

**Minutes of Joint Town/Village Meeting
June 25, 2019**

Present: Town Board: Frank Putman, Gary Turner, David VanArnam, Christopher Coffin, Shawn Macaulay

Present: Village Board: Cheryl Shatraw, Janet Newtown

Absent: Francis Colby

Also Present: Dean Hoffman (Highway), Christopher Sherwin (Code Enforcement)

The meeting was convened at 6:03 PM.

Introduction of Boards: By Supervisor Frank Putman

Combined Boards Business Items

- 1. Local Law Review-** Attorney Andrew Silver stated that he had completed a review of existing village laws and asked the Board to authorize him to create new laws or incorporate existing village law texts into the appropriate existing town laws. Mayor Cheryl Shatraw noted that there is a 2-year window to revise old laws. Wayne Moquin Noted that some laws could pertain only to the geographic area of the hamlet. Attorney Silver stated that laws can be written to be specific to the geographic area of the hamlet or apply more broadly to the whole town, if appropriate. Supervisor Putman led the Boards in a review of the village laws to determine a status of rewrite, incorporate into an existing town law, or allow to lapse.

1975/LL-2 Yes	Water Supply	Incorporate into new Water District (with 1995/Village LL1) and update/amend to reflect 2019 rates/charges
1975/LL-3 Lapse	Garbage & Refuse	§§I-III should lapse – service no longer provided; §IV should lapse - covered by 2006/Town LL3
1976/LL-1 Yes	Banning of Open Containers	No comparable TL; If carry forward, amend and add to TL
1976/LL-2 Yes	No Loitering	No comparable TL; If carry forward, amend and add to TL
1976/LL-3 Lapse	Restraint & Confinement of Animals	Should lapse; Covers “any animal or fowl” at large therefore would need to amend 2010/Town LL1 (Dog Control)
1976/LL-4 Yes Geographic	Parking Ban	No comparable TL; If carry forward, amend and add to TL
1978/LL-1 Lapse	Salaries (Mayor & Trustees)	Should lapse due to dissolution of subject positions
1978/LL-2 Yes Geographic	Winter Parking Ban	No comparable TL; If carry forward, amend and add to TL
1984/LL-1 Lapse	Uniform Fire Prevention and Building Code	Should lapse; 2006/Town LL4 and 2015/Town LL3 cover this subject already
1985/LL-1 Lapse	Dog Control Law	Should lapse; 2010/Town LL1 covers this subject
1987/LL-1 Yes	Flood Damage Prevention	Incorporate into Land Use (2007/Town LL3) and Building Code (2006/Town LL4 and 2015/Town LL3) as appropriate
1987/LL-2 Yes	Sewer Use	Incorporate into new Sewer District consistent with amendments from 1988 Village LL1 (<i>infra</i>) and update/amend to reflect 2019 rates/charges

1988/LL-1 Yes	Amended Sewer Use	Incorporate into new Sewer District and update/amend to reflect 2019 rates/charges
1989/LL-1 Lapse	Residence of Village Clerk	Should lapse due to dissolution of subject position
1989/LL-2 Yes	Curfew Law	No comparable TL; If carry forward, amend and add to TL
1990/LL-1 Yes	Games of Chance	2002 Town LL1 covers bingo; VL is more extensive; Could amend TL to include more extensive VL provisions
1990/LL-2 Lapse	Waterfront Consistency Review	Need to ensure Village LWRP can be xfrd to Town; Incorporate into Land Use (2007/Town LL3) and/or Building Code (2006/Town LL4 and 2015/Town LL3) as appropriate
1990/LL-3 Lapse	Termination of Village Status as Assessing Unit	Should lapse; LL ceded assessing authority to Town
1991/LL-1 No recommendation	Amend Waterfront Consistency Review	Need to ensure Village LWRP can be xfrd to Town; Incorporate into Land Use (2007/Town LL3) and/or Building Code (2006/Town LL4 and 2015/Town LL3) as appropriate
1993/LL-1 Yes	Village Parks	No comparable TL; If carry forward, amend and add to TL
1994/LL-1 Yes	Requiring Notice before Civil Action	No comparable TL; If carry forward, amend and add to TL (nice "pre-qualifier" to civil litigation against municipality)
1994/LL-2 Yes	Use of Village Docks	No comparable TL; If carry forward, amend, update (prices/charges) and add to TL
1995/LL-1 Yes	Amend Water Supply	Incorporate into new Water District (with 1975/Village LL2) and update/amend to reflect 2019 rates/charges
1995/LL-2 Lapse	Prohibiting Clutter, Litter, Debris Lapse	Should lapse; 2015/Town LL4 covers this subject already
2006/LL-1 Lapse	Volunteer Firefighters Tax Exempt	Should lapse; 2006/Town LL1 covers this exemption but may need amendment to ensure language complies with new fire district
2006/LL-2 Yes	Prohibition of Outdoor Furnaces	No comparable TL; If carry forward, amend and add to TL Building Code
2007/LL-1 Lapse	NYS Uniform Fire Prevention and Building Code	Should lapse; 2006/Town LL4 and 2015/LL3 cover this subject already
2011/LL-1 Yes	Ban Dogs from July 4 th Parade	No comparable TL; If carry forward, amend and add to TL
2012/LL-1 Lapse	Override Property Tax Cap	Should lapse; Applicable only for relevant forthcoming tax year (TY2012)
2013/LL-1 Lapse	Regulation of Junk	Should lapse; 2015/Town LL4 covers this subject already
2015/LL-1 No action	Zoning and Subdivision Laws	Recommend amending 2013/LL2 to incorporate 2015/Village LL-1; Town should have a current SALDO to include updated Zoning Map of former Village

Upon completion of the review of the village local laws the Board authorized the Attorney to make the suggested changes. The Board's recommendations are highlighted in yellow

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2. **Other- Fire District Formation:** Fire Chief, James Moore made a presentation to the Boards. He stated that the Morristown Volunteer Fire Department had engaged the Pinsky Law Group to advise and assist in the formation of the Fire District. The Department's concern was that the district formation process was not moving forward fast enough to allow the new district time enough to create a budget and tax warrant to incorporate into the 2020 Town and County tax bills. Mr. Moore presented 4 resolutions necessary for the Town to move the district formation to the required public hearing. The combined Boards of the Town and Village took the following action:

Resolution #1 by Town Board

A motion was made by Councilman David VanArnam, and seconded by Councilman Shawn Macaulay to adopt Resolution #1 as follows:

RESOLUTION TO HOLD JOINT MEETING

WHEREAS, the Town Board of the Town of Morristown having duly convened on May 14, 2019, for the purpose of a regular meeting and to consider matters pertaining to the pending dissolution of the Village of Morristown, including the formation of a joint fire district pursuant to the provisions of section 189-a of the Town Law and section 22-2210 of the Village Law; and WHEREAS, such joint fire district would include all parcels of land within the incorporated limits of the Village of Morristown and all parcels of land in the Town of Morristown currently within the Town of Morristown Fire Protection District No. 1 (or as otherwise formally known), and outside the Brier Hill Fire District; and

WHEREAS, the majority of the members of the Town Board of the Town of Morristown deem it in the public interest to hold a joint meeting with the Board of Trustees of the Village of Morristown to consider the question of the formation of a joint fire district for the Village of Morristown and the Town of Morristown outside the Brier Hill Fire District.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Morristown and the Board of Trustees of the Village of Morristown will hold a joint meeting on the 25th day of June, 2019 at 6:00 p.m. at the Town of Morristown Town Hall, Morristown, New York, to consider the formation of said joint fire district, and for such other and further action on the part of said Boards with relation thereto as may be authorized and prescribed by law.

Councilman Gary Turner-Aye,
Councilman David VanArnam-Aye,
Councilman Christopher Coffin-Aye,
Councilman Shawn Macaulay-Aye,
Supervisor Frank Putman-Aye

the Resolution carries.

Resolution #2 by Village Board

A motion was made by Cheryl Shatraw, and seconded by Janet Newtown to adopt Resolution #2 as follows:

RESOLUTION TO HOLD JOINT MEETING

WHEREAS, the Board of Trustees of the Village of Morristown having duly convened on May 14, 2019, for the purpose of a regular meeting and to consider matters pertaining to the pending dissolution of the Village of Morristown, including the formation of a joint fire district pursuant to the provisions of section 189-a of the Town Law and section 22-2210 of the Village Law; and

WHEREAS, such joint fire district would include all parcels of land within the incorporated limits of the Village of Morristown and all parcels of land in the Town of Morristown currently within the Town of Morristown Fire Protection District No. 1 (or as otherwise formally known), and outside the Brier Hill Fire District; and

WHEREAS, the majority of the members of the Board of Trustees of the Village of Morristown deem it in the public interest to hold a joint public meeting with the Town of Morristown Town Board to consider the question of the formation of a joint fire district for the Village of Morristown and the Town of Morristown, outside the boundaries of the Brier Hill Fire District.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Morristown and the Board of Trustees of the Village of Morristown will hold a joint meeting on the 25th day of June, 2019 at 6:00 p.m. at the Town of Morristown Town Hall, Morristown, New York, to consider the formation of said joint fire district, and for such other and further action on the part of said Boards with relation thereto as may be authorized and prescribed by law

Trustee Janet Newtown-Aye
Trustee Francis Colby-Absent
Mayor Cheryl Shatraw-Aye

the Resolution Carries

Resolution #3 by Town and Village Boards

A co- resolution was made by Councilman David VanArnam, and seconded by Councilman Gary Turner and:

A co-resolution was made by Mayor Cheryl Shatraw, and seconded by Trustee Janet Newtown to adopt resolution #3 as follows:

RESOLUTION REGARDING PUBLIC HEARING TO CONSIDER THE ESTABLISHMENT OF A JOINT FIRE DISTRICT

WHEREAS, the Town Board of the Town of Morristown and the Board of Trustees of the Village of Morristown having duly convened this date, June 25, 2019 in joint session for the purpose of jointly considering legal issues related to the dissolution of the Village of Morristown, including the formation of a joint fire district, the objects and purposes for which is to consolidate the fire protection and rescue services within the area of the joint fire district, which is to be called the Morristown Fire District, pursuant to the provisions of section 189-a of the Town Law and section 22-2210 of the Village Law; and

WHEREAS, such joint fire district would include all parcels of land within the incorporated limits of the Village of Morristown and all parcels of land in the Town of Morristown currently within the Town of Morristown Fire Protection District No. 1 (or as otherwise formally known), and outside the Brier Hill Fire District; and

WHEREAS, a majority of the members of said Town Board and a majority of members of said Village Board of Trustees deem it in the public interest to hold a joint public hearing on the question of the formation of said joint fire district.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Morristown and the Board of Trustees of the Village of Morristown will hold a joint public hearing on July 10, 2019, at 7:00 p.m. at the Morristown Volunteer Fire Department fire station meeting room, located at 200 Morris Street, Morristown, to consider the proposed formation of a joint fire district to include all parcels of land within the incorporated limits of the Village of Morristown and all parcels of land in the Town of Morristown currently within the Town of Morristown Fire Protection District No. 1 (or as otherwise formally known), and outside the Brier Hill Fire District, with all such territory being contiguous, and to hear all persons interested in the establishment of the district; and

BE IT FURTHER RESOLVED, that the Town Board and the Board of Trustees shall direct their respective clerks to cause notice of such public hearing to be published in a newspaper having general circulation in such town and village, the Watertown Daily Times, at least once, and posted in five public conspicuous places in the Town of Morristown Fire Protection District No. 1, outside the Village of Morristown, and in five public conspicuous places in the Village of Morristown, not less than ten days before the date of the hearing, and that one of the posting requirements for each municipality may be fulfilled by posting such information on their respective websites, and that one of the posting requirements may be fulfilled by posting on their respective sign boards; and

BE IT FURTHER RESOLVED, that Notice of such joint public hearing also shall be served by the respective clerks upon the members of the Town Board of the Town of Morristown

and the members of the Board of Trustees of the Village of Morristown, by mail addressed to such members at their last known post office addresses, at least ten days before the date of the hearing. Such notice shall contain a brief description of the boundaries of the proposed joint fire district and of the objects and purposes for which it is proposed that a new district be created, and shall specify the single time when and place where the town and village boards will jointly meet to consider the proposal and to hear all persons interested in the establishment of the joint fire district.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF MORRISTOWN AND THE BOARD OF TRUSTEES OF THE VILLAGE OF MORRISTOWN

Frank Putman, Supervisor - Aye
Gary Turner, Councilman - Aye
David VanArnam, Councilman - Aye
Christopher Coffin, Councilman - Aye
Shawn Macaulay, Councilman -Aye

Cheryl Shatraw, Mayor - Aye
Francis Colby, Village Trustee - Absent
Janet Newtown, Village Trustee – Aye The co-resolution carries by both boards

Co-Resolution #4 by Town and Village Boards

A co- resolution was made by Councilman Christopher Coffin, and seconded by Councilman David VanArnam, and

A co-resolution was made by Mayor Cheryl Shatraw, and seconded by Trustee Janet Newtown, to adopt Resolution #4 as follows:

LEGAL NOTICE

**NOTICE OF PUBLIC HEARING TO CONSIDER
THE ESTABLISHMENT OF A JOINT FIRE DISTRICT**

WHEREAS, the Town Board of the Town of Morristown and the Board of Trustees of the Village of Morristown having duly convened this date, June 25, 2019 in joint session for the purpose of jointly considering legal issues related to the dissolution of the Village of Morristown, including the formation of a joint fire district, the objects and purposes for which is to consolidate the fire protection and rescue services within the area of the joint fire district, which is to be called the Morristown Fire District, pursuant to the provisions of section 189-a of the Town Law and section 22-2210 of the Village Law; and

WHEREAS, such joint fire district would include all parcels of land within the incorporated limits of the Village of Morristown and all parcels of land in the Town of Morristown currently within the Town of Morristown Fire Protection District No. 1 (or as otherwise formally known), and outside the Brier Hill Fire District; and

WHEREAS, a majority of the members of said Town Board and a majority of members of said Village Board of Trustees deem it in the public interest to hold a joint public hearing on the question of the formation of said joint fire district.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Morristown and the Board of Trustees of the Village of Morristown will hold a joint public hearing on July 10, 2019, at 7:00 p.m. at the Morristown Volunteer Fire Department fire station meeting room, located at 200 Morris Street, Morristown, to consider the proposed formation of a joint fire district to include all parcels of land within the incorporated limits of the Village of Morristown and all parcels of land in the Town of Morristown currently within the Town of Morristown Fire Protection District No. 1 (or as otherwise formally known), and outside the Brier Hill Fire District, with all such territory being contiguous, and to hear all persons interested in the establishment of the district.

BE IT FURTHER RESOLVED, that a joint public meeting of the Town Board of the Town of Morristown and the Board of Trustees of the Village of Morristown shall take place at the same location as the joint public hearing, and shall commence immediately after the conclusion of the joint public hearing, but no sooner than one half hour after the scheduled commencement time of the joint public hearing, at which time the Boards may jointly Resolve to establish the joint fire district, subject to permissive referendum.

Frank Putman, Supervisor - Aye

Gary Turner, Councilman - Aye

David VanArnam, Councilman - Aye

Christopher Coffin, Councilman - Aye

Shawn Macaulay, Councilman -Aye

Cheryl Shatraw, Mayor - Aye

Francis Colby, Village Trustee - Absent

Janet Newtown, Village Trustee – Aye The co-resolution carries by both boards

3. **Next Joint Meeting** -Supervisor Putman stated that the next joint meeting of both boards would be held on July 23,2019 at the same location at 6 PM. He also reminded both boards that the public hearing for the Fire District would be at 7 PM at the Morristown Fire Hall.

This concluded the business of the evening for the joint boards.

Town Board Business

1. **Amendment to the Land Use Code- Signs:** The Board approved the changes to the Land Use Code and directed the Clerk to send the changes to the attorney for incorporation into an amendment for the July 2019 meeting.
2. **Other Business as Brought Before the Board:** A resident of Lina Street brought a concern to the Board about loud parties and bonfires in the neighborhood on English Settlement Road. She felt that these activities were extraordinary in scale and disrupted the harmony of the neighborhood. She asked the Code Officer if he could help with this situation. She was advised that noise and disruption of the peace were not under his jurisdiction and law enforcement should be called on these matters.

Adjournment: The meeting was adjourned upon motion at 7 PM.

Minutes prepared and respectfully submitted by David Murray, Town Clerk