

**DATE:** February 10, 2014 **KIND OF MEETING:** Regular Town Board Meeting

**WHERE HELD:** Chazy Town Hall **PRESIDING OFFICER:** Mark Henry Supervisor

	<b>MEMBERS PRESENT</b>	<b>MEMBERS ABSENT</b>
Supervisor - Mark Henry	(x)	( )
Councilor - Daniel Vesco	( )	(x)
Councilor - Jerry Deno	( )	(x)
Councilor - Cathy Devins	(x)	( )
Councilor - Willie Giroux	(x)	( )
Clerk - Philip Beauharnois	(x)	( )
Attorney - William Favreau	(x)	( )
Hwy. Supt. - Timothy Lamica	(x)	( )

**OTHERS PRESENT:** S. Patnode

**CALL MEETING TO ORDER**

Supervisor Mark Henry called the 02/10/2014 Regular Town Board meeting to order at 7 PM.

**MINUTES**

Councilor Cathy Devins made a motion that the minutes of the 02/10/2014 Regular Town Board meeting be approved as submitted by the Town Clerk, seconded by Councilor Willie Giroux.

3 ayes, 0 noes. Motion carried. Ayes – Councilor Cathy Devins, Councilor Giroux and Supervisor Mark Henry.

**REPORTS**

The Supervisor and Town Clerk January 2014 monthly reports submitted to Board for review and filed.

**PUBLIC COMMENT**

None

**CLINTON COUNTY LEGISLATOR REPORT**

- Clinton County Legislator, Sam Dyer reports that the final sales tax figures are in and there is a little extra and that the Town of Chazy has been made whole.
- He also reports the sales tax figures are a bit slower, however the numbers are up.
- Congratulated all the newly elected Town Board members.

**ATTORNEY FOR THE TOWN REPORT**

- Town Attorney William Favreau discussed a proposed SEQR – Comprehensive Land Use Resolution.

**HIGHWAY SUPERINTENDENT REPORT**

- Highway Supt. Timothy Lamica reports they continue to plow and sand roads.
- He also notes the Highway Dept. is getting things ready for spring.

## **TOWN COUNCIL ITEMS**

### **Councilor Willie Giroux Discussed The Following With The Board:**

- Councilor Giroux said he had nothing to report.

### **Councilor Cathy Devins Discussed The Following With The Board:**

- Councilor Devins said she had nothing to report.

### **Councilor Jerry Deno Discussed The Following With The Board:**

- Councilor Deno was Absent

### **Councilor Daniel Vesco Discussed The Following With the Board:**

- Councilor Vesco was Absent

## **SUPERVISOR ITEMS**

### **Supervisor Mark Henry reports:**

- That he received a call from a Town resident regarding the fact that sidewalks are not being shoveled. Discussion followed with Supervisor Henry asking and Councilor Cathy Devins agreeing to look into this issue.
- Discussed the appointment of Donald (Tre) Green to the Planning Board. Supervisor Henry noted that Mr. Green would like to be on this Board, therefore, a resolution noting his appointment is required.
- Discussed the recent bids for a new  $\frac{3}{4}$  Pick-up Truck. Supervisor Henry is recommending the rejection of all bids as there were several issues with the bid specifications that were vague.
- Discussed the receipt of a new Dog Control Officer Agreement with the Town of Mooers.
- Commented on Robert Cheeseman – Town Historian’s Annual Report and what a great job he does.
- Received a complaint about the railroad crossing on Washington Avenue. Supervisor Henry is going to contact CP Rail and request they look into the condition at the crossing.
- Discussed the Town Website and noted it needs to be updated quicker. He said he is going to ask Councilor Daniel Vesco to head up a group to upgrade our town website.
- Asked if anyone knew of someone who might be interested in serving on the BAR (Board of Assessment Review) to please have them contact him.
- Noted that the Town Justices Annual report(s) need to be reviewed and initialed by the Board.
- Discussed appointing Leo Oliver as the 2014 Budget Officer. Mr. Oliver has agreed to such an appointment.

**BUDGET OFFICER/APPOINTMENT**

**Resolution: 14-29      02/10/2014**

Motion by: Councilor Cathy Devins

WHEREAS, **Leo Oliver** is appointed budget officer for the Town of Chazy by Supervisor Mark Henry;

NOW, THEREFORE BE IT RESOLVED, that the Chazy Town Board does hereby approve the appointment of **Leo Oliver** as Town of Chazy budget officer for the year 2014.

Seconded by: Councilor Willie Giroux

Discussion: Yes

		<u>Yes</u>	<u>No</u>
<b>Roll Call:</b>	<b>Willie Giroux</b>	x	
	<b>Jerry Deno</b>		<b>ABSENT</b>
	<b>Cathy Devins</b>	x	
	<b>Daniel Vesco</b>		<b>ABSENT</b>
	<b>Mark Henry</b>	x	

Carried: YES

**RESOLUTION APPROVING THE DISTRIBUTION OF OVERPAYMENT OF TOWN TAXES.**

**Resolution: 14-30      02-10-2014**

Motion by: Councilor Cathy Devins

**WHEREAS;** The Town of Chazy Tax Collector receives taxes from taxpayers for Town Taxes; and

**WHEREAS;** taxpayers will from time to time overpay their Town Taxes;

**NOW, THEREFORE, BE IT RESOLVED** by the Town Board of the Town of Chazy, New York, does hereby determine as follows:

- 1) The Town Board of the Town of Chazy does hereby authorize and direct the Chazy Town Tax Collector to retain Town Tax Overpayments of \$5.00 (five dollars) or less and to consider such overpayments as 'other income'.
- 2) The Town Board of the Town of Chazy does hereby further determine that the Chazy Town Tax Collector 'refund' any Town Tax Overpayments of more than \$5.00 to the property owner.

Seconded by: Councilor Willie Giroux

Discussion: Yes

		<u>Yes</u>	<u>No</u>
<b>Roll Call:</b>	<b>Willie Giroux</b>	x	
	<b>Jerry Deno</b>		<b>ABSENT</b>
	<b>Cathy Devins</b>	x	
	<b>Daniel Vesco</b>		<b>ABSENT</b>
	<b>Mark Henry</b>	x	

Carried: YES

**REJECTION OF PICK-UP TRUCK BID**

**Resolution: 14-31**      **02/10/2014**

Motion by: Councilor Cathy Devins

**Whereas;** the specifications for the ¾ ton Pick-up Truck are vague and open to interpretation and therefore not in the best interests of the Town of Chazy or Prospective bidders,

**NOW, THEREFORE, BE IT RESOLVED** that the Chazy Town Board does hereby determine as follows:

- 1) The Chazy Town Board of the Town of Chazy directs that all bids received for the ¾ ton Pick-up Truck be rejected.

Seconded by: Councilor Willie Giroux

Discussion: Yes

	<u>Yes</u>	<u>No</u>
<b>Roll Call:</b> Willie Giroux	x	
Jerry Deno		<b>ABSENT</b>
Cathy Devins	x	
Daniel Vesco		<b>ABSENT</b>
Mark Henry	x	

**Carried: YES**

**CHAZY TOWN JUSTICES ANNUAL 2013 REPORTS REVIEWED**

**Resolution: 14-32**      **02/10/2014**

Motion by: Councilor Cathy Devins

WHEREAS, the State of New York Unified Court System requires a resolution acknowledging that the 2013 annual reports from the Chazy Town Justices were reviewed by the Chazy Town Board;

**NOW, THEREFORE, BE IT RESOLVED**, that the Chazy Town Board does hereby verify that the 2013 annual reports of the Chazy Town Justices were reviewed by the Chazy Town Board at this regular Town Board meeting.

Seconded by: Councilor Willie Giroux

Discussion: No

	<u>Yes</u>	<u>No</u>
<b>Roll Call:</b> Willie Giroux	x	
Jerry Deno		<b>ABSENT</b>
Cathy Devins	x	
Daniel Vesco		<b>ABSENT</b>
Mark Henry	x	

**Carried: YES**

**PAYMENT OF CLAIMS**

**Resolution: 14-33      02/10/2014**

Motion by:    Councilor Cathy Devins

RESOLVED, that the Chazy Town Board does hereby authorize payment of the following claims:

General Fund claims #33-77, 22410 - 22455 to 22460	in the amount of	\$27,778.13
Highway Fund claims #14-38, 22457 to 22460	in the amount of	\$31,359.80
Light Districts claim #2	in the amount of	\$2,823.81
Sewer District claims #9-25, 2564 to 2566	in the amount of	\$12,734.35
Water District claims #6-12, 1564, 1566 and 1567	in the amount of	\$3,255.74
T & A claims #11429 to 11433, 11447 to 11450, 11458 to 11463	in the amount of	\$4,964.17
	<b>TOTAL:</b>	<b>\$82,916.00</b>

Seconded by:    Councilor Willie Giroux

Discussion:    No

	<u>Yes</u>	<u>No</u>
<b>Roll Call:    Willie Giroux</b>	x	
<b>Jerry Deno</b>		<b>ABSENT</b>
<b>Cathy Devins</b>	x	
<b>Daniel Vesco</b>		<b>ABSENT</b>
<b>Mark Henry</b>	x	

**Carried: YES**

**APPOINTMENT PLANNING BOARD/DONALD GREEN**

**Resolution: 14-34      02/10/2014**

Motion by:    Councilor Cathy Devins

WHEREAS, a Planning Board term expires for member **Donald (Tre) F. Green III**, on 12/31/2013;

NOW, THEREFORE BE IT RESOLVED that the Chazy Town Board does hereby re-appoint **Donald (Tre) F. Green III** to a five (5) year term on the Town of Chazy Planning Board ending on December 31, 2018.

Seconded by:    Town Supervisor Mark Henry

Discussion:    Yes

	<u>Yes</u>	<u>No</u>
<b>Roll Call:    Willie Giroux</b>	x	
<b>Jerry Deno</b>		<b>ABSENT</b>
<b>Cathy Devins</b>	x	
<b>Daniel Vesco</b>		<b>ABSENT</b>
<b>Mark Henry</b>	x	

Carried: YES

**SEQR RESOLUTION – COMPREHENSIVE LAND USE**

**RESOLUTION     14-35     02/10/2014**

Motion by: Councilor Cathy Devins

**IN THE MATTER OF THE TOWN OF CHAZY**

**SEQR RESOLUTION**

**COMPREHENSIVE LAND USE**

**WHEREAS**, the Town Board of the Town of Chazy (hereinafter referred to as the “Town Board” is considering a resolution to adopt a proposed “Comprehensive Land Use Plan”; and

**WHEREAS**, The “State Environmental Quality Review”, (hereinafter referred to as the “SEQR”) of the new York State Environmental Conservation Law provides for the review of projects which constitute an “action” with respect to the effect of such projects on the environment; and

**WHEREAS**, a determination of the effect of said project or action on the environment is necessary to determine whether a draft “Environmental Impact Statement” is required; and

**WHEREAS**, the effects of the project or action on the environment are to be examined by all involved “agencies” to make such determination; and

**WHEREAS**, the Town Board has before it the project or action known as the Proposed adoption of a “Comprehensive Land Use Plan”; and

**WHEREAS**, the Project has been determined and is hereby determined to be a TYPE I listed action requiring the assessment as to its effect upon the environment.

**NOW, THEREFORE**, it is hereby

**RESOLVED** by the Town Board of the Town of Chazy, New York, as follows:

1. The Town Board does hereby declare itself by this Resolution to be the “lead agency” in accordance with the provisions of SEQR for purposes of assessing the effect of the Project on the environment and determining whether said effect is sufficiently significant to require the preparation of a “Draft Environmental Impact Statement”, and be it further

**RESOLVED**, that the Town Clerk is hereby directed and authorized to notify all interested and involved agencies of the Town’s declaration of “lead agency” status for purposes of conducting a coordinated review of the environmental impacts of the Town’s adoption of the proposed Comprehensive Land Use Plan.

Seconded by: Town Supervisor Mark Henry

Discussion: Yes

**Yes**

**No**

<b>Roll Call:</b>	<b>Willie Giroux</b>	<b>x</b>	
	<b>Jerry Deno</b>		<b>ABSENT</b>
	<b>Cathy Devins</b>	<b>x</b>	
	<b>Daniel Vesco</b>		<b>ABSENT</b>
	<b>Mark Henry</b>	<b>x</b>	

**Carried: YES**

**RESOLUTION TO ACCEPT 2014 CONTRACT WITH TOWN OF MOOERS FOR THE SHARED SERVICES OF DOG CONTROL OFFICER KALEIGH LABOMBARD**

**Resolution: 14-36      02/10/2014**

Motion by: Councilor Cathy Devins

WHEREAS, the Town of Mooers agrees to share the Dog Control Service of Kaleigh LaBombard for \$8,800.00 a year;

NOW, THEREFORE BE IT RESOLVED, that the Chazy Town Board does hereby authorize the Supervisor to sign a contract with the Town of Mooers for sharing Dog Control Officer Kaleigh LaBombard for the amount of \$8,800.00 a year.

Seconded by: Councilor Donald Willie Giroux

Discussion: No

		<u>Yes</u>	<u>No</u>
<b>Roll Call:</b>	<b>Willie Giroux</b>	<b>x</b>	
	<b>Jerry Deno</b>		<b>ABSENT</b>
	<b>Cathy Devins</b>	<b>x</b>	
	<b>Daniel Vesco</b>		<b>ABSENT</b>
	<b>Mark Henry</b>	<b>x</b>	

**Carried: YES**

**ADJOURNMENT**

Town Supervisor Mark Henry asked for a motion to adjourn.

Councilor Cathy Devins made a motion, seconded by Councilor Willie Giroux to adjourn the 02/10/2014 Regular Town Board meeting at 7:47 PM.

Respectfully yours,

*Philip F. Beauharnois*  
Philip F. Beauharnois  
Clerk of the Board