

**Town of Morristown
Regular Monthly Meeting
June 10, 2014**

Present: Gary Turner, David VanArnam, Shawn Macaulay, Howard Warren, Frank Putman

Also Present: K. Crosby, D. Hoffman, C. Sherwin, S. Shatraw

Approval of Minutes Councilman Warren asked to have “State Highway 37” inserted into the minutes under Public Works- request for Town assistance to mow the ROW. A motion was made by Councilman Warren, seconded by Councilman VanArnam to approve the minutes of May 13, 2014, with the noted correction.

Vote: G. Turner-Aye, D. VanArnam-Aye, S. Macaulay-Aye, W. w. Warren-Aye, F. Putman-Aye

Correspondence-Received from Troy and Bans-Clerk directed to investigate their services. The Morristown Recreation Committee minutes-reviewed. Insurance certificated received from Pat Barse as requested-accepted.

Public Comment

Mary Bailey- Brought a noise complaint to the Board concerning construction in her neighborhood. A neighbor two houses away is working on his house until 8:30 or later in the evening. She stated she wants the Town to help her with this situation. She is asking the Town to implement noise control as part of the Land Use Law for congested residential areas and limit the consecutive number of days a project can be worked on. She suggested that noise restrictions be put in place from 7:30 PM to 7 AM. She also asked that the Code Enforcement Officer visit the site. Supervisor Putman stated the Town couldn’t enforce such a restriction and asked who would be enforcing it. Mrs. Bailey stated that she would be sending a letter to the Board and asked that it be distributed to them.

Randy Huot- Addressed the Board concerning sewer repairs he was contracted to do. He stated that he found problems with the workmanship on the two installations he repaired. Large rocks were lying on the sewer pipe and had caused them to break. Mr. Huot stated that he had some ideas for preventing the grinder pumps from freezing up. Supervisor Putman invited him to attend a meeting with the Town and C2AE when it’s scheduled.

Old Business

1. Employee Handbook -Tabled

2. Hours Worked Reports-Please submit to the Clerk within 7 working days.

3. Municipal Solar Workshop Report-Chris Sherwin gave a report to the Board about the presentation. The Board agreed that they would like to be part of a follow up presentation with two other municipalities. Mr. Sherwin will call Tim Tuttle to see about setting up a presentation.

4. Town Hall-The Clerk was directed to submit some questions to the engineer (Karl Bender) for answers.

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5. Mill Road Amended Resolution (#6) - Councilman VanArnam moved Resolution No. 6 of 2014, seconded by Councilman Turner, as follows:

RESOLUTION #6 of 2014

WHEREAS, the owners of land parcels adjacent to Mill Road located in the Town of Morristown have petitioned the Town to abandon any interest in said Mill Road held by the Town; and

WHEREAS, the Town has never improved nor maintained any portion of Mill Road nor has it been used as a public highway by more than two vehicles per day for the last ten years; and

WHEREAS, the Town has no intention or need of improving or maintaining any portion of the Mill Road for highway or any other municipal purpose; and

WHEREAS, the Town has no record that it is the owner of Mill Road or that the Town ever dedicated same to same for highway purposes; and

WHEREAS, the Town Board, the Town Highway Superintendent and the St. Lawrence County Highway Superintendent have each duly expressed their agreement that it is in the best interest of the Town to abandon any interest the Town May have in maintaining Mill Road as a road of the Town; and

WHEREAS, New York Highway Law Section 205 permits the Town to abandon any interest in a road of the Town;

THEREFORE, BE IT RESOLVED that the Town Board hereby releases any and all interest it may have in the entirety of Mill Road excepting 400 linear feet from the English Settlement Road, along the Mill Road, to the Dead End sign, and hereby abandons the same. The Town Supervisor shall and is hereby empowered to take any and all actions necessary to effectuate such abandonment as required by the Highway Law of the State of New York, reserving to the Town a Public Right-of-Way in perpetuity in conformity with 205-b of the Highway Law of the State of New York.

FURTHERMORE, the Town shall hereafter have no responsibility for the maintenance of any portion of the Mill Road excepting 400 linear feet from the English Settlement Road, along the Mill Road, to the Dead End sign.

Vote: G. Turner-Aye, D. VanArnam-Aye, S. Macaulay-Aye, W. w. Warren-Aye, F. Putman-Aye

5. Other Old Business- No other old business was brought before the Board.

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New Business

1. LWRP Consistency Review & Resolution (#4) – Supervisor Putman moved Resolution No. 4 of 2014, seconded by Councilman Macaulay, as follows:

Resolution # 4 of 2014 LWRP - Consistency Resolution

**Black Lake Septic Repair and Replacement Project is
Consistent with the Morristown Local Waterfront Revitalization Plan**

WHEREAS, St. Lawrence County successfully secured a \$400,000 Community Development Block Grant to provide 35 income-eligible households with grant funding to repair or replace deficient septic systems which affects the community's public health and the water quality of Black Lake, and

WHEREAS, the project's service area extends from County Route 10 in the Town of Macomb to County Route 6 in the Town of Morristown, and

WHEREAS, a portion of the project service area is located in a Local Waterfront Revitalization Program Community, and

WHEREAS, a local consistency determination is required as a part of project's environmental review process, and

WHEREAS, the County completed a Consistency Assessment Form which details how the project is consistent with the Local Waterfront Revitalization Plan's policies, and specifically complements or advances policies concerning development (pages III-5 to III-7); fish and wildlife resources (III-19 to III-20); recreation (III-32 to III-33); and water and air resources (III-45 to III-50),

NOW, THEREFORE, BE IT RESOLVED that the Town of Morristown finds the Black Lake Septic Repair and Replacement Project is consistent with the Morristown Local Waterfront Revitalization Plan.

Vote: G. Turner-Aye, D. VanArnam-Aye, S. Macaulay-Aye, W. w. Warren-Aye, F. Putman-Aye

2. 2014 Standard Workday Resolution (#5) - Councilman VanArnam moved Resolution No. 5 of 2014 with Reported Hours Worked, seconded by Supervisor Putman, as follows:**Resolution # 5 of 2014**

Setting Standard Work Day for All Elected and Appointed Officials

BE IT RESOLVED, that the Town Board of the Town of Morristown hereby establishes the following as a standard work day for elected and appointed officials for the purpose of determining days worked reportable to the New York State and Local Employees' Retirement System:

ALL ELECTED OFFICIALS

Supervisor

Councilmember's

Town Clerk/Tax Collector

Justice

Five day work week, six hour day

Superintendent of Highways

Five day work week, eight hour day

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ALL APPOINTED OFFICIALS

Code Enforcement Officer
 Assessor
 Court Clerk
 Deputy Court Clerk
 Deputy Town Clerk
 Zoning Board of Appeals Members
 Planning Board Members
 Board of Assessment Review
 Animal Control Officer
 Five day work week, six hour day
 Motor Equipment Operators
 Five day week, eight hour day

<u>Title of Elected Official</u>	<u>Name</u>	<u>Social Security Number (Last 4 digits)</u>	<u>Registration Number</u>	<u>Standard Work Day Hours/Day</u>	<u>Term Begins/Ends</u>	<u>Participates in Employer Time Keeping System (Y/N)</u>	<u>Days/Month (based on Record of Activities)</u>
Supervisor	Frank L. Putman	8939	4222178-8	6	01/01/2014 - 12/31/2017	N	2.95
Deputy Supervisor	William Warren	9417	60642949	6	01/01/2014 - 12/31/2017		2.59
Town Clerk	David Murray	3112	40273666	6	01/01/2014 - 12/31/2017	N	21.81
Highway Superintendent	Dean Hoffman	8515	41764093	8	01/01/2014 - 12/31/2017	N	32.25

Code Enforcement Officer Appointed	Christopher Sherwin	3381	36249738	6	01/01/2014 – 12/31/2014		23.81
Assessor Appointed	James Snyder	8901	40330854	6	10/01/2013 – 09/30/2019	N	4.45

Vote: G. Turner-Aye, D. VanArnam-Aye, S. Macaulay-Aye, W. w. Warren-Aye, F. Putman-Aye

3. NYPA Re-negotiated Settlement Resolution of Support (#7) - Supervisor Putman moved Resolution No. 7, seconded by Councilman Warren, as follows:

Resolution #7 of 2014

Resolution of Support for a Fair and Equitable Re-negotiated Settlement between the Local St. Lawrence Government Task Force and the New York Power Authority

WHEREAS, the Town of Morristown (Town) is interested in supporting the economic wellbeing of the communities, residents and businesses located in St. Lawrence County, and

WHEREAS, the Town is aware of the current negotiations between the New York Power Authority (NYPA), which in 2001 filed a license renewal application with the Federal Energy Regulatory Commission (FERC) for the St. Lawrence-FDR Power Project (Project) and the St. Lawrence Government Task Force (Task Force), which in 2002 entered into a re-licensing settlement agreement (Agreement) with NYPA for the Project, in which NYPA agreed to provide recreation and shoreline related benefits, as mandated by the Federal Power Act of 1935 and NYPA’s FERC license, and also to provide a modest economic benefit package for the host communities, and

WHEREAS, in turn, the Task Force communities supported NYPA’s request for a 50 year license renewal for the Project, and

WHEREAS, the Agreement was made final in 2003 upon NYPA’s receipt of a new license, and

WHEREAS, given the 50 year term of the license renewal, the Agreement mandates a 10 year review, and, as appropriate, modification of the Agreement, which review the Task Force and NYPA commenced in the last quarter of 2013, and

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WHEREAS, the Agreement identifies nine (9) specific issues that “should be considered” as part of any 10 year review, including a “comparative review of costs and benefits provided to local communities by other NYPA facilities,” and, additionally, the review is required to consider any “unanticipated” events or impacts, and

WHEREAS, the available public record has informed the Town of Morristown that:

There is a gross disparity between the benefits provided to the St. Lawrence County host communities and the benefits provided by the NYPA Niagara power project to host communities in Western, New York;

Saint Lawrence County and the host community have been severely impacted by the loss of jobs due to the shutdown of the General Motor’s facility in Massena and the Alcoa shutdown of the Massena East Plant;

In 2001 NYPA promised to work with the Governor to bring new jobs to the North Country if economic conditions ever forced the shutdown of General Motors and/or Alcoa; and

NYPA’s economic performance over the past decade has allowed it to provide significant economic support to the state, Western new York, and the metropolitan New York City area, and other communities throughout the state; and

WHEREAS, the Town and other communities in Saint Lawrence County have a sincere economic interest in ongoing negotiations between the Task Force and NYPA;

THEREFORE, BE IT RESOLVED, that by this resolution, the Town supports a fair and equitable re-negotiated settlement of the Agreement, pursuant to the 10 year review, That at a minimum: (1) supports economic development in the County; (2) addresses land transfer, shoreline stabilization and the return of unneeded Project lands to the host communities; and (3) provides energy savings programs for businesses, municipalities and residents within the County.

AND BE IT FURTHER RESOLVED, the Town believes a fair and equitable re-negotiated Agreement will help attract new business and industry to the State, the North Country and the County that will bring significant job growth and serve as a springboard for economic growth by using the resources from the newly renegotiated Agreement, including the available low cost NYPA hydro-power as envisioned by NYPA’s authorizing legislation.

AND BE IT FURTHER RESOLVED, that the Town of Morristown shall take those steps necessary to inform the public of its support for a fair and equitable re-negotiated Agreement between the Task Force and NYPA.

Vote: G. Turner-Aye, D. VanArnam-Aye, S. Macaulay-Aye, W. w. Warren-Aye, F. Putman-Aye

4. Letter of Support for Fort LaPresentation Grant-Councilman VanArnam made a motion, seconded by Councilman Turner, to authorize the Supervisor to send a letter of support to the Fort LaPresentation Association in regards to a grant they are pursuing.

Vote: G. Turner-Aye, D. VanArnam-Aye, S. Macaulay-Aye, W. w. Warren-Aye, F. Putman-Aye

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5. Other New Business – Councilman VanArnam brought a concern regarding language and actions by Coach Corey Simmons during a Kiwanis game. The Board discussed the issue and agreed unanimously to direct the Clerk to write a letter to the Summer Recreation Commission requesting the Mr. Simmons not be employed by the Summer Recreation Commission as a coach.

Department Reports

1. Highway Department- Highway Superintendent Hoffman presented a report and asked for Board permission to advertise for screened winter sand. A motion was made by Councilman VanArnam, seconded by Councilman Warren to advertise for winter sand, bids to be opened at the July 2014 meeting, and read aloud publicly.

Vote: G. Turner-Aye, D. VanArnam-Aye, S. Macaulay-Aye, W. w. Warren-Aye, F. Putman-Aye

2. Code Enforcement- The Code officer presented permit and inspection statistics. He reported that he is working with the State DEC to FOIL documents relating to a petroleum spill at 3727 State Highway 37.

3. Public Works- Kevin Crosby reported that he attended E-One grinder pump training recently. He also noted that the Village will be starting the Road around Bay Street now that they have DEC approval. The road will parallel the Town property fronting Main Street.

The meeting was adjourned upon motion at 8:30 PM.

Minutes prepared, and respectfully submitted by David Murray, Town Clerk