

**DATE: June 9, 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 - Heidi Dennis	(x)	( )
Hwy. Supt. - Timothy Lamica	(x)	( )

**OTHERS PRESENT: S. Patnode, S. Dyer, J. Bennett**

A legal notice was placed in the official newspaper on Monday, May 26, 2014 as follows:

**NOTICE OF PUBLIC HEARING**

**RESOLUTION AUTHORIZING THE ADOPTION OF THE TOWN OF CHAZY COMPREHENSIVE LAND USE PLAN**

***PLEASE TAKE NOTICE*** that the Town Board of the Town of Chazy will hold and conduct a Public Hearing at the Town Hall of the Town of Chazy located on 9631 Route 9 in the Town of Chazy, Clinton County, New York, on the 9<sup>th</sup> day of June in the year 2014 at 7:00 o'clock p.m. in the evening of that day concerning the Town of Chazy – Comprehensive Land Use Plan. A copy of said Comprehensive Land Use Plan is available for review at the Offices of the Town Clerk of the Town of Chazy. All interested persons will be heard at the meeting noticed above.

By order of the Chazy Town Board  
Dated at Chazy, NY, May 12, 2014

*Philip F. Beauharnois*  
Philip F. Beauharnois  
Town Clerk, Town of Chazy

Proof of notice having been furnished, Supervisor Henry called the public hearing on the proposed adoption of the Town of Chazy – Comprehensive Land Use Plan, to order at 7:00 PM

Supervisor Henry presented the proposed adoption of the Town of Chazy – Comprehensive Land Use Plan. He requested any questions or comments.

No questions or comments were received.

All persons desiring to be heard were heard.

Supervisor Mark Henry closed the public hearing at 7:02 PM

**CALL MEETING TO ORDER**

Supervisor Mark Henry called the 06/09/2014 Regular Town Board meeting to order at 7:02 PM.

**MINUTES**

Councilor Cathy Devins made a motion that the minutes of the 05/12/2014 Regular Town Board meeting be approved as submitted by the Town Clerk, seconded by Councilor Daniel Vesco

Motion carried. Ayes – Councilor Daniel Vesco, Councilor Jerry Deno, Councilor Cathy Devins and Supervisor Mark Henry.

**REPORTS**

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

**PUBLIC COMMENT**

No one wished to comment before the Board

**CLINTON COUNTY LEGISLATOR REPORT**

Clinton County Legislator, Sam Dyer reports that sales tax figure are a little better, noting that in July we will know for sure.  
Legislator Dyer commented that anyone with taxes owed must have payment to the Clinton County Treasurer no later than June 12, 2014 in order to keep their homes.  
He also noted the bids are going out for the airport expansion.

**ATTORNEY FOR THE TOWN REPORT**

**Town Attorney Heidi Dennis – Had nothing to report**

**HIGHWAY SUPERINTENDENT REPORT**

**Highway Supt. Timothy Lamica reports:**

That the Highway Dept. is working on mowing, replaced drive-way culverts, sweeping is all done and they have already started hauling sand and road side garbage is all picked-up.  
He also noted that they are getting ready to start paving.

**TOWN COUNCIL ITEMS**

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

Had nothing to report.

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

Was Absent

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

Commented on how good the new garage door looks.  
Asked if anymore had been learned regarding Ambit electric rates/charges.  
Supervisor Henry said it appears to be working out, however, there are still some questions, noting we want to make sure we are getting the right rate.  
Commented on the recent newspaper article for the Veteran’s Parade

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

Had nothing to report.

**SUPERVISOR ITEMS**

**Supervisor Mark Henry reports:**

The Consolidated Funding for the Waste Water Application Grant has been completed and was forwarded to the State today by Liz Tedford. He noted that the grant could be awarded for up to \$30,000.00. This is an 80%/20% grant with the Town responsible for 20%. If the full grant amount is received the Town would be required to pay \$7500.00 which could be offset by ‘in-kind’ services provided by the Town such as labor/material/equipment.  
Discussed banking issues, nothing there are significant changes. Noted that he and Town employees have contacted and met with other financial institutions to

find the best bank for the Town to have their checking accounts with as little financial impact. He said a resolution will be presented requesting approval to change from Key Bank to TD Bank.

Discussed Propane gas charges, noting that we estimate we can save upwards of \$2500.00 in costs by switching to Adirondack Energy. He said a resolution will be presented requesting approval to change to Adirondack Energy.

Informed the Town Board that we received an unsigned letter from residents of Rushford Drive regarding lake moorings, noting he will turn this over to the Zoning Board.

Noted that Patricia Ayer is requesting approval to attend training – a Resolution will follow.

Commented that six (6) picnic tables are missing from the Chazy Rec. Park and that the West Chazy Rec. Park roof had been vandalized and the mirrors in both West Chazy bathrooms had been smashed. Discussed locking the bathrooms and the possibility of obtaining a porta potty.

Noted we have two (2) seats open on the Zoning Board of Appeals and One (1) open seat on the Board of Assessment Review. Asked if anyone was interested in being on either of these boards to please contact him.

Discussed the proposed new Dollar General Store. He noted that Dollar General leases the land and the store from a development group. He noted that the Town does not have any request/plans from Dollar General, however, if and when they are received they will be turned over to the Zoning Board. After architectural plans are developed it will go back to the Planning Board.

## **SEQR COMPREHENSIVE LAND USE**

**RESOLUTION**      **14-63**      **06-09-2014**

Motion by: Councilor Cathy Devins

**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.

**WHEREAS** the Town Board of the Town of Chazy, New York previously declared itself 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

**WHEREAS**, the Town has notified 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; and

**WHEREAS**, the Town has received and completed a “Full Environmental Assessment Form” Part 1 and Part 2 and has fully reviewed and considered the potential environmental impacts of the Town’s adoption of the proposed “Comprehensive Land Use Plan.”

**NOW THEREFORE**, after due deliberation and consideration it is **HEREBY RESOLVED** by the Town Board of the Town of Chazy as follows:

1. The Town Board acting as “full lead agency” does hereby receive and place on file the completed Environmental Assessment Form, giving information about the Comprehensive Land Use and its potential effects on the environment (collectively, the “environmental compliance file”).
2. The Town Board does hereby determine, after careful review and consideration of the environmental compliance file, that adoption of the Comprehensive Land Use Plan will not have a significant effect on the environment pursuant to the information presented and the environmental compliance file, and that, therefore, the preparation of a “Draft Environmental Impact Statement” (DEIS) is not required.
3. The Town Board of the Town of Chazy does hereby authorize and direct the Supervisor to have prepared a “notice of no significant environmental impact” (NEGATIVE DECLARATION) for the Project.
4. The “notice of no significant environmental impact” (NEGATIVE DECLARATION) shall be disseminated to those “involved agencies” and governmental units as required by the Environmental Conservation Law and any local law of the Town, and the environmental compliance file as aforesaid shall be maintained on file at the Town Hall Office of the Town Board, and made available for public inspection at regular business hours of the Town.
5. This resolution shall become effective immediately upon its adoption by the Town Board of the Town of Chazy.

Seconded by: Councilor Jerry Deno

Discussion: No

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

**Carried: YES**

**RESOLUTION AUTHORIZING TOWN ASSESSOR PATRICIA AYER TO ATTEND A COURSE TITLED “AGRICULTURAL ISSUES FACING TAX ASSESSORS”**

**Resolution: 14-64      06/09/2014**

Motion by: Councilor Jerry Deno

**WHEREAS**, Patricia Ayer has requested authorization to attend a course titled "Agricultural Issues Facing Tax Assessors" for two (2) days from June 24 – June 25, 2014. The cost of the course is \$150.00, plus mileage to Voorheesville, NY and motel expenses.

**NOW, THEREFORE, BE IT RESOLVED**, that the Chazy Town Board does hereby authorize Patricia Ayer to attend a course titled "Agricultural Issues Facing Tax Assessors in Voorheesville, NY from June 24 to June 25, 2014.

Seconded by: Councilor Cathy Devins

Discussion: No

	<u>Yes</u>	<u>No</u>
Willie Giroux		<b>ABSENT</b>
Jerry Deno	X	
Cathy Devins	X	
Daniel Vesco	X	
Mark Henry	X	

Carried: YES

**AUTHORIZATION TO CHANGE BANKS**

**Resolution: 14-65      06/09/2014**

Motion by: Councilor Cathy Devins

WHEREAS, Key Bank has notified the Town that there will be an increase in cost for doing business with them;

NOW, THEREFORE, BE IT RESOLVED that the Chazy Town Board does hereby authorize the Supervisor to change all of the Town's Bank accounts over to TD Bank.

Seconded by: Councilor Daniel Vesco

Discussion: No

	<u>Yes</u>	<u>No</u>
Willie Giroux		<b>ABSENT</b>
Jerry Deno	X	
Cathy Devins	X	
Daniel Vesco	X	
Mark Henry	X	

Carried: YES

**RESOLUTION AUTHORIZING EXECUTION OF DEPOSITORY COLLATERAL AGREEMENT WITH TD BANK**

**Resolution: 14-66      06/09/2014**

Motion by: Councilor Cathy Devins

WHEREAS, the Town of Chazy desires to maintain or continue to maintain public deposits with TD Bank; and

WHEREAS, TD Bank desires to obtain such deposits and provide security Therefore as required by the General Municipal Law, Banking Law and other Applicable statues; and

WHEREAS, TD Bank agrees to provide safekeeping services and to hold any Securities pledged to the Town of Chazy in an account established for the benefit of the Town of Chazy as secured party pursuant to this agreement.

NOW, THEREFORE, BE IT RESOLVED that the Chazy Town Board does hereby authorize the Town of Chazy to enter into a Depository Collateral Agreement with TD Bank.

Seconded by: Councilor Jerry Deno

Discussion: No

	<u>Yes</u>	<u>No</u>
<b>Willie Giroux</b>		<b>ABSENT</b>
<b>Jerry Deno</b>	<b>X</b>	
<b>Cathy Devins</b>	<b>X</b>	
<b>Daniel Vesco</b>	<b>X</b>	
<b>Mark Henry</b>	<b>X</b>	

Carried: YES

**AUTHORIZATION TO SIGN TD BANK CHECKS**

**Resolution: 14-67      06/09/2014**

Motion by: Councilor Cathy Devins

WHEREAS, TD Bank requires Town Board authorization for certain officials to sign checks;

NOW, THEREFORE, BE IT RESOLVED, that the Chazy Town Board does hereby authorize signatures on checks of TD Bank, Town of Chazy accounts, by Supervisor Mark Henry, Deputy Supervisor Jerry Deno, Town Secretary - Susan Patnode and Town Clerk/Tax Collector - Philip Beauharnois.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Chazy Town Board does hereby authorize signatures on checks of TD Bank, Town of Chazy Justice accounts by Town Justices - Christopher Latremore and Caroline Meseck-Pratt.

Seconded by: Councilor Jerry Deno

Discussion: No

	<u>Yes</u>	<u>No</u>
<b>Willie Giroux</b>		<b>ABSENT</b>
<b>Jerry Deno</b>	<b>X</b>	
<b>Cathy Devins</b>	<b>X</b>	
<b>Daniel Vesco</b>	<b>X</b>	
<b>Mark Henry</b>	<b>X</b>	

Carried: YES

**RESOLUTION AUTHORIZING WIRE TRANSFER SERVICE PAYMENT AND CASH MANAGEMENT SERVICES MASTER AGREEMENT WITH TD BANK**

**Resolution: 14-68      06/09/2014**

Motion by: Councilor Jerry Deno

WHEREAS, there is a need for wire transfer service payment with TD Bank; and

WHEREAS, there is a need for cash management services master agreement;

NOW, THEREFORE, BE IT RESOLVED that the Chazy Town Board does hereby authorize the Town of Chazy Supervisor to sign a wire transfer service payment authorization form with TD Bank; and further

RESOLVED, that the Town of Chazy Supervisor is also authorized to enter into and sign a cash management services master agreement with TD Bank.

Seconded by: Councilor Daniel Vesco

Discussion: No

	<u>Yes</u>	<u>No</u>
Willie Giroux		<b>ABSENT</b>
Jerry Deno	X	
Cathy Devins	X	
Daniel Vesco	X	
Mark Henry	X	

Carried: YES

**RESOLUTION AUTHORIZING TD BANK TO BE BUSINESS/PUBLIC ENTITY DEPOSITORY**

**Resolution: 14-69      06/09/2014**

Motion by: Councilor Cathy Devins

WHEREAS, TD Bank needs to be designated a depository of the Town of Chazy;

NOW, THEREFORE, BE IT RESOLVED that the Chazy Town Board does hereby authorize the Town of Chazy Supervisor to sign forms designating TD Bank a depository for the Town of Chazy and that the Supervisor of the Town of Chazy is authorized to open and close accounts and is authorized transaction signer for accounts opened with TD Bank.

Seconded by: Councilor Jerry Deno

Discussion: No

	<u>Yes</u>	<u>No</u>
Willie Giroux		<b>ABSENT</b>
Jerry Deno	X	

<b>Cathy Devins</b>	<b>X</b>
<b>Daniel Vesco</b>	<b>X</b>
<b>Mark Henry</b>	<b>X</b>

**Carried: YES**

**RESOLUTION AUTHORIZING PURCHASE OF PROPANE GAS FROM ADIRONDACK ENERGY**

**Resolution: 14-70 06/09/2014**

Motion by: Councilor Cathy Devins

WHEREAS, in the opinion of the members of the Chazy Town Board that it is in the best interests of the Town of Chazy to change propane suppliers and;

WHEREAS, Adirondack Energy offers flexibility and cost savings at a rate of no more than ten cents (\$.10) per gallon above the New York State Contract price.

NOW, THEREFORE, BE IT RESOLVED that the Town of Chazy purchase propane from Adirondack Energy

Seconded by: Councilor Daniel Vesco

Discussion: No

	<b><u>Yes</u></b>	<b><u>No</u></b>
<b>Willie Giroux</b>	<b>ABSENT</b>	
<b>Jerry Deno</b>	<b>X</b>	
<b>Cathy Devins</b>	<b>X</b>	
<b>Daniel Vesco</b>	<b>X</b>	
<b>Mark Henry</b>	<b>X</b>	

**Carried: YES**

**2014 BUDGET TRANSFERS**

**Resolution: 14-71 06-09-2014**

Motion by: Councilor Cathy Devins

RESOLVED, that the Chazy Town Board does hereby authorize the following 2014 budget transfers:

<b>From:</b>	<b>Amount:</b>	<b>To:</b>
1990.01.004.00 Contingent	\$ 57.49	5680.01.004.00 Maint./gas
1990.01.004.00 Contingent	\$171.25	1220.01.004.48 Prof. Svcs.
1990.01.004.00 Contingent	172.48	1220.01.004.21 Supplies
1620.06.002.00 R14-39 3/10/14	\$2,450.00	1620.01.002.00 Equipment

Seconded by: Councilor Jerry Deno

Discussion: No

	<b><u>Yes</u></b>	<b><u>No</u></b>
<b>Willie Giroux</b>	<b>ABSENT</b>	
<b>Jerry Deno</b>	<b>X</b>	
<b>Cathy Devins</b>	<b>X</b>	



Daniel Vesco X  
Mark Henry X

Carried: YES

**PAYMENT OF CLAIMS**

**Resolution: 14- 72**                      **06/09/2014**

Motion by: Councilor Jerry Deno

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

General Fund claims #190-216 and 22718 - 22721	in the amount of	\$18,448.43
Highway Fund claims #110-131 and 22718-22721	in the amount of	\$33,238.18
Sewer District claims #64-71 and 2574-2575	in the amount of	\$ 3,907.44
Water District claims #22-38 and 1574-1575	in the amount of	\$ 1,898.82
Light District claims #6	in the amount of	\$ 2,843.28
T & A claims #11618–11620, #11633 - 11635 & 11645 - 11651	in the amount of	\$4,923.17
	<b>TOTAL:</b>	<b>\$ 65,259.32</b>

Seconded by: Councilor Cathy Devins

Discussion:

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

Carried: YES

Supervisor Henry reminded the board that our next meeting will be on July 14, 2014.

**ADJOURNMENT**

Town Supervisor Mark Henry asked for a motion to adjourn.

Councilor Cathy Devins made a motion, seconded by Councilor Jerry Deno to adjourn the 06/09/2014 Regular Town Board meeting at 7:45 PM.

Respectfully yours,

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