

Town of Essex

Town Board Meeting
April 9, 2015

Supervisor Gardner called the meeting to order 7:00pm.

Pledge of Allegiance lead by Supervisor Gardner.

Roll Call: In Attendance

Supervisor Edward Gardner
Councilperson Claire LaPine
Councilperson Brian Garvey
Councilperson Mark Wrisley

Motion by Claire LaPine, seconded by Mark Wrisley to accept the Special Emergency Town Board Minutes of 2/21/15.

Roll Call Vote:

| | | | |
|------------------------|-----|----------------------|-----|
| Councilperson Garvey | Yes | Councilperson LaPine | Yes |
| Council Person Wrisley | Yes | Supervisor Gardner | Yes |

Motion by Bryan Garvey, seconded by Claire LaPine to accept the Regular Town Board Minutes of 3/12/15.

Roll Call Vote:

| | | | |
|------------------------|-----|----------------------|---------|
| Councilperson Garvey | Yes | Councilperson LaPine | Yes |
| Council Person Wrisley | Yes | Supervisor Gardner | Abstain |

Motion by Claire LaPine, seconded by Mark Wrisley to accept the Special Emergency Town Board Minutes of 3/27/15.

Roll Call Vote:

| | | | |
|------------------------|---------|----------------------|-----|
| Councilperson Garvey | Abstain | Councilperson LaPine | Yes |
| Council Person Wrisley | Yes | Supervisor Gardner | Yes |

Supervisor Gardner offered the floor to Ronald Jackson of the Willsboro Essex EMS, Inc. Ronald explained that because it has been since May of 2013 when the town board gave its support to the Willsboro-Essex EMS, Inc. that they are requesting again a letter acknowledging the support of the town board. He noted that the organization has received its non-profit status and the organization should be in operation in about two years. Questions were raised concerning budget, districts, ownership of vehicles, etc., which were answered by Ronald.

Supervisor Gardner offered the floor to the public. Donna Sonnet was acknowledged and given the floor, acting for the Commerce Committee of the Essex Initiatives she read a letter (see attached) in reference to the upcoming 4th of July.

Sharon Boisen spoke, without acknowledgement from the floor, stating that she did not see on the agenda any updates on the water project. Supervisor Gardner informed her that we are still in negotiation. She asked if there was anything else happening with this. He replied that it was still in negotiation and therefore could not be released.

Resolution 37-2015 is being made to amend the appointed term of Jonathan J White to the Zoning Board of Appeals to expire 9/30/2019. The terms were confirmed by Essex County Real Property on April 2, 2015.

Motion Made By: Councilperson LaPine Seconded By: Councilperson Garvey

Roll Call Vote:

Supervisor Gardner: yes
Councilperson Garvey: yes

Councilperson LaPine yes
Councilperson Wrisley: yes

Resolution 45-2015 is being made to appoint James LaForest to serve out the unexpired term of Harold MacDougal, to end December 31, 2015.

Motion Made By: Claire LaPine

Seconded By: Bryan Garvey

Supervisor Gardner: yes

Councilperson LaPine: yes

Councilperson Garvey: yes

Councilperson Wrisley: yes

RESOLUTION 41-2015 is being made to accept revised Abstract #2015-2 as per attached.

Motion Made By: Councilperson Garvey

Seconded By: Claire LaPine

Roll Call Vote:

Supervisor Gardner: Yes
Councilperson Garvey: Yes
Councilperson LaForest: Yes

Councilperson LaPine: Yes
Councilperson Wrisley: Yes

Resolution 43-2015 – At a meeting of the Town Board of the Town of Essex, New York held on April 9, 2015, the following RESOLUTION was moved by Councilman Wrisley and seconded by Councilperson LaForest.

WHEREAS the Town has been requested by New York RSA 2 Cellular Partnership d/b/a Verizon Wireless to enter into an option to lease and a lease of a portion of its water tower for telecommunications purposes.

WHEREAS the Town does not need or use the portion of the water tower proposed to be optioned and leased; and

WHEREAS the Town the proposed use of a portion of the water tower by New York RSA 2 Cellular Partner d/b/a Verizon Wireless will not interfere with the town's own use of the tower.

NOW THEREFORE be it RESOLVED that the Town enter into the option and lease, which are attached to this resolution, with New York RSA 2 Cellular Partner d/b/a Verizon Wireless.

This resolution is subject to permissive referendum.

| | YEA | NAY |
|----------------------------|-----|-----|
| Edward Gardner, Supervisor | X | |
| Mark Wrisley | X | |
| Claire LaPine | X | |
| Bryan Garvey | X | |
| James LaForest | X | |

Resolution 44-2014 is being amended to include the following: To end contract with Hiscock and Barclay of Albany and to begin contract with William H. Kissell, for the Water Capital Project Source/Wells, dependent on approval and acceptance by William H. Kissell.

Motion Made By: Mark Wrisley

Seconded By: Bryan Garvey

Supervisor Gardner: YES

Councilperson LaPine: YES

Councilperson Garvey: YES

Councilperson Wrisley: YES

Councilperson LaForest: YES

Resolution 46 -2015 is being made to appoint Alicia Kelly to the unexpired term on the Board of Assessment Review (BAR) with her term ending 9/30/2017.

Motion Made By: Claire LaPine

Seconded By: Mark Wrisley

Councilperson LaPine: Yes

Councilperson Garvey: Yes

Councilperson Wrisley: Yes

Councilperson LaForest: Yes

Supervisor Gardner: YES

Resolution 47-2015 is authorizing the Supervisor to ask Mr. William Morgan, Town Clerk to reimburse the town \$77.15 for the balance missing from the town clerk's petty cash, per the audit performed by Patricia Gardner and Verified by Catherine De Wolff. Under Town Law S 64.1-a, a letter requesting the amount missing to be turned in immediately is to be sent and if not received such amount shall be withheld from his salary payment.

Motion Made By: Bryan Garvey

Seconded By: Claire LaPine

Councilperson LaPine: Yes

Councilperson Garvey: Yes

Councilperson Wrisley: Yes

Councilperson LaForest: Yes

Supervisor Gardner: YES

Resolution 48-2015: Be it resolved that the Town of Essex, Location 30462, hereby established the following as standard work days for its employees and will report days worked to the NYS and Local Employees Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body: Supervisor – 6, Clerk – 6, Town Justice – 6, Laborer -7, Highway -8, Zoning Officer -6, Water Superintendent – 6, Waste Water Superintendent – 6. See attached

Motion Made By: Claire LaPine

Seconded By: Bryan Garvey

All in Favor

Resolution 49-2015 is being made to correct the water/sewer re-levy that was placed on Bills number 86, 87 and 88. There was partial payment made on the water/sewer bills in November that was not received until after the time limit imposed by the county. The town clerk tried to change these re-levies without town board authorization, which only clouded the issue. The following changed needed are:

Bill 86 – Remove the Return of Sewer amount of 310.68 and Water Rent of \$258.00 bringing the total tax bill to \$464.76.

Bill 87 – Change the Return Sewer Rent to \$127.84 and the Return Water Rent to \$93.00 for a total of \$2278.25.

Bill 88 – Change the Return Sewer Rent to \$148.00 and the Return Water Rent to \$182.84 for a total of \$2137.80.

Motion Made By: Mark Wrisley

Seconded By: Claire LaPine

Councilperson LaPine: Yes Councilperson Garvey: Yes Councilperson Wrisley: Yes

Councilperson LaForest: Yes Supervisor Gardner: YES

Resolution 50-2015 is being offered to increase the Highway 2014 Budget.

1. The medical insurance needs to be increased by \$17960.00 which will be covered by a revenue from sales of equipment Account 2665.3.
2. A transfer from Highway Fund to Account 5142.03 Snow Removal Contractual Expense to cover unanticipated expenses.

Motion to table this resolution for more information was made by Claire LaPine and seconded by Mark Wrisley. All in favor.

Resolution 51-2015 is being made to cut the salary of William Morgan, Town Clerk, by 2/3rds and to continue with the distribution of those funds for the Deputy Town Clerk.

Discussion: Can we send a letter with this asking that he resign. All agreed that this should be added.

Motion Made By: Bryan Garvey Seconded By: Claire LaPine

Councilperson LaPine: Yes Councilperson Garvey: Yes Councilperson Wrisley: Yes

Councilperson LaForest: Yes Supervisor Gardner: YES

Resolution 52-2015 is being offered:

1. To stop charging Water and Sewer Operations and Maintenance to Robert and Patricia Burley and to edit the 4th Quarter 2014 and 1st Quarter 2015 water/Sewer bills charging debit service only to the following property: Tax Map #40.73-6-6.100 former Essex Provisions. Water was turned off by Gardner's Plumbing and Heating in September 2013.
2. To stop charging Water and Sewer Operation and Maintenance to Robert & Patricia Burley to Tax Map # 40.73-5-6.000 Residence. Water was turned off by The John Doctor Plumbers on November 4, 2013.

Motion Made By: Bryan Garvey Seconded By: Claire LaPine

Councilperson LaPine: Yes Councilperson Garvey: Yes Councilperson Wrisley: Yes

Councilperson LaForest: Yes Supervisor Gardner: YES

Supervisor Gardner asked for a motion to pay Abstract #4. Motion made by Bryan Garvey, Seconded by Mark Wrisley

Councilperson LaPine: Yes Councilperson Garvey: Yes Councilperson Wrisley: Yes

Councilperson LaForest: Yes Supervisor Gardner: YES

Motion to accept February Town Clerk Report made by Mark Wrisley and Seconded by Bryan Garvey All in favor.

Motion to accept March Town Clerk Report made by Claire LaPine and Seconded by Mark Wrisley All in Favor

Motion to accept Supervisors Report for the Month of March made by Bryan Garvey and Seconded by Claire LaPine All in Favor

Supervisors County Report: Supervisor Gardner stated that there was going to be a joint meeting with county and engineers tomorrow at 11am and that if anyone had a question he would bring it to the attention to the county. No one responded with a question.

Motion to accept Highway Report made by Bryan Garvey and seconded by Claire LaPine All in favor

Mark Wrisley made and Jim LaForest seconded motion to accept the WWTP report. All in favor

Motion made by Bryan Garvey and seconded by Claire LaPine to accept the Code Enforcement Report. All in favor

Claire LaPine made and Jim LaForest seconded to accept the Assessors Report. All in favor

Motion by Bryan Garvey and seconded by Claire LaPine to accept the Planning Board Hearing and Meeting Draft minutes. All in favor.

There was not Grange report but Claire was reminded that it was turned in after the last meeting and was filled. Supervisor Gardner to get these out to all.

Motion made by Bryan Garvey and seconded by Claire LaPine to adjourn. All in favor.