

**Town of Morristown
Regular Monthly Meeting
February 10, 2009**

Present: Frank Putman, Gary Turner, Mark Blanchard, David Stout III, Howard Warren, Michael Bogart, Kay Davis, Kathryn Bateman, Karl Bender, Matt Fuller, Tim Burley, Kevin Crosby, James Lowery

Meeting convened at 7 PM

Approval of Minutes

Motion by Councilman Warren, seconded by Councilman Stout, to approve Year End Minutes of 12/27/2008.

Vote: Putman –Aye, Turner –Aye, Blanchard –Aye, Stout – Aye, Warren –Aye.

Motion by Councilman Blanchard, seconded by David Stout to approve the 2009 Organizational Minutes.

Vote: Putman –Aye, Turner –Aye, Blanchard –Aye, Stout – Aye, Warren –Aye.

Motion by Councilman Turner, seconded by Councilman Warren to approve the minutes of the special Town Hall meeting of February 3, 2009.

Vote: Putman–Aye, Turner –Aye, Blanchard Abstain, Stout – Aye, Warren –Aye.

Public Comment Period

Comment was received on the choice of location for the proposed Town Hall and any conflict of interest that may exist with any potential purchase.

Old Business

1. **Town Hall Project** – Karl Bender introduced Matt Fuller from the engineering firm of Barton & Loguidice. He recommended them as able to complete the Town Hall plans within the short time frame that would occur should Federal stimulus money become available. The Board heard a presentation from Mr. Fuller. A meeting to tour the site and hear a more detailed presentation was set for Tuesday, February 17th at 4:30 PM at the Town Offices. Councilman Blanchard had questions on the 3 proposals for land purchase that the Town received and on the timing of the meeting of February 3rd.

CEO Davis presented the full SEQR to the Board. The SEQR has been reviewed by the Town attorney, the engineer and the County Planning Office and presents a negative declaration.

2. **Employee Contract Review** – At end of meeting
3. **Tug Hill Conference** –The Board was reminded to sign up with the Clerk as soon as possible.

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4. Sewer Extension Project – Tim Burley discussed the things the Town needs to be ready to do if stimulus monies are approved within the 120 day time frame. A motion was made by Supervisor Putman, seconded by Councilman Turner, to adopt resolution # 3 of 2009 as follows:

WHEREAS, the Town of Morristown, hereinafter referred to as the “Town”, is proposing to cause to be constructed a wastewater collection system to serve Town residents, businesses, and institutions; and

WHEREAS, the Town of Morristown Town Board must evaluate all proposed actions submitted for its consideration that may affect the environment in light of the State Environmental quality Review Act (SEQRA) and the regulations promulgated there under; and

WHEREAS, the involved agencies [as that term is defined in 6(A-2) NYCRR 617.2(t)] include the New York State Department of Environmental Conservation, and the required environmental review will be conducted solely by the Town of Morristown Town Board; and

WHEREAS, the Town of Morristown Town Board desires to serve and act as the lead agency for the purposes of SEQR; and

WHEREAS, to aid the Town of Morristown Town Board in determining whether the Action may have a significant impact on the environment, a Full Environmental Assessment Form dated February 10, 2009 has been prepared by the Town and a copy of which has been filed with the Town Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Town of Morristown Town Board of the Town of Morristown that:

The Town of Morristown Town Board makes the following findings and determinations with respect to the proposed project:

The project constitutes an “**Type I Action**” as that term is defined in Section 6(A-2) NYCRR Section 617.2(kk) and 617.11;

The Town of Morristown Town Board desires to serve as lead agency for the purposes of SEQR.

The Town Clerk shall cause the New York State Department of Environmental Conservation, as the other “involved agency” to be notified of this resolution.

This resolution shall take effect immediately.

Vote: Putman –Aye, Turner –Aye, Blanchard –Aye, Stout – Aye, Warren –Aye

5. Light at SH 37 and SH 58 – Clerk was directed to remind the Village that the Town Board would like to see a light at the intersection of SH 37 and SH 58.

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New Business

- 1. Consolidation of Fire Districts** – James Lowery, Chairman of the Brier Hill Fire District made the Board aware of plans to consolidate the Brier Hill Fire District and Fire Protection District #1. He stated that the current breakdown of the two districts is confusing. The benefits would be a uniform tax rate, voting privileges for all voters and more leverage for capital projects. Supervisor Putman expressed support for the consolidation on behalf of the Board. It was noted that the Board would need to authorize the consolidation.
- 2. Liquor License Renewal**- The Clerk notified the Board that the Langbrook Golf Course was filing a renewal for their liquor license. The Board noted it and had no comments.
- 3. County Hold Harmless Resolution**- A motion was made by Supervisor Putman, seconded by Councilman Stout, to adopt resolution # 1 of 2009 as follows:

Resolution # 3 of 2009 of the Town of Morristown

Holding Harmless the County of St. Lawrence for Providing Service for the Town of Morristown

By the Town Board of Morristown

WHEREAS, the Town of Morristown is desirous of St. Lawrence County Department of Highways providing shared services such as paving, shoulder widening, signage, road stripping, blasting and other routine maintenance activities to the Town, and

WHEREAS, both the Town of Morristown and the County of St. Lawrence are desirous of promoting partnering efforts for the safety of the traveling public in St. Lawrence County, and

WHEREAS, in this joint cooperative endeavor, the Town of Morristown and the County of St. Lawrence desires to be reimbursed for their expenditures, and

WHEREAS, the Town is aware that the County may incur liability in the providing of the services and wishes to indemnify the County in this regard,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Morristown hereby agrees to defend, indemnify and hold harmless the County of St. Lawrence from and against liability, loss, damage, claim or action resulting from the work performed by the St. Lawrence County Department of Highways. The Town of Morristown does not indemnify and hold harmless the County for any liability, loss, damage, claim, or action which arises during the actual performance of services by the St. Lawrence County Department of Highways. Said St. Lawrence County Department of Highways and the County of St. Lawrence assumes the liability for losses, damages and claims for the actual physical

Performance of the work, and

BE IT FURTHER RESOLVED, that the following request for General Liability (GL) coverage is as follows:

General Liability Insurance

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On an "Occurance" basis, with the following limits:

\$1,000,000 Each Occurrence

\$2,000,000 General Aggregate

\$1,000,000 Product Aggregate

\$1,000,000 Personal Injury

\$ 50,000 Fire Damage Legal Liability

\$ 5,000 Medical Payment Expense

BE IT FURTHER RESOLVED, that St. Lawrence County shall be an additional insured on the GL Policy, via ISO endorsement CG 2026

Vote: Putman –Aye, Turner –Aye, Blanchard –Aye, Stout – Aye, Warren –Aye

4. Resolution –State Highway Work Permits- A motion was made by Councilman Stout, seconded by Councilman Warren, to adopt Resolution # 2 of 2009 as follows:

Resolution # 2 of 2009

Resolution to File an Undertaking In Connection With Highway Work Permits Issued by the New York State Department of Transportation

Whereas, the Town of Morristown wishes to take advantage of filing a one time undertaking with the New York State Department of Transportation that will allow it to only have to submit the Annual Maintenance Application(**PERM32m**), and

Whereas, by filing this one time undertaking the Town of Morristown will be able to reduce paperwork and streamline the process of government,

Therefore Be It Resolved, The Town Board of the Town of Morristown authorizes the filing of an Undertaking in Connection with Highway Work Permits Issued by the New York State Department of Transportation.

Vote: Putman –Aye, Turner –Aye, Blanchard –Aye, Stout – Aye, Warren –Aye

5. Appointment to PDM- A motion was made by Councilman Blanchard, seconded by Supervisor Putman to appoint Richard Gibson to the PDM Committee.

Vote: Putman –Aye, Turner –Aye, Blanchard –Aye, Stout – Aye, Warren –Aye

6. 2009 Dog Kennel Agreement –A motion was made by Supervisor Putman, seconded by Councilman Turner, to enter into an agreement with Bridgeport Veterinary for kennel services for 2009.

Vote: Putman –Aye, Turner –Aye, Blanchard –Aye, Stout – Aye, Warren –Aye

7. March Meeting Date –The Board set the March Meeting date for March 3, 2009. A week earlier than would be regularly scheduled.

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Committee Reports

Wind Energy – A model wind law is being circulated to each member of the committee for input. When all the committee has had a chance to add their feedback they will meet and work on the law.

PDM- A report was given. A draft Emergency Plan has been created.

Shared Services- No report was available.

Department Reports

Code Enforcement – Report presented to the Board

Assessor- Report given to the Board

Highway Superintendent – Report given to the Board. Superintendent Bogart presented the 2009 Agreement to Expend Town Highway Funds for signatures.

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

Vote: Putman –Aye, Turner –Aye, Blanchard –Aye, Stout – Aye, Warren –Aye

Time into session at 8:45 PM

Left session at 10:05 PM Supervisor Putman reported that no action was taken.

Meeting was adjourned at 10:05 PM

Minutes respectfully submitted by David Murray, Town Clerk