

DATE: June 8, 2015 KIND OF MEETING: Regular Town Board Meeting

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

	MEMBERS PRESENT	MEMBERS ABSENT
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: Betty Trombly, Dale Wolters, Sam Dyer

Town Supervisor Mark Henry opened the meeting with the Pledge Alliance to the Flag.

CALL MEETING TO ORDER

Town Supervisor Mark Henry called the 06/8/2015 Regular Town Board meeting to order at 7 PM.

MINUTES

Councilor Daniel Vesco made a motion that the minutes of the 05/11/2015 Regular Town Board Meeting be approved as submitted by the Town Clerk, seconded by Councilor Catgut Devins.

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

Noes - 0

REPORTS

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

PUBLIC COMMENT

No-one sought to address the Town Council.

OPENING OF BIDS ON HIGHWAY SURPLUS EQUIPMENT

A legal notice was placed in the official newspaper on May 15, 2015 and May 18, 2015.

**NOTICE TO BIDDERS
SURPLUS EQUIPMENT**

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Chazy will receive sealed bids up until 7 PM, Monday, June 8, 2015 at the Town Clerk’s Office, 9631 Rte 9, PO Box 219, Chazy, NY 12921-0219 to sell all right, title and interest of the Town of Chazy in and to surplus Chazy Highway Equipment. . A Case 850 B dozer with a minimum bid of \$8,000.00. A Tractor mounted 6 ft. Broom Sweeper. A 6 ft Kaun Mowing Machine. A 7 ft. Kaun Mowing Machine – needs repairs. A1085 Case Drott with a minimum bid of \$5,000.00. A 2000 Chevy Pick-up and plow with a minimum bid of \$1,000.00. A 1986 18 ton Equipment Trailer with Pintle Hitch in good shape with a minimum bid of \$4,500.00. All in “as is-where is” condition of which is available for inspection at the Town of Chazy Highway Garage, 884 Miner Farm Road.

Bid Proposal forms and Non-Collusive Bidding Certificates may be obtained from the Town Clerk, Town of Chazy.

The sealed bid should be marked "**Bid Highway Equip.**" on the envelope and will be opened at the regular Town Board Meeting at the regular Town Board Meeting at 7 PM, Monday, June 8, 2015.

The Chazy Town Board reserves the right to reject any and/or all bids and to waive any and/or all informalities that do not affect the validity of the bid. Bids need to include a non-collusive bidding certificate.

It is the responsibility of any prospective bidder or purchaser to investigate and ascertain the condition of the item being sold prior to the date of bidding.

By Order of the Town Board,

Dated May 11, 2015

Philip F. Beauharnois

Philip F. Beauharnois

Town Clerk

Town Clerk Philip Beauharnois informed the Town Council that he had received one (1) bid for the advertised Highway Surplus Equipment.

He opened the bid which was from Kris Gilmore, Mooers, NY. Mr. Gilmore bid on the 6 ft. Kaun Mowing Machine - \$205.00 and on the 7 ft. Kaun Mowing Machine, which needs repairs - \$105.00.

ATTORNEY FOR THE TOWN REPORT

Attorney William Favreau reports:

- Supervisor Henry informed the Town Council that he had discussed with Town Attorney William Favreau the issue of how to close the Pleasant Valley Road and the possibility of a Noise Ordinance for the town. He noted he has received a few noise complaints from Town residents.
- Mr. Favreau discussed the process of closing a road. He noted that 'road abandonment' is covered in Highway Law. He further noted that a Qualified Abandonment form, signed by the Highway Superintendent has to be filed with the Town Clerk.
- Mr. Favreau provided a sample 'Noise Ordinance' for the Town's consideration. He noted a Public Hearing would be required with 20 day notice if the board wished to proceed.
Supervisor Mark Henry asked that the board review the sample/proposed Noise Ordinance so the board could consider possible action at their next meeting in July.

HIGHWAY SUPERINTENDENT REPORT

Highway Supt. Timothy Lamica reports:

- Noted that the first road-side mowing has been done.
- Work on the sidewalk in West Chazy is being done.

CLINTON COUNTY LEGISLATOR REPORT

Clinton County Legislator Sam Dyer reports:

- Informed the Town Board that McDonalds Transit is taking over for First Transit.
- Noted that two (2) companies had asked the County for resolutions supporting their interest in Medical Marijuana production in the county. He said that generic resolutions of support were provided.
- Commented that the Clinton County Tax Foreclosed Properties sale went well.
- Informed the Town Board that Tom Tetreault from the town has been appointed to the Clinton County Youth Bureau.

TOWN COUNCIL ITEMS

Councilor Cathy Devins Discussed The Following With The Board:

- Had nothing to report

Councilor Willie Giroux Discussed The Following With The Board:

- Absent

Councilor Daniel Vesco Discussed The Following With The Board:

- Had nothing to report

Councilor Jerry Deno Discussed The Following With The Board:

- Had nothing to report

TOWN SUPERVISOR ITEMS**Town Supervisor Mark Henry reports:**

- Discussed the Back Entry-way to the Town Hall and described the proposed work he would like to have done to include lighting, paint and signs. He noted that a partial materials list is estimated to be approximately \$788.00. He said a proposed resolution will be presented later in the meeting this evening.
- Noted he met with Steve Adams from Leberge Engineering last Wednesday and additional paperwork/data was provided as requested. He also noted that \$15,000 was received from EFC (Environmental Facility Corp.)
- Noted that Sue Patnode, Secretary to the Supervisor was on vacation and that he and Phil Beauharnois, Town Clerk were sharing her duties.
- Noted that the Huffington Post had an article regarding Palliatech which is the company seeking approval to start a Medical Marijuana processing plant in the Town.
- Informed the board that the Planning Board voted to recommend that the Town adopt the Current Zoning Map 1991 – Present which was revised on October 20, 2014. Supervisor Henry noted that a proposed resolution will be presented later in the meeting this evening.
- Discussed Shared Services between Town's in the County wherein equipment and staff could be shared. Supervisor Henry noted that a resolution to act on this contract is being proposed this evening.
- Noted that a contract with Home Heating & Air Conditioning was received for the West Chazy Town Hall furnace for the period 5/27/2015 to 5/26/2016 for \$279.00. Supervisor Henry noted that a contract for the Chazy Town Hall furnace was not considered as plans are being considered to install a new gas furnace.

Discussion was held by the Town Board concerning the West Chazy Town Hall and use by various Civic Groups. Dale Wolters – JCEO Coordinator said the hall roof was leaking in her area and that she had to move many things into the main hall area. The issue of a Hall Scheduler was discussed. Use of the hall was suspended due to sewer issues this past winter. Supervisor Henry said he will contact someone to see about repairs to the roof, back door and some wiring, along with changing the locks on the doors. Councilor Deno said he spoke with several groups who would like to resume use of the hall. It was the consensus of the board that after needed repairs and the naming of a scheduler was accomplished the West Chazy Town Hall would be reopened to see what sewer issues may be of concern next winter.

- Supervisor Henry noted that we had billed the person's insurance company for the destroyed fire hydrant that had been destroyed. He noted that the cost for the new hydrant, shipping and labor was \$1816.00.

- Informed the board that the NYS Dept. of Transportation will be repairing the Stratton Hill Bridge in 2020. They have asked that if the Town has any issues to inform them by September 2015. The question of emergency response was raised. Supervisor Henry will check with both the Chazy and West Chazy Fire Districts.
- Noted he is still trying to obtain a credit card for the Town.

COMPLETE HEATING SERVICE AGREEMENT FOR WEST CHAZY T/HALL WITH HOME HEATING AND AIR CONDITIONING

Resolution: 15-68 **06/08/15**

Motion by: Councilor Jerry Deno

WHEREAS, Home Heating and Air Conditioning is offering a service agreement for cleaning and tuning the heating system at the West Chazy Town Hall;

NOW, THEREFORE, BE IT RESOLVED, that the Chazy Town Board does hereby authorize the Supervisor to enter into and sign a service agreement with Home Heating and Air Conditioning, 1078 Fiske Road, Chazy, NY 12921, phone number (518) 561-3035, for the West Chazy Town Hall for \$279.00 for a year 05/27/2015 to 05/26/2016.

Seconded by: Councilor Cathy Devins

Discussion: No

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

Carried: YES

MAINTENANCE & REPAIRS TO CHAZY TOWN HALL BACK ENTRYWAY

Resolution: 15-69 **06/08/15**

Motion by: Councilor Cathy Devins

Whereas, the back public entrance to the Chazy Town Hall which is also handicapped accessible is in need of maintenance, repair and upgrade to the walls, railings, signage, and lighting and;

Whereas, we have a partial materials list quote in the amount of \$788.00 which does not include lighting and;

Whereas, the labor for this project will be done almost exclusively in house;

NOW, THEREFORE, BE IT RESOLVED, that the Chazy Town Board does hereby authorize the Supervisor to expend from the General Building, Maintenance and Repairs fund an amount not to exceed \$1,500.00 to accomplish said maintenance, repairs and upgrades.

Seconded by: Councilor Daniel Vesco

Discussion: No

		<u>Yes</u>	<u>No</u>
Roll Call:	Willie Giroux		Absent

Jerry Deno	x
Cathy Devins	x
Daniel Vesco	x
Mark Henry	x

Carried: YES

RESOLUTION AUTHORIZING TOWN SUPERVISOR TO SIGN A CONTRACT FOR SHARED SERVICES ON BEHALF OF THE TOWN OF CHAZY

Resolution: 15-70 06/08/2015

Motion by: Councilor Cathy Devins

Resolution Authorizing the Town Supervisor to sign a contract on behalf of the Town of Chazy to permit the Highway Department Superintendent to share services with the Highway Department Superintendent in other municipalities who possess similar authorization for the borrowing or lending of materials and supplies and the exchanging, leasing, renting or maintaining of machinery and equipment, including the operators thereof, for the purpose of aiding the Highway Department Superintendent in the performance of his duties.

Whereas, all municipalities, including the Town of Chazy, have the power and authority to contract for the purpose of renting, leasing exchanging, borrowing or maintaining of machinery and equipment, with or without operators, with other municipalities and;

Whereas, all municipalities, including the Town of Chazy, have the power and authority to borrow or lend materials and supplies to other municipalities and;

Whereas, it is hereby determined that the Town of Chazy and other municipalities have machinery and equipment which is not used during certain periods, and;

Whereas, it is determined that the Town of Chazy and other municipalities often have materials and supplies on hand which are not immediately needed, and;

Whereas, it is hereby determined that by renting, borrowing, exchanging, leasing or maintaining highway machinery and equipment and the borrowing or lending of materials and supplies, the Town of Chazy and other municipalities may avoid the necessity of purchasing certain needed highway machinery and equipment and the purchasing of or storing a large inventory of certain materials and supplies, thereby saving the taxpayers money and'

Whereas, it is incumbent upon each municipality to design a simple method whereby materials and supplies, equipment and machinery, including the operators thereof, may be obtained or maintained with a minimum of paperwork and inconvenience and with a swift approval process and;

Whereas, it is the intent of the Town of Chazy to give the Superintendent of the Highway Department authority to enter into renting, exchanging, borrowing, lending or maintaining arrangements with the persons serving in similar capacities in other municipalities without the necessity of obtaining approval of the Town Board prior to making of each individual arrangement, unless the arrangement/agreement involves Town Funds. In such case the Highway Superintendent has authority to incur debt up to \$10,000. Any arrangement/agreement in excess of \$10,000 is subject to Town Board Approval. In such event the Town Supervisor will be immediately notified.

Whereas, a standard contract has been prepared which is expected to be adopted and placed into effect in other municipalities, and will grant the person holding

the position comparable to that of the Superintendent of the Highway Department, authority to make similar arrangement, and;

Whereas, it is hereby determined that it will be in the best interests of the Town of Chazy to be a party to such shared services arrangements;

NOW THEREFORE BE IT RESOLVED that the Town Supervisor of the Town of Chazy is hereby authorized to sign on behalf of the Town of Chazy, the following contract.

Seconded by: Councilor Jerry Deno

Discussion: No

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

Carried: YES

CURRENT ZONING MAPS 1991 TO PRESENT

Resolution: 15-71 **06/08/2015**

Motion by: Councilor Jerry Deno

Whereas, the Town of Chazy Zoning maps needed to be reviewed, updated and made more readable and;

Whereas, the Town of Chazy Planning Board has reviewed, updated and made more readable said zoning maps, hereinafter referred to as "Current Zoning Maps 1991 to Present" and;

Whereas, the Town of Chazy Planning Board has recommended to the Chazy Town Board that said "Current Zoning Maps 1991 to Present" be adopted by the Town Board;

Now, Therefore, be it Resolved that the Chazy Town Board hereby adopts the "Current Zoning Maps 1991 to Present."

Seconded by: Councilor Cathy Devins

Discussion: No

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

Carried: YES

2015 BUDGET TRANSFERS

Resolution: 15-72 **06/08/2015**

Motion by: Councilor Cathy Devins

RESOLVED, that the Chazy Town Board does hereby authorize the following 2015 budget transfers:

From:	Amount:	To
1990.01.004.00 Contingent	\$11.42	7140.01.004.41 Sciota RP Exp.

Seconded by: Councilor Daniel Vesco

Discussion: No

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

Carried: YES

PAYMENT OF CLAIMS

Resolution: 15-73 **06/08/2015**

Motion by: Councilor Jerry Deno

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

General Fund claims #114-143 and 23861, 23865, 23867-23869	in the amount of	\$19,040.58
Highway Fund claims #91-104 and 23862, 23865, 23867-23869	in the amount of	\$14,441.47
Sewer District claims #46-54	in the amount of	\$9,141.65
Water District claims #27-31	in the amount of	\$1,210.53
Light District claims #3	in the amount of	\$3,014.61
T & A claims #12549-12550, 12565-12566, 12575-12579, 12598-12600	in the amount of	\$3,994.04
	TOTAL:	\$50,842.88

Seconded by: Councilor Cathy Devins

Discussion: No

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

Carried: YES

AWARDING BID FOR CHAZY SURPLUS HIGHWAY EQUIPMENT

Resolution: 15-74 06/08/2015

Motion by: Councilor Jerry Deno

WHEREAS, only one bid was received for the following Chazy Surplus Highway Equipment:

- | | | | |
|----|------------------------------------|--|----------------------|
| 1. | Kris G. Gilmore
289 Letson Road | 6 ft. Kaun Mowing Machine _____
7 ft. Kaun Mowing Machine _____ | \$205.00
\$105.00 |
|----|------------------------------------|--|----------------------|

NOW, THEREFORE, BE IT RESOLVED that the Chazy Town Board does hereby award the bid to Kris G. Gilmore, Mooers, New York.

Seconded by: Councilor Cathy Devins

Discussion: No

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

Carried: YES

RESOLUTION TO ADVERTISE FOR BIDS ON TOWN HIGHWAY SURPLUS EQUIPMENT/TRACTORS & TRUCKS

Resolution: 15-75 06/08/2015

Motion by: Councilor Jerry Deno

WHEREAS, the Town of Chazy Highway Supt. requests advertisement of surplus equipment for sale;

NOW, THEREFORE, BE IT RESOLVED, that the Chazy Town Board does hereby authorize the Town Clerk to advertise, in Press-Republican, the official newspaper, a request for sealed bids on surplus Highway equipment. A Case 850 B dozer with a minimum bid of \$8,000.00. A1085 Case Drott with a minimum bid of \$5,000.00. A 2000 Chevy Pick-up and plow with a minimum bid of \$1,000.00. A 1986 18 ton Equipment Trailer with Pintle Hitch in good shape with a minimum bid of \$4,500.00 and a 2006 Ford F250 Axles and Frame only. The equipment may be seen at the Town Highway Garage, Town of Chazy, 884 Miner Farm Rd, Chazy, NY during the hours of 7 AM – 3:30 PM, Monday through Thursday. Bids will be opened at the Chazy Town Clerk’s Office on Wednesday, July 8, 2015 at 10 AM.

Seconded by: Councilor Cathy Devins

Discussion: No

Roll Call:		<u>Yes</u>	Absent	<u>No</u>
Willie Giroux				
Jerry Deno		x		
Cathy Devins		x		

Daniel Vesco	x
Mark Henry	x

Carried: YES

Supervisor Henry asked if there was anything else to come before the Town Board.

Supervisor Henry reminded the board that our next Town Board meeting will be on Monday, July 13, 2015 at the Chazy Town Hall at 7 PM.

ADJOURNMENT

Town Supervisor Henry asked for a motion to adjourn.

Councilor Cathy Devins made a motion, seconded by Councilor Jerry Deno to adjourn the 06/08/2015 Regular Town Board meeting at 8:03 PM. Motion Carried.

Respectfully yours,

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