

**Town of Morristown
Regular Monthly Meeting
April 14, 2009**

Present: Frank Putman, Gary Turner, Mark Blanchard, David Stout III, Howard Warren, Michael Bogart

Also Present: Kay Davis, Jim Lowery, Leslie Wilson, Mark Gebo, Tim Burley

A motion was made by Councilman Warren, seconded by Councilman Blanchard to approve the minutes of March 03, 2009

Vote: Putman-Aye Turner-Aye Blanchard-Aye Stout-Aye Warren-Aye Motion Passes

Public Comment Period – No comment received

Old Business

1. **Town Hall Project** – Councilman Warren reported that the land sale is currently waiting for the owners and the village to resolve an issue with village law regarding sub-divisions. This is a procedural issue.

2. **River Road Sewer Project**- Tim Burley brought the Board up to date on project funding and the continuing application process.

a. **Bond Counsel Agreement**- A motion to authorize the Bond Counsel Agreement between the Town and Hrabchek, Gebo and Langone was made by Councilman Stout, and seconded by Councilman Turner.

Vote: Putman-Aye Turner-Aye Blanchard-Aye Stout-Aye Warren-Aye Motion Passes

b. **Project Service Management Agreement** – A motion was made by Supervisor Putman, seconded by Councilman Stout, to authorize the Project Management Services Agreement between the Town and the Development Authority of the North Country.

Vote: Putman-Aye Turner-Aye Blanchard-Aye Stout-Aye Warren-Aye Motion Passes

c. **Legal Services Agreement** – A motion was made by Councilman Blanchard, seconded by Councilman Warren to authorize the Legal Services Agreement between the Town and Hrabchek, Gebo and Langone.

Vote: Putman-Aye Turner-Aye Blanchard-Aye Stout-Aye Warren-Aye Motion Passes

d. **Map Plan and Report**- A motion was made by Councilman Warren, seconded by Councilman Turner to authorize the Map Plan and Report New District Engineering Agreement between the Town and Burley-Guminiak Engineering.

Vote: Putman-Aye Turner-Aye Blanchard-Aye Stout-Aye Warren-Aye Motion Passes

e. **Engineering Service Agreement**- the Board discussed language in the agreement concerning interest charges and other parts of the agreement with Counsel, Mark Gebo, and Tim Burley. Mr. Burley will forward these concerns to the USDA for comment. A revised (if needed) agreement will be brought back for the next meeting. A motion was made by Supervisor Putman, seconded by Councilman Blanchard to table action at this meeting on the Engineering Services Agreement.

Vote: Putman-Aye Turner-Aye Blanchard-Aye Stout-Aye Warren-Aye Motion Passes

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- f. **New Town-Village Inter-Municipal Sewer Agreement** – A motion was made by Supervisor Putman and seconded by Councilman Turner to table action on the agreement until the May meeting.

Vote: Putman-Aye Turner-Aye Blanchard-Aye Stout-Aye Warren-Aye Motion Passes

- g. **Order for Public Hearing for District Formation-** Councilman Warren moved Resolution # 6 of 2009, seconded by Councilman Blanchard, as follows:

RESOLUTION # 6 OF 2009

At a regular meeting of the Town Board of the Town of Morristown, St. Lawrence County, New York, held at the Town Offices, in said Town, on the 14th day of April 2009 at 7 p.m., prevailing time.

The meeting was called to order by Supervisor Putnam and upon roll being called, the following were:

PRESENT: Supervisor Frank Putman
Councilman Gary Turner
Councilman Mark Blanchard
Councilman David Stout III
Councilman Howard Warren

ABSENT:None

The following resolution was offered by Councilman William Howard Warren, who moved its adoption, second by Councilman Mark Blanchard, to wit:

WHEREAS, the Town Board of the Town of Morristown is in receipt of a map, plan and report from Burley & Guminiak with respect to the creation of Sewer District #2-, and

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WHEREAS, the Town Board has determined that it is in the public interest to proceed with the creation of such District, and

WHEREAS, the Town Board has also received a long environmental assessment form for such project and seeks to be lead agency for the purpose of conducting environmental review of such project, and

WHEREAS, pursuant Article 12-a of the Town Law a public hearing is necessary on the creation of the District, now, therefore, be it

RESOLVED the Town Board of the Town of Morristown does hereby set April 27, 2009 at 7:00 p.m. at the Morristown Volunteer Fire Department, 200 Morris Street, Village of Morristown, as the date, time and place of the public hearing on the creation of the proposed Sewer District in accordance with the map, plan and report on file with the Town Clerk, and as further described on Exhibit "A" annexed hereto, be it further

RESOLVED, that the Town Clerk is directed to publish and post a notice of such public hearing as required by Article 12-a of the Town Law indicating among other things that the

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maximum capital cost to be expended on such project is Three Million Seven hundred Eighty One Thousand Eight Hundred Forty Nine and 15/100 Dollars (\$3,781,849.15) to be funded by a grant of \$3,025,479.32 and zero interest loan of \$756,369.83 from the New York State Environmental Facilities Corporation. That the cost for typical user, based upon such map plan and report for the proposed Sewer District #2- is:

Debt Retirement	\$210.10
Operation and Maintenance	<u>\$223.49</u>
Total Cost per EDU	\$433.59

RESOLVED, that the Town Clerk is directed to circulate a notice to all involved agencies that the Town Board of the Town of Morristown seeks to act as lead agency for purpose of a coordinated review under the State Environmental Quality Review Act for this project based on a long Environmental Assessment Form on file with the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote as follows:

Supervisor Frank Putman - Aye
Councilman Gary Turner _ Aye
Councilman Mark Blanchard - Aye
Councilman David Stout III - Aye
Councilman Howard Warren - Aye

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The resolution was thereupon declared and duly adopted.

DATED: April 14, 2009
Morristown, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF MORRISTOWN

David Murray, Town Clerk

g. **River Road East Informational Meeting-** The Board discussed the need for getting information out to the residents of the proposed district. To that purpose a motion was made by Supervisor Putman, seconded by Councilman Turner to set an informational meeting for Monday, April 20, 2009 at 7 PM at the Morristown Fire Hall.

Vote: Putman-Aye Turner-Aye Blanchard-Aye Stout-Aye Warren-Aye Motion Passes
The Board discussed the mechanics of forming the district and the rules for a referendum.

3. Employee Contracts – The following contracts were reviewed:

Assessor – references to holidays and personal, sick and other time off were removed.

Code Officer – Change in vacation time accrued made and minimum hours discussed.

Bookkeeper/Court Clerk –Minimum hours discussed.

The Board discussed implementing minimum hours per week for appointed full time employees but decided not to set minimum hours. The Board also decided to have appointed full time staff report monthly to them on hours worked for the month. The Board decided personal leave would stay at 6 days per year with no annual carryover. Vacation time would be 1-3 years service – 1 week. 4-15 years – 2 weeks, 15-20 years 3 weeks and after 20 years – 4 weeks.

4. Brier Hill Fire District – Jim Lowery from the Brier Hill Fire Department (BFHD) reported to the Board that they had met with the Morristown Fire Department and mutually agreed on the new district map. At a meeting of the BHFD on April 8, 2009 they passed a resolution to alter the boundaries of the Brier Hill Fire Protection District. The Board accepted the resolution for study and action at a future meeting.

5. Town Audit – The RFP's sent out to various accounting firms were declined due to scheduling. The Board directed the clerk to send out new RFP's for 2010.

6. Street Light Request- A response was received from the Village denying the request for a street light. The Board directed the Clerk to send the request a second time.

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New Business

1. **Liquor License Renewal Log Cabins** – The Board had no comments.
2. **Liquor License Application** – Chris Armstrong/Lodge Restaurant. The Board granted the request for a waiver of the 30 day waiting period. A motion was made by Councilman Warren, seconded by Councilman Turner
3. **Brier Hill Speed Limit Request** – Two requests were received from Brier Hill residents asking for a speed reduction on the west side of the hamlet on state highway 37. The Board discussed the request and noted that the NYS DOT had already done a study and did not identify this area as in need of a speed reduction.
4. **Planning/Zoning Alternate Members**- The Board received a request from the ZBA to appoint alternate members to ensure a quorum is always available. The Board directed the Clerk to send an article to the paper of record asking for candidates to contact the Clerk.

Committee Reports

Wind Energy – No report

Shared Services – The final report and Survey was given to the Board. The third and final payment request has been submitted to the state.

PDA- Leslie Wilson gave a report to the Board. A draft of the Emergency Plan has been given to St. Lawrence County Emergency Services for comment.

Department Reports

Code Enforcement – A report was given to the Board. The Code Officer also discussed Driveway permits with the Board.

Assessor – A written report was given to the Board

Highway Superintendent- Superintendent Bogart gave his report to the Board and presented a request from Patricia Chambers to have the Town do some culvert work to reduce flooding on her property. After discussion a motion was made by Supervisor Putman, seconded by Councilman Stout to authorize the Highway Department to make the necessary drainage improvements as requested.

Vote:Putman-Aye Turner-Aye Blanchard-Aye Stout-Aye Warren-Aye Motion Passes

Supervisor Putman made motion to adjourn at 9:30 PM

Minutes respectfully submitted by David Murray, Town Clerk

SCHEDULE "A"

ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Morristown, County of St. Lawrence and State of New York, as depicted on the Town of Morristown Tax Maps,

BEGINNING at a point at the northern corner of Parcel Number 83.048-1-14 and proceeding;

THENCE southeasterly along the northerly bounds of Parcel Numbers 83.048-1-14, a distance of 257 feet, more or less;

THENCE southeasterly along the easterly bounds of Parcel Number 83.048-1-14, across Steeple View Road to the intersection of River Road East, and Hooker Street, a distance of 347 feet, more or less;

THENCE southeasterly across River Road to the northern corner of Parcel Number 83.056-1-1, a distance of 51 feet, more or less;

THENCE southeasterly along the northeasterly bounds of Parcel Number 83.056-1-1 to the eastern corner of same parcel, a distance of 3,549 feet, more or less;

THENCE southwesterly along the southern bounds of Parcel Number 83.056-1-1 to the southeastern corner of same parcel, a distance of 135 feet, more or less;

THENCE northwesterly along the western bounds of Parcel Number 83.056-1-1 to the southeastern corner of Parcel Number 83.003-1-23, a distance of 1,569 feet, more or less;

THENCE southwesterly along the southeasterly bounds of Parcel Number 83.003-1-23 to an easterly corner of same parcel, a distance of 648 feet, more or less;

THENCE southeasterly along the easterly bounds of Parcel Number 83.003-1-23 to the southeasterly corner of same parcel, a distance of 428 feet, more or less;

THENCE southwesterly along the southerly bounds of Parcel Number 83.003-1-23 to the southwest corner of same parcel, a distance of 3,021 feet, more or less;

THENCE southeasterly along the easterly bounds of Parcel Number 83.003-1-14.2 to the southeast corner of same parcel, a distance of 475 feet, more or less;

THENCE southwesterly along the northern bounds of the State Highway 12 right-of-way and the southeasterly bounds of Parcel Numbers 83.003-1-14.2, 83.003-1-22, 83.003-1-17.1, 83.003-1-11.112, 83.003-1-11.12, 83.003-1-11.2, 83.003-1-10.1, and 83.003-1-10.211, to the southwest corner of Parcel Number 83.003-1-10.211, a distance of 3,664 feet, more or less;

THENCE northwesterly along the western bounds of Parcel Number 83.003-1-10.211 to the southeast corner of Parcel Number 83.070-1-4.21, a distance of 2,489 feet, more or less;

THENCE southwesterly along the southeastern bounds of Parcel Numbers 83.070-1-4.21, 83.070-1-4.1, 83.070-1-5.1, 83.070-1-6, 83.070-1-7, 83.070-1-8, 83.070-1-9, 83.070-1-10.21, 83.070-1-10.22, 83.070-1-10.1 and 83.070-1-11 to the eastern corner of Parcel Number 83.070-1-24, a distance of 799 feet, more or less;

THENCE southeasterly along the northeastern bounds of Parcel number 83.070-1-24 to the southeast corner of same parcel, a distance of 259 feet, more or less;

THENCE southwesterly along the southeastern bounds of Parcel Number 83.070-1-24, 83.070-1-23, and 83.070-1-25, to the southwestern corner of Parcel Number 83.070-1-25, a distance of 854 feet, more or less;

THENCE southeasterly along the eastern bounds of Parcel Number 83.003-3-10.12 and 83.003-3-10.132 to the southeast corner of Parcel Number 83.003-3-10.132, a distance of 384 feet, more or less;

THENCE southwesterly along the southeastern bounds of Parcel Number 83.003-3-10.132 to a southeastern corner of Parcel Number 83.003-3-10.21, a distance of 50 feet, more or less;

THENCE southeasterly along the eastern bounds of Parcel Number 83.003-3-10.21 to the southeastern corner of same parcel, a distance of 354 feet, more or less;

THENCE southwesterly along the southern bounds of Parcel Number 83.003-3-10.21 to the southwestern corner of same parcel, a distance of 507 feet, more or less;

THENCE southwesterly across the Old Mills Road right-of-way to a point on the western side of same right-of-way, a distance of 51 feet, more or less;

THENCE northwesterly along the western bounds of Old Mills Road right-of-way to the southeastern corner of Parcel Number 83.003-3-4, a distance of 890 feet, more or less;

THENCE southwesterly along the southern bounds of Parcel Number 83.003-3-4, a distance of 564 feet, more or less;

THENCE northerly along the western bounds of Parcel Number 83.003-3-4 to a point on the southern bounds of River Road East right-of-way, a distance of 330 feet, more or less;

THENCE northerly across River Road East right-of-way to the southwest corner of Parcel Number 83.003-3-1.2, a distance of 50 feet, more or less;

THENCE northerly along the western bounds of Parcel Number 83.003-3-1.2 to the northwest corner of same parcel, and the shoreline of the St. Lawrence River, a distance of 251 feet, more or less;

THENCE northeasterly along the shoreline of the St. Lawrence River to the northern corner of Parcel Number 83.048-1-14, a distance of 11,596 feet, more or less, which is the point of beginning.