

WORKSHOP MEETING, TOWN OF MOUNT HOPE, DECEMBER 29, 2010
www.townofmounthope.com

The **workshop meeting** of the Town Board of the Town of Mount Hope was held at Town Hall on **December 29, 2010** at 7:00pm with the following present: Supervisor William Novak, Councilman Michael Bell, Councilman Greg Stiles, Councilwoman Kathy Russo, Councilman Ed Fairweather and Town Clerk Kathleen Myers.

OTHERS PRESENT: L. Fairweather, D. Loeven, T. Gilmore, T. Geiss, J. Litow, Chief Rickard, R. Bakker, J. Myers, D. Hassenmayer/Highway Supt., Attorney - Z. Kelson.

7:00PM - PUBLIC HEARING FOR THE REGULATING PARKING ON STREETS LAW:

The public hearing notice was available at front desk. Supervisor Novak stated that this law is merely being modified from an ordinance to a local law and an adjustment is being made to the time. Ordinance reads from 12:00midnight to 6:00am; law will read from 9:00pm to 6:00am. Tickets may be issued. After hearing no further comments on this law, Supervisor Novak asked for a motion to close this hearing.

MOTION by Mr. Bell seconded by Mrs. Russo to close the public hearing for regulating the parking on the streets law at 7:15PM. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

7:15pm – PUBLIC HEARING FOR THE REGULATION AND LICENSING OF DOGS LAW:

Public hearing notice was available at the front desk. Supervisor Novak stated that this law will supersede the dog ordinance as it is mandated by the state that all municipalities will be maintaining records and database on the dog licenses as of January 2011. Attorney Kelson asked the boards pleasure on the impoundment fees. Board agreed on \$50/\$100/\$150. There was discussion on vicious dogs. After hearing no further comments, Supervisor Novak asked for a motion to close this hearing.

MOTION by Mr. Bell seconded by Mr. Fairweather to close this public hearing at 7:30pm. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

7:30pm – PUBLIC HEARING ON THE PROPERTIES IN LAKE LINDA FOR SALE BY THE COUNTY:

Supervisor Novak stated that he is about to sign the contracts for the Bilinski property. The county is offering a package deal for 10 parcels located in Lake Linda for \$5,000.00. These properties abut to the Bilinski property. He spoke with the building inspector. Mr. Ackerson thinks it would be a good idea to purchase these properties. Supervisor Novak stated he had a scale map for anyone interested in looking at he would put it at the desk. He explained the colored lines and what they indicated. The public reviewed the map.

WORKSHOP MEETING, TOWN OF MOUNT HOPE, DECEMBER 29, 2010
www.townofmounthope.com

7:30pm – PUBLIC HEARING ON THE PROPERTIES IN LAKE LINDA FOR SALE BY THE COUNTY CONTINUED:

Mr. Geiss asked if the town purchases these properties what would the town do with it. Supervisor Novak stated it could be used for parking at the parkland. Councilman Stiles stated if we were to buy this land we would want a good road not a paper road. Mr. Kelson added that a lot depends on the development of the park land property. And this would eliminate development of problem lots in Lake Linda. Some of the parcels are contiguous to the park property. Councilman Stiles addressed the board members and asked if we purchase this would it be to block development. Supervisor Novak stated we need to walk the property. He stated that maybe it could be used for a part of a nature trail. Ms. Loeven stated that she finds it hard to believe that these properties could have a market value for \$70,000.00. Mr. Myers stated anything contiguous to the park would be beneficial and a good idea.

MOTION by Mr. Bell seconded by Mr. Stiles to close this public hearing at 7:54pm. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

Following the Pledge of Allegiance, Supervisor Novak called the meeting to order at 7:54pm.

ACCEPTANCE OF PRIOR MEETING MINUTES:

MOTION by Mrs. Russo seconded by Mr. Bell that the minutes of the 12-13-2010 meeting as submitted are approved. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

CORRESPONDENCE:

1. Police budget modification
2. Police Petty Cash balance
3. Letter from highway guys re: insurance
4. Planning Board minutes 12-20-2010
5. Copy of County resolution re: sales tax
6. Planning Board monthly reports from January 2010 –December 2010
7. Linda Franck resignation from Board of Assessment Review
8. Request from J. DeWinter re: reappointment as engineer
9. Supervisor's report 11-2010

COMMITTEE REPORTS:

POLICE:

Chief Rickard - no report.

HIGHWAY DEPARTMENT:

Mr. Hassenmayer stated he would like to thank the town board, everyone in the town for all their thoughts and prayers for his son. Matthew is a Helen Hayes and progressing. He would also like to especially thank the highway guys, Julie and Deputy Myers for stepping up in his absence.

WORKSHOP MEETING, TOWN OF MOUNT HOPE, DECEMBER 29, 2010
www.townofmounthope.com

HIGHWAY DEPARTMENT continued:

Supt. Hassenmayer stated it is too cold to pour concrete at the park pavilion. Things went well during the last storm. Supt. Hassenmayer also stated that he saw the last operating statement and that D5130.4 shows a deficiency. The sale of the surplus equipment money should have been put in there and maybe Kelli hadn't done them yet but there should not be a deficiency. Supervisor stated that the current report he has, 12-23-10, shows about \$16,000.00.

VILLAGE OF OTISVILLE:

No report.

HIDDEN VALLEY:

Councilman Stiles stated there was an occurrence at the plant but it did not fail. There was a foam up event. Mike Brock worked on it with him. Someone had put something in their drain causing this occurrence. He stated he had to buy a pair of boots for himself. Letters will be sent to all residents in the development. Curing blankets were put on. Other than that – things are running smoothly. Supervisor Novak would like something added to the letter about seeing anything suspicious to call the police. Councilwoman Russo asked if any examples of what not to put down the drain were given in the letter. Discussion ensued. Councilman Stiles added that the failure last year was because we didn't have a mixer.

PLANNING BOARD:

Mr. Gilmore reported that the Pine Hill Estates bond was discussed. The revised estimate has a positive recommendation from the planning board.

BILINSKI PROPERTY:

Supervisor Novak reported that the Phase I final was received. They found 2 storage tanks and they should be monitored and they found 2 drums of used motor oil. They don't believe a Phase II is necessary.

REGULATING PARKING ON THE STREETS LAW:

LEAD AGENT:

MOTION by Mrs. Russo seconded by Mr. Fairweather that the Town of Mount Hope Town Board designates itself "lead Agent" for the purpose of SEQRA and declares it to be an unlisted action. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

NEGATIVE DECLARATION:

MOTION by Mr. Bell seconded by Mr. Stiles that the Town of Mount Hope Town Board is making a negative declaration as defined by Part 617 of the New York Environmental Law and the SEQRA review process and declares that the proposed project will not have a significant effect on the environment. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

ADOPTING LOCAL LAW #3-2010 REGULATING PARKING ON THE STREETS:

MOTION Mr. Bell seconded by Mr. Stiles to adopt the regulating parking on the streets law #3-2010 as attached to these minutes. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

REGULATING AND LICENSING OF DOGS LAW #2-2010:

Discussion of impound fees ensued. Suggested that 1st day is \$50 then each day thereafter \$25.00.

IMPOUND FEES:

MOTION by Mr. Bell seconded by Mr. Fairweather to add the impound fees as stated above: \$50.00 for the first day and \$25.00 for each day thereafter. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

LEAD AGENT:

MOTION by Mr. Stiles seconded by Mr. Bell that the Town of Mount Hope Town Board designates itself “lead Agent” for the purpose of SEQRA and declares it to be an unlisted action. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

NEGATIVE DECLARATION:

MOTION by Mr. Bell seconded by Mr. Stiles that the Town of Mount Hope Town Board is making a negative declaration as defined by Part 617 of the New York Environmental Law and the SEQRA review process and declares that the proposed project will not have a significant effect on the environment. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

ADOPTING LOCAL LAW #2-2010 REGULATING AND LICENSING OF DOGS:

MOTION by Mr. Bell seconded by Mr. Fairweather to adopt Local Law #2-2010 entitled Regulating and Licensing of Dogs as attached to these minutes. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

POLICE BUDGET MODIFICATION:

MOTION by Mr. Stiles seconded by Mr. Bell to approve the following budget modification:

Any surplus funds from the police accounts – A3120.1, A3120.2 & A3120.4 be rolled over into the Police Capital Equipment Reserves account.

All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

REFUSE AND GARBAGE LAW:

Town Clerk Myers stated she spoke with County Waste. The clerk will have to talk to the main boss and get back to me regarding coming to the board before they increase their fees.

WORKSHOP MEETING, TOWN OF MOUNT HOPE, DECEMBER 29, 2010
www.townofmounthope.com

AUDIT OF RECEIPT BOOKS:

Letters were sent out. Audit will be done on January 7th.

ACCEPT B.A.R. RESIGNATION FROM LINDA FRANCK:

MOTION BY Mr. Fairweather seconded by Mrs. Russo to accept the resignation from Linda Franck effective immediately from the Board of Assessment Review. (Need a replacement for this position)
All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

APPROVAL OF SUPERVISOR'S REPORT:

MOTION by Mr. Bell seconded by Mr. Fairweather to approve the Supervisor's report from November 2010 as submitted.
All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

PINE HILLESTATES/BOYCE SUBDIVISION:

MOTION by Mr. Bell seconded by Mr. Fairweather to approve the recommendation from the Planning Board for the construction bond for the Pine Hill Estates/Boyce Subdivision in the amount of \$66,500.00.
All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

END OF YEAR BUDGET MODIFICATION:

MOTION by Mr. Stiles seconded by Mr. Bell to approve the end of the year budget modifications and encumber the balances as submitted – see end of minutes.
All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

AUDIT OF CLAIMS:

MOTION by Mr. Fairweather seconded by Mr. Bell to approve the following bills:

GENERAL A:	#669-726	\$ 95,897.45
GENERAL B:	#143-152	\$ 6,315.14
HIGHWAY:	#246-260	\$ 91,831.56
SEWER:	#132-141	\$ 2,048.19
CAP RES MACH:	#1	\$ 32,264.16
CAP POL EQUIP:	#1	\$ 18,383.00

All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

PUBLIC PARTICIPATION:

None.

BOARD COMMENTS:

Supervisor Novak wished everyone a happy new year.
Mrs. Russo called for executive session to discuss the highway contract.
Mr. Stiles asked Highway Supt. if he heard from anyone about the Howells cemetery. Supt. Hassenmayer stated no.

WORKSHOP MEETING, TOWN OF MOUNT HOPE, DECEMBER 29, 2010
www.townofmounthope.com

EXECUTIVE SESSION:

MOTION by Mrs. Russo seconded by Mr. Fairweather to enter into executive session at 8:24pm to discuss contract negotiations for the Highway department.

All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

RECONVENE REGULAR SESSION:

MOTION by Mr. Fairweather seconded by Mr. Bell to close executive session and reconvene regular session at 8:51pm. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

ADJOURNMENT:

MOTION by Mr. Stiles seconded by Mr. Bell to adjourn the meeting at 8:51pm. All in favor – Bell, Stiles, Novak, Russo, Fairweather. Carried.

The next meeting is scheduled for January 10, 2011 at 7:30pm.

Respectfully submitted,

Kathleen A. Myers
Town Clerk