

Minutes - July 8, 2014 - 7:00 PM

The Regular meeting for the Town of Fowler was held on the above date with all members present. Also present were Town Clerk Sherrie Williams, Justice Paul Lamson, Code Enforcement Officer Rick Whitford, Legislator Alex MacKinnon, Wanda Fayette, Dalton Fayette, Debbie Tupper, Vicky Cappellino, Taylor Dodds, Allison Shrewsberry, Leesa Isereau, Troy Gates, Paul Cappellino, Randy Durham, Mike Macaulay, Dave Spilman & Herb Fuller.

Supervisor Cappellino called the meeting to order then proceeded with the opening prayer & the pledge of allegiance.

After discussion, a motion was made by Councilperson Rick Newvine to approve the June 3, 2014 Meeting Minutes with the addition of the group dog license information (which is corrected) & seconded by Councilperson Natalie Spilman. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Lynn Bishop; Yes. All in Favor. MOTION CARRIED.

Supervisor Cappellino reported that Legislator Alex MacKinnon put together a resolution for the town concerning 2 railroad crossings in the Town that are rough & in disrepair. Legislator MacKinnon stated that this is the process for getting the railroad crossing on Route 58 & the railroad crossing in Balmat repaired by the CSX Railroad. He would like to put together packets with more information to go along with the resolution. After discussion, a motion was made by Councilperson Rick Newvine to approve Resolution No. 8 of 2014 asking the NYS Department of Transportation & CSX Railroad to develop a plan of action to repair these 2 railroad crossings in the Town of Fowler & seconded by Councilperson Karen Simmons. Roll call vote showed Michael

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Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Lynn Bishop; Yes. All in Favor. MOTION CARRIED.

Councilperson Karen Simmons reported for Dog Warden Neil Hooley that the Dog Control Department has been busy. Seven complaints have been handled, 3 dogs were missing which were returned home. Two abandoned dogs found homes, & there was 1 dog bite.

Code Enforcement Officer Rick Whitford reported that he issued 10 permits for June. including 1 grant permit. Two grant permits are finishing up & 2 more have been started.

Councilperson Karen Simmons reported that the Historian's Office has been working on 2 genealogies. Historian Connie Bishop has been working on the cemetery inventory. The Historian's office is open every Thursday from 1 PM - 4 PM.

Paul Cappellino of the Beaver Patrol reported that the month has been quiet & he has been pulling out small beaver dams.

Councilperson Lynn Bishop stated that Sid Harmer II has done a good job on the mowing & trimming.

Head Lifeguard Taylor Dodds, Lifeguard Leesa Isereau, Lifeguard Allison Shrewsberry, & Lifeguard Troy Gates attended the meeting. There are also 2 additional lifeguards. Head Lifeguard Taylor Dodds reported that in June during a 10 day period 270 people came to the beach. So far in July, 243 people have come to the beach. People are coming from many different towns. The Department of Health

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Performed an inspection at the beach. There was only 1 minor issue which was corrected.

Councilperson Natalie Spilman reported that the beach is doing very good & a lot of new people are coming to enjoy the beach. The lifeguards are doing great & the picnic area is being used a lot at the beach also. She would like another directional sign & a handicapped sign for the beach.

Highway Report - Highway Superintendent Gary Williams reported that the roadsides have been mowed once & a second mowing is in process right now. The Smith Road is being paved & will be done by Thursday. The paving process is going OK.

There was a discussion concerning private docks on the Town Beach. Supervisor Cappellino reported that the issue is in litigation & is in the hands of the lawyers. The issue will be done legally & he will contact the Town lawyer on the progress tomorrow.

Councilperson Karen Simmons reported that the boat safety course is full.

Councilperson Rick Newvine stated he would like to receive copies of the highway work report each month.

The next regular meeting is on August 5, 2014 at 7 PM at the Town Hall.

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Councilperson Karen Simmons reported that a thank you note was received from Spay/NeuterNow for a donation from the rabies clinic & they would like to have another Spay/NeuterNow clinic in September in Fowler.

Councilperson Rick Newvine reported that there has been an issue of people using the Hailesboro ball field without contacting him for scheduling first. People need to contact Councilperson Rick Newvine to schedule Hailesboro ball field activities.

It was discussed that there have been many issues concerning the housing grant. A work session will be scheduled for July 15, 2014 concerning the grant at 6:00 PM at the Fowler Town Hall.

Councilperson Natalie Spilman reported that the Gouverneur Fair is July 29th through August 3rd.

Councilperson Natalie Spilman reported that she transferred the beach telephone number to the old Data Collector cell phone. There are no issues with this & it is working out very well.

Councilperson Lynn Bishop reported that in front of Sue Spilman's house in Hailesboro is a low spot. Superintendent Williams will take care of the issue.

At 8:17 PM a motion was made by Councilperson Rick Newvine to go into Executive Session in regard to the insurance policy & a personnel issue & seconded by Councilperson Lynn Bishop. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Lynn Bishop; Yes. All in Favor. MOTION CARRIED. At 8:40 PM the Executive Session

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Was done. Supervisor Cappellino reported that the Executive Session was concerning a complaint with an employee not keeping work time documentation. The work time documentation was complete as required. The other issue was concerning an incident report on town equipment & Superintendent Williams will handle the issue.

The bills audited for the General Fund were #131 - #152 - \$8,931.17 & the Highway Fund #86 - #103 - \$51,783.08.

A motion was made by Councilperson Rick Newvine to adjourn the meeting at 8:45 PM & seconded by Councilperson Lynn Bishop. Roll call vote showed Michael Cappellino; Yes, Rick Newvine; Yes, Karen Simmons; Yes, Natalie Spilman; Yes, Lynn Bishop; Yes. All in Favor. MOTION CARRIED.

Michael Cappellino; Supervisor Sherrie Williams; Town Clerk
Rick Newvine; Councilperson Karen Simmons; Councilperson
Natalie Spilman; Councilperson Lynn Bishop; Councilperson

**Town of Fowler
Resolution No. 8 of 2014**

WHEREAS, CSX Railroad maintains a spur line from its main line in Gouverneur to the East to service the Balmat mill and mining operations, and

WHEREAS, this spur line intersects State Highway 58 in the Hamlet of Hailesboro and State Highway 812 in the Hamlet of Balmat, both situated in the Town of Fowler, and

WHEREAS, according to the NYS Department of Transportation Traffic Data Viewer website, these crossings have 5000 and 1500 vehicle crossings respectively, and

WHEREAS, both crossings are in a state of disrepair that is causing motorists to leave the driving land in order to avoid pavement breaks and uneven grade variations, is causing unnecessary damage to vehicles and creates an unsafe driving condition.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Fowler encourages the New York State Department of Transportation and the CSX Railroad to cooperate in developing and implementing a plan of action that will correct this situation, and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Senator Pattie Ritchie, Assemblyman Ken Blankenbush, Assemblywoman Addie Russell, and Congressman William Owens.

MOTION CARRIED - July 8, 2014