

## **Town of Fowler Meeting Minutes for June 7, 2018 at 7 PM**

The Regular Meeting for the Town of Fowler was held on the above date with all Board Members present. Also present were Town Clerk Kelly Harmer, Highway Superintendent Randy Durham, CEO Glen Besaw, Assessor Sherry Geer, Tami Gale, Debbie Tupper, Lillith Griffith, Richard Clement, Lisa Durham, Rachel Hunter from the Gouverneur Tribune Press, Barbara Sullivan, Jacob Dusharm, Nehemiah Parks, Mert Parks, Cooper Harmer, Matthew Morrow, and Dan Kingsley, Sheehan representative Craig Porter.

Supervisor Cappellino called the meeting to order at 7 PM then proceeded with the opening prayer and the pledge of allegiance.

A motion was made by Councilperson Newvine and seconded by Councilperson Simmons to approve the minutes of the May 1, 2018 meeting. All in Favor.  
**MOTION CARRIED.**

There were 3 Bids opened for the 2018 Road Work.

Barrett Paving- Sullivan Rd. - \$173,940.00, Fullerville Rd.- \$86,150, Sand Rd. - \$37,430, Dashner Rd.- \$ 15,050, North End of Stone Rd.- \$39,520, South End Stone Rd.- \$25,480, Orebed Rd.- \$19,732, California Road- \$124,800, Emeryville Rd.- \$476,720. A total of 998,822.00. Barrett Paving also provided a non-collusive bidding certificate.

Hanson Aggregates- Sullivan Rd.- \$142,144.75, Fullerville Rd.- \$70,384.60, Sand Rd.- \$31,175, Dashner Rd. - \$12,865, Stone Rd. (North)- \$33,350, Stone Rd. (South) - \$22,050.60, Orebed Rd.- 17,436.50, California Rd. – \$99,592.50, Emeryville Rd.- \$421,820. A total of \$850,818.95. Hanson Aggregates also provided a non-collusive bidding certificate.

Sheehan Dinneen- Sullivan Rd.- \$ 162,000, Fullerville Rd- \$73,000, Sand Rd.- \$36,500, Dashner Rd.- \$12,000, Stone Rd. (North) - \$36,000, Stone Rd. (South)- \$22,500, Orebed Rd.- \$17,000, California Rd. - \$106,500, Emeryville Rd.- \$409,000. A total of \$874,500. Sheehan Dinneen also provided a non-collusive bidding certificate.

After some discussion, a motion was made by Councilperson Newvine and seconded by Councilperson Andrews to award the bid for the Emeryville Road to the low bidder, Sheehan Dinneen and to award the remaining roads to Hanson Aggregates. All in Favor. MOTION CARRIED.

The 2 bids that were received for the water abatement in the Town Hall basement were opened.

Precision Contracting- Recommendation # 1- Perimeter Drainage -\$10,850, Recommendation #2- Rain Gutter System- \$6,200, Recommendation #3- Concrete Cap on Basement Floor- \$20,000 without power back up or \$25,000 with back up.

Continental Construction- Recommendation #1- did not bid it, Recommendation #2- \$5,200, Recommendation #3- \$16,500.

A motion was made by Councilperson Newvine and seconded by Councilperson Bishop to accept Continental Construction's bid to do Recommendation No. 2 and NO. 3 as specified in the spec sheet. Recommendation No. 1 will not be done at this time. All in Favor. MOTION CARRIED.

Assessor Sherry Geer stated that they made it through May and sitting with the Tax Roll. She stated that the Assessor's have been doing some training and the Data Collection is still going well. Councilperson Newvine asked Ms. Geer if there were a lot of people that showed up to grieve their taxes. Ms. Geer stated that the Assessor's had about 8 or 9 people. Ms. Geer stated that she is still waiting to hear back from Attorney Leader about the Resolution that was sent to him.

Councilperson Karen Simmons reported for Dog Control Officer Dan Moyer. She stated that Mr. Moyer had picked up one dog on the Swiss Hill Road. The owner was found, and the dog was picked up from our kennel. Mr. Moyer also received a few complaints about a dog on the Country Club Road giving a lot of the neighbors a hard time. He also received some complaints about dogs on the Emeryville Road going after the Highway workers and neighbors. They were given a warning and if we get another complaint we will issue a ticket.

Councilperson Simmons stated that Moyer's Wildlife Control had gotten 3 beavers on the Shantyville Road. Mr. Durham stated that the beavers were back on the Chub Lake Road.

CEO Glen Besaw stated that he issued 4 permits for the month of May and received no written complaints. Mr. Besaw asked the Board if someone applies for a variance and the Planning Board denies it, does it go to the Town Board to decide since we no longer have a Board of Appeals. Mr. Besaw suggested making a resolution or policy stating that the appeal should go to the Town Board. Town Clerk Kelly Harmer stated that it might say something in the Land Use Policy about it. Supervisor Cappellino stated that they would have to look at the Land Use Policy to see what that states before making a decision about it. Mr. Besaw asked the Board if they planned on applying for any grants. He stated that there are residents in the Town that lack basic sanitation and can't afford to have it fixed. Councilperson Bishop stated that there are septic systems in the Town that should be replaced. The Board said that they would look into seeing if there were any grants available.

Town Clerk Kelly Harmer stated that she was done collecting taxes for the year. She reported collecting 93% of the tax warrant, which is equal to about \$1.9 million. She issued \$811.00 in fishing licenses, 2 marriage licenses, a marriage transcript, and 55 dog licenses. Ms. Harmer stated that Assessor Andrew Miller donated his last month payroll check of \$271.61 to the Playground Fund.

Historian Karen Simmons stated that it had been pretty quiet in the Historian's Office. Supervisor Cappellino stated that Ms. Simmons and he had a meeting scheduled with Brad Card about the Fullerville Cemetery, but it was cancelled due to the rain.

Highway Superintendent Randy Durham stated that he had returned \$106.40 in cans and bottles that will go into the Playground Account. Mr. Durham stated that he had attended Highway School earlier in the week. He stated that they talked a lot about Shared Services at the school. Mr. Durham stated that the State Director of Transportation, Rob Finch, wants to have Shared Services with the Town and that if the Board agreed then we would have to get a Shared Service Agreement

with them. Mr. Durham stated that it should be a blank agreement in case of an emergency. Supervisor Cappellino also let the Board know that the Agreement for Shared Services with BOCES has been signed. Mr. Durham let the Board know that he would not be here at the July Board Meeting.

Councilperson Simmons gave a report on the Fowler Family Day. She showed the Board and the audience the Wilson Bickford painting that is the second-place prize on the raffle tickets for the Fowler Family Day. The first-place prize is an 80 - gallon Air Compressor, third-place is \$300, fourth-place is \$200, and fifth- place is \$100. Ms. Simmons also stated that any girl or boy that attend the event will be entered into a drawing for a new bike, one for a girl and one for a boy. Ms. Simmons stated that we will also have t-shirts and hats to sell. The Fowler Family Day will be held on July 14, 2018 from 9 AM- 3 PM. Ms. Simmons asked Mr. Durham if he could get someone to power wash the front of the Town Hall before the Fowler Family Day. Mr. Durham will have someone take care of that. Ms. Simmons also asked if it was necessary to have 2 porta-potties at the ballfield because it would be nice to have one at the Town Hall for people that use the Playground. After some discussion, the Board agreed to rent a porta-potty for the Playground through the summer months. Ms. Simmons stated that the bleachers at the ballfield look nice. Councilperson Newvine stated that the softball team that uses the field painted them. Ms. Simmons asked Mr. Durham if he could put up the new signs in the cemetery that state that Grave Items must be removed by March 31 or they will be removed during spring clean-up. Mr. Durham stated that he was busy but would try to get to them.

Councilperson Simmons said that the Hailesboro Cemetery Association will have their annual meeting at the Fowler Town Hall at 7 PM on June 18, 2018.

Councilperson Simmons also asked Mr. Durham if had ever gotten a quote for the parking spaces for the Playground. Mr. Durham stated that he had got one last year for \$13,000 that would go from the front of the Town Hall down to the light pole. Resident Dick Clement stated that there needs to be more wood chips put underneath the swings because it has been packed down and the kids are having a hard time getting on them. Councilperson Newvine stated that we had received

new parts that needed to be replaced on the playground that was covered under warranty. Mr. Newvine asked Mr. Durham if he could get someone to put the new stuff on. Mr. Durham stated he could do it.

Councilperson Newvine stated that a few weeks ago he had spoken with Connie Bishop about the Welcome to Fowler signs and that Ms. Bishop wondered why the signs had not been stained. Mr. Newvine found out the signs had been stained last year. Mr. Newvine stated that he received a call about an issue at the Ballfield in Hailesboro. There had been a sex offender at the field playing softball and there were people there that didn't really think he should have been there. Mr. Newvine called the Sheriff's Office and checked on the offender, but he had no restrictions saying that he couldn't be there so there was nothing that the Town could do. Mr. Newvine stated that the Beach was progressing thanks to Town Clerk Kelly Harmer. Mr. Newvine stated that we would have about 5 lifeguards and the Beach would be open from June 27- August 28 but would be closed on July 28 for a class reunion.

Councilperson Newvine asked if Continental Construction had given a quote on the exterior doors. Town Clerk Harmer stated that she called them earlier in the day and that they had not gotten the quote ready yet. Mr. Newvine asked if all the ballasts and light bulbs had been changed to LED. Supervisor Cappellino stated that Smart Watt didn't figure in all the lights so Link Electric put a list together and Supervisor Cappellino sent it to Smart Watt. Link Electric will be back to finish the job once the new ballasts and bulbs arrive. Councilperson Newvine stated he was sorry to hear of the passing of Jim Link.

Councilperson Andrews asked Councilperson Newvine what was going on with the building across the road. Mr. Newvine stated that he was still waiting to hear back from the County Attorney.

Councilperson Bishop stated that the ballfield and the cemeteries look good. Mr. Bishop asked Mr. Durham why he rented a small excavator. Mr. Durham stated that the backhoe had broke and was now fixed but they have been getting a lot done with the small excavator. Mr. Bishop asked what happened that caused the incident with the tree on the power lines. Mr. Durham stated that he had cut the

tree himself and hadn't seen the power lines. National Grid was called, and they came and took care of the issue. Mr. Bishop asked Mr. Durham how much money has been spent on the 2012 International truck. Mr. Durham stated that he would like to have a meeting on that matter because we have put a lot of money into fixing it lately. Mr. Durham also stated that it is losing a gallon of antifreeze a day.

Supervisor Cappellino asked the Board if they were interested in getting another grant. The Board agreed that if we did apply for another grant then we would see if Scott Burto would administer it for us and that the Town should be more involved.

Supervisor Cappellino stated that we received a letter questioning the Boards decision on awarding the Mowing bid to the second lowest bidder. Mr. Cappellino stated that we have a Best Value Policy in place that states that if the Board doesn't feel that the lowest bidder is qualified then we can award it to a different bidder. A couple of the Board members felt that the lowest bidder didn't do the job in a timely manner a couple of years ago when he was awarded the bid. Councilperson Simmons stated that she had called the Association of Towns and the lady she spoke to said that we are also covered under our Procurement Policy which states that we are not required to take the lowest bid for any purchases under \$20,000 or any services under \$35,000.

Supervisor Cappellino stated that he spoke with NCC Systems about getting a quote for a camera to be hooked up that looks over the scrap metal bin. NCC Systems will get an estimate done. Supervisor Cappellino stated that he had received an email from Mike Gillette from Fuller Insurance Company asking the Board if they wanted to increase the replacement property value of the Town Buildings. Our premium would increase approximately \$1,300. It was the consensus of the Board to accept the increase. Councilperson Newvine stated that the Board should think about putting the insurance out to bid next year.

Supervisor Cappellino stated that he received a complaint from Art Besaw that after they ditched in front of his property the property line pin was missing. Mr. Durham spoke up and stated that they looked around the area well before digging and never saw the pin.

Resident Dan Kingsley asked why the Highway Department was scalping the trees while they were cutting the brush on the Emeryville Road. Mr. Kingsley stated that it looked foolish. Mr. Durham stated that he was trying to get sun on the road. Councilperson Simmons stated that they did the same thing on the Sylvia Lake Road and that's the kind of job that the boom mower does. Mr. Kingsley also asked why they swept the roads before all the snow had melted in everyone's yard. Mr. Durham stated that he only has so much time to do things and he had to take advantage of a nice day.

Resident Lillith Griffith asked who was making the signs to put up in the cemetery. She offered her services. Councilperson Simmons stated that we already ordered ones but if we need more we will contact her to make us wooden ones.

Resident Barb Sullivan asked if they were going to black top all of the Sullivan Road or just part of it. Mr. Durham stated that they were going to do all of it.

Resident Dick Clement stated that there was an old rock that was coming up through the road on the California Road that should be looked at.

Resident Debbie Tupper stated that there should be a narrow bridge sign put up by the bridge in front of her house on the Emeryville Road. Mr. Durham will contact the County about it.

Resident Merton Parks stated that he was glad that the Dashner Road was going to be black topped because it was getting pretty rough.

A motion was made by Councilperson Newvine and seconded by Councilperson Bishop to go into Executive Session at 8:45 PM to discuss Union Negotiations. All in Favor. MOTION CARRIED.

A motion was made by Councilperson Newvine and seconded by Councilperson Simmons at 9:22 PM to close Executive Session. All in Favor. MOTION CARRIED.

The bills audited for the General and Highway fund were #176- #220, with a total of \$65,453.39.

The next regularly scheduled board meeting will be on July 3, 2018 at 7 PM.

A motion was made by Councilperson Simmons and seconded by Councilperson Andrews to adjourn the meeting at 9:23 PM. All in Favor. MOTION CARRIED.

Kelly Harmer; Town Clerk