

**Town of Morristown  
Regular Monthly Meeting  
December 10, 2013**

**Present:** Gary Turner, David VanArnam, David Stout III, Howard Warren, Frank Putman

**Also Present:** Mike Bogart, Shawn Macaulay, Dean Hoffman, Sherry Shatraw, Kevin Crosby

**Approval of Minutes:** Councilman Warren made a motion, with a second by Councilman VanArnam to approve the minutes of November 12, 2013, with a correction to the second in new Business #2. The minutes were approved with the noted correction. Vote: G. Turner-Aye, D. VanArnam-Aye, D. Stout-Aye, W. Warren-Aye, F. Putman-Aye

**Public Comment-** No public comment was received.

A motion was made by Supervisor Putman, and seconded by Councilman Warren, to enter into executive session to discuss matters relating to the personnel history of a specific Town employee.

**Old Business**

- 1. Sewer Project-** The Clerk gave a report on the last submitted funds request (not yet received), and the Board discussed warranty repairs that have been billed. C2AE recommends not paying them because they happened during the warranty period.
- 2. CDBG Grant-** The County Planning Office reports that interested applicant numbers are now above the threshold to pursue the grant.
- 3. Town Hall Energy Savings-** Smart Watt will be visiting the Town Hall on the 19<sup>th</sup>.
- 4. Historians Position-** Debbie Murray and Clara Jane Warren were interviewed individually during the above executive session. An appointment will be made at the Annual meeting.
- 5. Employee Handbook-** The Board will work on this on a date in January to be determined.
- 6. Other Old Business-** The Board will set a work session for the Employee Handbook at the meeting on December 30, 2013.

**New Business**

- 1. Position Vacancy for Code Enforcement-** 10 applications have been received. The Board will review the list at the December 30<sup>th</sup> Organizational meeting.
- 2. 2013 End of Year and 2014 Organizational Meeting Dates-** The End of the Year and 2014 Organizational meetings will be held Monday, December 30<sup>th</sup> at 1 PM.
- 3. 2014 Kennel Contract Renewal-** A motion was made by Councilman VanArnam, and seconded by Councilman Stout, to authorize the Supervisor to enter into a renewed Kennel Contract for 2014 with Daniel Moyer.  
Vote: G. Turner-Aye, D. VanArnam-Aye, D. Stout-Aye, W. Warren-Aye, F. Putman-Aye
- 4. Senior Citizen Exemption Level-** The Board agreed that the Senior Citizen Exemption Level for 2014 would stay the same for 2014.

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**5. N.C.C. Monitoring Contract Renewal-**A motion was made by Councilman Stout, and seconded by Councilman Turner to authorize the Supervisor to enter into a new contract for 2014 with North Country Communications for security and fire alarm monitoring.

Vote: G. Turner-Aye, D. VanArnam-Aye, D. Stout-Aye, W. Warren-Aye, F. Putman-Aye

**6. Resolution of Support-Fort LaPresentation-**A motion was made by Councilman Stout, and seconded by Supervisor Putman, to adopt Resolution # 19 of 2013 as follows:  
**URGING NYS ATTORNEY GENERAL TO OBTAIN ADDITIONAL FUNDING  
FROM EXXON MOBIL CORP FOR FORT de la PRESENTATION**

**WHEREAS**, from the late 1800s to 1984, Exxon Mobil Corp. owned and operated a major oil storage facility on Lighthouse Point, a site presently owned by the Fort La Presentation Association and,

**WHEREAS**, in 2001, petroleum contamination was discovered at the spill site when investigators encountered contaminated soil on a parcel adjacent to the main terminal facility and near underground pipelines connecting the terminal to the Oswegatchie River and,

**WHEREAS**, the site was cleaned up between fall 2006 and 2007, overseen by the New York State Department of Environmental Conservation, and was paid for by the State Oil Spill Fund and,

**WHEREAS**, the New York State Attorney General's Office pursued legal action against Exxon Mobil Corp to reimburse the Oil Spill Fund, and the Fort Association filed a claim with the New York State Comptroller's Office seeking damages for the setbacks it has experienced waiting for the property to be cleaned and,

**WHEREAS**, a prior settlement was reached in 2006 between Exxon Mobil, the Comptroller's Office and the Fort Association that included compensation to the Fort Association for its claims; that settlement was rejected by the NYS Attorney General's Office, and

**WHEREAS**, there was a recent announcement by the NYS Attorney General that a settlement with Exxon Mobil has been reached with the oil company agreeing to pay \$8.05 million to the Oil Spill Fund, and

**WHEREAS**, the Fort Association's claims remain outstanding, and

**WHEREAS**, ExxonMobil has refused to participate in negotiations to reach a joint settlement that includes the claims of the Fort Association.

**NOW, THEREFORE, BE IT RESOLVED** that the Town of Morristown Town Board strongly urges the NYS Attorney General to use all possible legal means to reach a resolution that includes restitution from Exxon Mobil to the Fort Association for the losses incurred by the Fort LaPresentation Association, as a consequence of the Exxon Mobil contamination.

**BE IT FURTHER RESOLVED** that copies of this resolution be sent to N.Y. Gov. Cuomo; N.Y. Senator Griffo; N.Y. Senator Ritchie; N.Y.S. Assemblywoman

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Russell; and Assemblyman Blankenbush, NYS Attorney General Eric T. Schneiderman, New York State Comptroller Thomas P. DiNapoli, and Fort La Presentation Association President Barbara J. O'Keefe .

Vote: G. Turner-Aye, D. VanArnam-Aye, D. Stout-Aye, W. Warren-Aye, F. Putman-Aye

**7. Other New Business**-No other New Business was discussed.

**Department Reports**

**1. Code Enforcement Officer**-No Report. A request by the Code Officer for a final paycheck for December was denied by the Board. A written resignation letter was requested.

**2. Highway Department**-A written report was handed out by Superintendent Bogart. Superintendent Bogart's last day of work will be December 24<sup>th</sup>. The new Superintendent will keep his own phone and will submit a bill for re-imbusement either monthly or twice a year. There is no update on the new truck for the Superintendent yet.

**3. Assessor**-No report.

**4. Public Works**- Kevin Crosby reported that DPW fixed a problem in District 2. Mr. Crosby also let the Board know that we as yet don't have maps and as built drawings for the project. The clerk will be contacting the engineer to inquire as to when they will be provided. Mr. Crosby stated that the GPS grant maps are not accurate and he feels that the product is not worth continuing to subscribe in. Pump parts and a new light at the vacuum plant was installed in District 1.

A motion was made by Councilman Warren, and seconded by Councilman Stout to enter into executive session to discuss matters relating to the employment history of a particular individual.

Vote: G. Turner-Aye, D. VanArnam-Aye, D. Stout-Aye, W. Warren-Aye, F. Putman-Aye  
The Board entered into executive session at 8:30 PM. The Board left executive session at 9:05 PM. Supervisor Putman reported that no action was taken.

The meeting was adjourned upon motion at 9:05 PM.

Meeting minutes prepared and respectfully submitted by David Murray-Town Clerk.