spring season.

After discussion, a motion was made by Councilperson Randy Durham to approve the 2013 Proposed Budget & 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 Michael Cappellino reported that the next Board Meeting will be on December 11, 2012 at 7 PM in the Fowler Town Hall. There will also be a work session on November 28, 2012 at 6:30 PM concerning several issues.

The bills audited for the General Fund were #226 - #251 \$11,541.58 & Highway Fund #226 - #245 - \$80,419.20.

A motion was made by Councilperson Rick Newvine to adjourn the meeting at 8:40 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.

Michael Cappellino; Supervisor Sherrie Williams; Town Clerk

Rick Newvine; Councilperson Randy Durham; Councilperson

Karen Simmons, Councilperson Natalie Spilman; Councilperson

Town of Fowler
Resolution 12-2012
November 13, 2012

WHEREAS, the bridge in St. Lawrence County, located in the Town of Fowler on the Emeryville Road, having Bridge Identification Number 2259360, had been found deficient and in need of repair; and

WHEREAS, the bridge was last reconstructed by St. Lawrence County in 1982; and

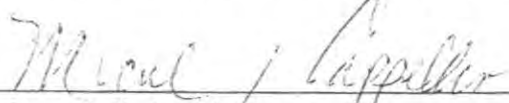
WHEREAS, St. Lawrence County has indicated they desire to correct these deficiencies but are financially unable to make the necessary repairs to the bridge; and

WHEREAS, it is beneficial to the Town of Fowler to have said bridge repaired and usable by its residents, as well as the residents of the County of St. Lawrence; and

WHEREAS, the County has approached the Town seeking to have the Town partner with the County to repair the bridge;

NOW THEREFORE, be it

RESOLVED that the Town Board authorizes the Town Supervisor to enter into an Intermunicipal Agreement with the County of St. Lawrence and to provide the County a maximum of \$12,000.00 toward the necessary materials so as to enable the County to repair said bridge, allowing the County to post a maximum weight load and enforcement barrier on said bridge. The town agrees to maintain the enforcement barrier on said bridge



Supervisor Michael Cappellino