

February 21, 2019

Regular Town Board Meeting

Present: Supervisor Edward Bender, Councilman Alan Wood, Councilman Dan Wiley, Councilman Marty Mason, Councilman Paul Aubertine, Highway Superintendent Bill Pond, Keith Brass, Assemblyman Mark Walczyk and 3 visitors.

Supervisor Bender opened the meeting at 6:30pm with the pledge of allegiance.

Supervisor Bender asked for a motion to adjourn to Executive Session to discuss the employment history and financial history of an employee.

Councilman Wood made the motion to adjourn to Executive Session, seconded by Councilman Wiley.

All members voted AYE.

Councilman Wiley made a motion to have Town Clerk, Michelle Bouchard, attend the Executive Session, seconded by Councilman Wood. All members voted AYE.

Councilman Wiley made a motion to come out of Executive Session and to resume the regular meeting, seconded by Councilman Wood. All members voted AYE.

Privilege of the floor

Assemblyman Mark Walczyk said that he noted the meeting date on the calendar and wanted to attend. He said that he wanted to discuss the proposed closings of Correctional Facilities. He assured the board that he is working hard to keep all 5 facilities in the north open. He said that they had just filed a petition to stay open and he is disappointed that the Governor brought this about after the budget process. He said that he has toured the facilities and he was told that Cape Vincent Correctional is a well-run facility. Supervisor Bender told him that he had signed the Aid and Incentives to Municipalities (AIM) letter. Assemblyman Walczyk thanked him and they agreed this funding is critical to the town's revenue. He said the cuts to this revenue sharing program will hurt a lot of municipalities and he said he will be paying close attention to this. He said that he is working for the town, for the board, and he is proud to do so.

The minutes of the Jan. 17, 2019 meeting were accepted by Councilman Mason, seconded by Councilman Wood. All members voted AYE.

The minutes of the Jan. 31, 2019 meeting were accepted by Councilman Aubertine, seconded by Councilman Mason. All members voted AYE.

Reports

Recreation Park – Keith Brass said there have been the usual activities in the building over the past month. He said that he has had help from the town sanding the parking lot and he thanked them.

Water – Keith Brass said that they have had a few water turn ons. He spoke about the new radios and that they have all passed and are working fine. He said that they were having some issues with the GPS system and it was determined that a lightning rod was interfering and has been removed. Keith said that the new system installed in water district one detected a significant leak, and a broken meter was found in water district four. All have been repaired. Keith told the board that beginning April 1 they will have to do their own disinfection testing. In the past this was done by Converse Labs and they have told Keith that they are too busy to continue this testing.

Highway – Highway Superintendent Bill Pond reported that they had a truck break down and it went in for repairs to Beam Mack. He said that he contacted the town of Clayton highway department and they loaned him a truck to use until the repairs were complete. Bill told the board that he ran out of salt due to the Governor shutting down the interstate. He said the delivery trucks could not get here. Bill told the board that during the State of Emergency, he received a phone call from Legislator Cantwell who asked him if there was anything he could do for him. Bill said he told him about the salt situation and within minutes he received a phone call from the County and they brought 2 loads of salt. Bill said that he was very grateful to Legislator Cantwell and the County for their help.

Bill said that they have assisted with removing snow in the village and he said that he had taken delivery of the new pickup truck. Bill reported that he has ordered a wing and brace from Viking for one of the trucks. He said the cost is \$3,200.00.

Bill told the board that he will be keeping Zeb Miller on as part time/full time employee. He will be replacing James Rooney. Bill also said that Zeb has his CDL permit and asked if he could take his test on one of the town's trucks. The board said that he could as this has been the practice in the past.

Bill told the board that he would like the Machinery Committee to help him with the broom replacement. He said that it will cost \$3,000.00 to rent.

Supervisor's Financial Report – Supervisor Bender said that the month of January took a hit and he reviewed the account balances.

Councilman Aubertine made a motion to approve of the Supervisor's Financial Report, seconded by Councilman Wiley. All members voted AYE.

Machinery – Councilmen Mason and Aubertine agreed they needed to meet with Bill Pond and will do so on Friday.

DANC – Councilman Mason said that a meeting is coming up and he will be attending to ask that the allocations be cut.

Youth Commission – Councilman Wiley reported that the TI Baseball Conference will not exist, but there are people who are working to keep the program going.

LDC – Councilman Wiley said that the town will need to advertise for members.

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Supervisor Bender said that the Zoning Officer, Jim Millington has resigned. The board asked the Town Clerk to advertise the position and to have the date of March 15 for the last date to accept resumes.

The board discussed holding interviews before their March 21 meeting at 5:30pm.

Councilman Wood made a motion to accept the resignation from the Zoning Officer, Jim Millington, seconded by Councilman Mason. All members voted AYE.

Councilman's Discussion

Supervisor Bender said that the planning board has asked the board to place a six month moratorium on solar projects. He said that he knows there is a resolution to be acted upon and he knows there will be discussion and he would like the discussion now.

Councilman Aubertine said that he has two issues with this; he understands the rationale regarding size for commercial solar project, and he is concerned with size. He said that 25KW does not mean Commercial solar to him. He also said that a moratorium would not permit even a review of the application submitted. He went on to say that his other thought is maybe make it three months.

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Councilman Mason said that he wants the planning board to work on finishing the law.

Councilman Wiley said that he would like to give the planning board direction and asked if six months is the standard.

Councilman Wood made a motion to allow a 90 day moratorium regarding the planning board's request, and that the 90 days will start from the date of the public hearing, seconded by Councilman Wiley. Vote was taken; Supervisor Bender NAY, Councilmen Wiley, Wood, Aubertine and Mason voting AYE. Motion carried.

Councilman Wiley said that he would like the board to discuss their hit list. He said that his priority is Recreation Park. He would like to see the pickle ball court in, ball fields worked, picnic tables, rest rooms, and water fountains done summer of 2019. He asked if Bill Pond and Keith Brass have met with Mike Aubertine regarding covering the ice rink. Councilman Wiley said that he also wants to work on transparency and perhaps having the town look into a marketing program.

Councilman Mason said that he would like to have the ambulance situation solved, pickle ball court at Recreation Park. He talked about paving the parking lot, too.

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Supervisor Bender said that he wants a Capitol Reserve fund set up in the 2020 budget.

Councilman Wiley said that he would like to make Cape Vincent a bicycle friendly community.

Supervisor Bender introduced Matt Cooper from Barton and Loguidice.

Matt told the board that he has submitted proposals for a sewer study. He said the town was awarded a grant for a feasibility study to be done. This will be a town wide study. Matt discussed the various steps that could be taken and that they would find out where the service areas are and if the residents can

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Matt said that he has also submitted a proposal to take another look at water district 7.

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Councilman Wiley made a motion to give \$18,000.00 to the ambulance squad to help them get off the grounds from March 1 through April 1, and that the money comes from the budget line for TIERS, seconded by Councilman Aubertine. All members voted AYE.

Councilman Wiley suggested that a meeting be set up with the town and village employees to discuss volunteer drivers for the ambulance.

Councilman Aubertine made a motion to approve the payment of the vouchers, seconded by Councilman Wood. All members voted AYE.

Resolutions

Resolutions #24 and #25.

Councilman Wiley made a motion to table resolutions #24 and #25, which is to authorize the Supervisor to sign the agreement for Professional Services with Barton and Loguidice for water district 7 and a sewer study, seconded by Councilman Aubertine. All members voted AYE.

Resolution #26

Resolution #26 was moved by Councilman Wiley, seconded by Councilman Wood. Resolution #26 is to set a public hearing date of March 21, 2019 at 6pm regarding a three month moratorium to establish a local law on Solar Electric Conversion Systems. All members voted AYE.

The town board will hold a special meeting on March 7, 2019 along with their set work session to discuss the resolutions regarding Barton & Loguidice.

Town Clerk, Michelle Bouchard, asked the board to perform an audit of her books.

Councilman Wiley made a motion that a new contract with the planner, Scott Burto, be drawn up to reflect a salary of \$24,000.00 annually, 60% from the town and 40% from the village; and that an agreed

upon percentage be given for any grants applied for and awarded and that any existing applications sent in or being worked on before the contract is signed do not qualify; that attendance is made to all LDC, LWRP and village and town board meetings; and that a monthly report be given; and that this is all contingent on the village passing the same requirements and are in agreement, seconded by Councilman Aubertine. All members voted AYE.

Councilman Aubertine made a motion to adjourn at 8:40pm.

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Councilman Wiley made a motion to table resolutions #24 and #25, which is to authorize the Supervisor to sign the agreement for Professional Services with Barton and Loguidice for water district 7 and a sewer study, seconded by Councilman Aubertine. All members voted AYE.

Resolution #26

Resolution #26 was moved by Councilman Wiley, seconded by Councilman Wood. Resolution #26 is to set a public hearing date of March 21, 2019 at 6pm regarding a three month moratorium to establish a local law on Solar Electric Conversion Systems. All members voted AYE.

The town board will hold a special meeting on March 7, 2019 along with their set work session to discuss the resolutions regarding Barton & Loguidice.

Town Clerk, Michelle Bouchard, asked the board to perform an audit of her books.

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upon percentage be given for any grants applied for and awarded and that any existing applications sent in or being worked on before the contract is signed do not qualify; that attendance is made to all LDC, LWRP and village and town board meetings; and that a monthly report be given; and that this is all contingent on the village passing the same requirements and are in agreement, seconded by Councilman Aubertine. All members voted AYE.

Councilman Aubertine made a motion to adjourn at 8:40pm.

Michelle Bouchard, RMC – Town Clerk

February 21, 2019

Regular Town Board Meeting

Present: Supervisor Edward Bender, Councilman Alan Wood, Councilman Dan Wiley, Councilman Marty Mason, Councilman Paul Aubertine, Highway Superintendent Bill Pond, Keith Brass, Assemblyman Mark Walczyk and 3 visitors.

Supervisor Bender opened the meeting at 6:30pm with the pledge of allegiance.

Supervisor Bender asked for a motion to adjourn to Executive Session to discuss the employment history and financial history of an employee.

Councilman Wood made the motion to adjourn to Executive Session, seconded by Councilman Wiley.

All members voted AYE.

Councilman Wiley made a motion to have Town Clerk, Michelle Bouchard, attend the Executive Session, seconded by Councilman Wood. All members voted AYE.

Councilman Wiley made a motion to come out of Executive Session and to resume the regular meeting, seconded by Councilman Wood. All members voted AYE.

Privilege of the floor

Assemblyman Mark Walczyk said that he noted the meeting date on the calendar and wanted to attend. He said that he wanted to discuss the proposed closings of Correctional Facilities. He assured the board that he is working hard to keep all 5 facilities in the north open. He said that they had just filed a petition to stay open and he is disappointed that the Governor brought this about after the budget process. He said that he has toured the facilities and he was told that Cape Vincent Correctional is a well-run facility. Supervisor Bender told him that he had signed the Aid and Incentives to Municipalities (AIM) letter. Assemblyman Walczyk thanked him and they agreed this funding is critical to the town's revenue. He said the cuts to this revenue sharing program will hurt a lot of municipalities and he said he will be paying close attention to this. He said that he is working for the town, for the board, and he is proud to do so.

The minutes of the Jan. 17, 2019 meeting were accepted by Councilman Mason, seconded by Councilman Wood. All members voted AYE.

The minutes of the Jan. 31, 2019 meeting were accepted by Councilman Aubertine, seconded by Councilman Mason. All members voted AYE.

Reports

Recreation Park – Keith Brass said there have been the usual activities in the building over the past month. He said that he has had help from the town sanding the parking lot and he thanked them.

Water – Keith Brass said that they have had a few water turn ons. He spoke about the new radios and that they have all passed and are working fine. He said that they were having some issues with the GPS system and it was determined that a lightning rod was interfering and has been removed. Keith said that the new system installed in water district one detected a significant leak, and a broken meter was found in water district four. All have been repaired. Keith told the board that beginning April 1 they will have to do their own disinfection testing. In the past this was done by Converse Labs and they have told Keith that they are too busy to continue this testing.

Highway – Highway Superintendent Bill Pond reported that they had a truck break down and it went in for repairs to Beam Mack. He said that he contacted the town of Clayton highway department and they loaned him a truck to use until the repairs were complete. Bill told the board that he ran out of salt due to the Governor shutting down the interstate. He said the delivery trucks could not get here. Bill told the board that during the State of Emergency, he received a phone call from Legislator Cantwell who asked him if there was anything he could do for him. Bill said he told him about the salt situation and within minutes he received a phone call from the County and they brought 2 loads of salt. Bill said that he was very grateful to Legislator Cantwell and the County for their help.

Bill said that they have assisted with removing snow in the village and he said that he had taken delivery of the new pickup truck. Bill reported that he has ordered a wing and brace from Viking for one of the trucks. He said the cost is \$3,200.00.

Bill told the board that he will be keeping Zeb Miller on as part time/full time employee. He will be replacing James Rooney. Bill also said that Zeb has his CDL permit and asked if he could take his test on one of the town's trucks. The board said that he could as this has been the practice in the past.

Bill told the board that he would like the Machinery Committee to help him with the broom replacement. He said that it will cost \$3,000.00 to rent.

Supervisor's Financial Report – Supervisor Bender said that the month of January took a hit and he reviewed the account balances.

Councilman Aubertine made a motion to approve of the Supervisor's Financial Report, seconded by Councilman Wiley. All members voted AYE.

Machinery – Councilmen Mason and Aubertine agreed they needed to meet with Bill Pond and will do so on Friday.

DANC – Councilman Mason said that a meeting is coming up and he will be attending to ask that the allocations be cut.

Youth Commission – Councilman Wiley reported that the TI Baseball Conference will not exist, but there are people who are working to keep the program going.

LDC – Councilman Wiley said that the town will need to advertise for members.

Supervisor's Report

Supervisor Bender said that the Zoning Officer, Jim Millington has resigned. The board asked the Town Clerk to advertise the position and to have the date of March 15 for the last date to accept resumes.

The board discussed holding interviews before their March 21 meeting at 5:30pm.

Councilman Wood made a motion to accept the resignation from the Zoning Officer, Jim Millington, seconded by Councilman Mason. All members voted AYE.

Councilman's Discussion

Supervisor Bender said that the planning board has asked the board to place a six month moratorium on solar projects. He said that he knows there is a resolution to be acted upon and he knows there will be discussion and he would like the discussion now.

Councilman Aubertine said that he has two issues with this; he understands the rationale regarding size for commercial solar project, and he is concerned with size. He said that 25KW does not mean Commercial solar to him. He also said that a moratorium would not permit even a review of the application submitted. He went on to say that his other thought is maybe make it three months.

Councilman Wood said that he agrees it should only be 3 months, and feels that this is enough time.

Supervisor Bender said that he suggested a moratorium to two planning board members. He said that he does not want another situation like the wind turbines. Councilman Wood said that he feels they should be able to get it done in three months.

Councilman Aubertine said that it is definitely lacking and it needs to be reviewed, but he feels that six months is too long. He said that the moratorium could be revisited after three months if this was not enough time.

Councilman Mason said that he wants the planning board to work on finishing the law.

Councilman Wiley said that he would like to give the planning board direction and asked if six months is the standard.

Councilman Wood made a motion to allow a 90 day moratorium regarding the planning board's request, and that the 90 days will start from the date of the public hearing, seconded by Councilman Wiley. Vote was taken; Supervisor Bender NAY, Councilmen Wiley, Wood, Aubertine and Mason voting AYE. Motion carried.

Councilman Wiley said that he would like the board to discuss their hit list. He said that his priority is Recreation Park. He would like to see the pickle ball court in, ball fields worked, picnic tables, rest rooms, and water fountains done summer of 2019. He asked if Bill Pond and Keith Brass have met with Mike Aubertine regarding covering the ice rink. Councilman Wiley said that he also wants to work on transparency and perhaps having the town look into a marketing program.

Councilman Mason said that he would like to have the ambulance situation solved, pickle ball court at Recreation Park. He talked about paving the parking lot, too.

Supervisor Bender said that he wants East End Park done. He would also like to see a plan in place for the 7 acres that was just purchased behind the Recreation Park building.

Councilman Mason said that he was told that someone that works at the school could be available to take aerial photos of Recreation Park to lay things out. He said he would like this done and each year they could add something new. He said he would like to see a walking trail.

Supervisor Bender said that he wants a Capitol Reserve fund set up in the 2020 budget.

Councilman Wiley said that he would like to make Cape Vincent a bicycle friendly community.

Supervisor Bender introduced Matt Cooper from Barton and Loguidice.

Matt told the board that he has submitted proposals for a sewer study. He said the town was awarded a grant for a feasibility study to be done. This will be a town wide study. Matt discussed the various steps that could be taken and that they would find out where the service areas are and if the residents can

afford it. He explained that the costs would have to be less than \$1,000.00 per year and that there is a very competitive funding environment now.

Matt said that he has also submitted a proposal to take another look at water district 7.

Dave McIntyre spoke to the board about the ambulance squad. He said that they have retained an Attorney who is providing a lot of help with the health laws. He said that they are moving forward with the new board and that he is the President of the board. He said that they have accepted three volunteer paramedics, but are struggling with drivers for the ambulance. He said that they are working on an interim staffing agreement with Guilfoyle. They are working out the particulars regarding staffing and times.

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Councilman Wiley made a motion to give \$18,000.00 to the ambulance squad to help them get off the grounds from March 1 through April 1, and that the money comes from the budget line for TIERS, seconded by Councilman Aubertine. All members voted AYE.

Councilman Wiley suggested that a meeting be set up with the town and village employees to discuss volunteer drivers for the ambulance.

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