

REGULAR MEETING

Minutes of the Regular Meeting of the Parish Town Board held December 15th, 2011 at the Village Gym. The Meeting was called to order by Supervisor Stelmashuck at 7:00 p.m.

Present: Stephen Stelmashuck, Supervisor
Doug Jordan, Councilor
John Dunham, Councilor
Mary Lou Guindon, Councilor
Mary Ann Phillips, Councilor
Kelly Reader, Town Clerk

Also Present: Belden Dawley, Highway Sup't; L.J. Harvey, Fire Chief; Maureen Wafer, CEO; Bob Genant, Town Attorney; Bill Scriber, PL Brd Chair; Paul Gage, PL Brd Member; Barb Horning, Rich Horning, John Horning, Dale Chapman, Krista Alsworth, and Keith Kinney.

Approval of Minutes:

November 5th, 2011 Special Meeting: A motion was made by Councilor Jordan, seconded by Councilor Dunham to approve the Minutes of the November 5th, 2011 Special Meeting Minutes as received. Corrections were submitted by Councilor Phillips. Roll taken...motion carried. Councilor Phillips submitted corrections that the Clerk will not correct as the statements entered into the Minutes were true statements made by Councilor Phillips and will not be altered by the Clerk.

November 10th, 2011 Public Hearing: A motion was made by Councilor Phillips, seconded by Councilor Guindon to approve the Minutes of the November 10th, 2011 Public Hearing Minutes. Roll taken...motion carried.

November 10th, 2011 Special Meeting: A motion was made by Councilor Jordan, seconded by Councilor Phillips to approve the Minutes of the November 10th, Special Meeting as received with corrections. Roll taken...motion carried. A correction sheet was submitted from Councilor Phillips and are attached to Minutes as the Clerk disagrees with all the corrections as presented.

November 17th, Regular Meeting: A motion was made by Councilor Guindon, seconded by Councilor Dunham to approve the Minutes of the November 17th, 2011 Regular Meeting as received. Roll taken...motion carried.

SUPERVISOR'S REPORT'S

Supervisor's Financial Report: Supervisor Stelmashuck presented a monthly Financial Report and a detailed Revenue Report for November 2011 for the Board to file with the Clerk.

January Calendar: Waived.

Revenue Reports: The Justice and Regular Revenue Reports for 11/2011 were received by the Board and filed with the Clerk.

COMMITTEE REPORTS:

Community Affairs, Parks, and Preservation & Rec. Committee: Councilor Guindon stated that they will not have another meeting until February.

The Chamber of Commerce is hosting a series of workshops with Chena Tucker from SUNY Oswego regarding small business issues and opportunities. The workshops will be held the 2nd Tuesday of each month at the Grist Mill. There is a \$5.00 charge per session.

Emergency Services & Public Safety Committee: Councilor Dunham stated that there was no report at this time.

Financial Affairs Committee: Councilor Phillips stated that she hasn't been able to meet with Deputy Supervisor Swartz or the Bookkeeper, Dan Burns to finish balancing the Town's checking accounts. Councilor Phillips also stated that she has not been able to get access to the Supervisor's Office to review the accounts on her own. Supervisor Stelmashuck stated that he would try to arrange a time for Councilor Phillips to finish reviewing the Town's checking accounts.

Infrastructure, Policy and Public Facilities: Councilor Jordan stated that there was no report at this time.

Task Force: November Minutes were submitted by Fred Swartz. There will be a Retreat held at the Gristmill on 1/31/2011 at 6:00 p.m. or 7:00 p.m., time will be confirmed. Katie and Carla from Tug Hill Commission are checking into High Speed Internet options. More information may be available at a later time.

Water Committee: More information may be available at a later date.

REPORTS:

Legislator's Report: Tabled.

Supervisor Stelmashuck stated that newly elected Legislator Holst stated that he will try and attend as many meetings as he could.

Hwy Report: Hwy Sup't Dawley stated that the Hwy Department borrowed Amboy's Chipper to try and get some branches and limbs down for safety reasons.

Precision Plumbing will provide an estimate on the Highway Garage's circulating pump as it runs 24 hours a day.

The Highway Men have painted the restrooms at the Highway Garage. Hwy Sup't Dawley stated that they are trying to come up with some type of scaffolding to allow them to wash and paint the walls inside of the garage.

Clerk's Report: Clerk Reader gave the Clerk's Report and Dog License Report for November, 2011.

CEO Report: CEO Wafer reviewed a written CEO/ZEO Report for November, 2011.

A proposed fee schedule for 2012 was reviewed by the Board and will be considered at the 2012 Organizational Meeting.

Assessor's Report: Supervisor Stelmashuck reviewed the Assessor's Report as Assessor Sigourney was excused.

DCO Report: DCO LaFlair submitted a written DCO Report for November.

Planning Board Chair Report: The November Planning Board Report was received by the Board.

Discussion was held regarding the proposed Fee Schedule submitted from the Planning Board. Also, Special Use Permits were discussed. Planning Board Chair Scriber stated that the ZBA granted a variance to continue a Special Use Permit that is no longer allowed in the Town of Parish under the current Zoning Law. The conditions have also changed for the purpose that the Special Permit was granted. The Planning Board sent a letter to the ZBA expressing disagreement to their actions.

Fire Chief's Report: Fire Chief Harvey gave the Fire Report for November, 2011.

Fire Chief Harvey reported that the fire calls are down from 2010 at 318 year to date.

Tug Hill Circuit Report: Tabled.

CORRESPONDENCE, COMMUNICATIONS & PETITIONS:

Letter from Oswego County Management.

E-mail from Governor's Office.

OLD BUSINESS:

Audit by the Comptroller's Office: Supervisor Stelmashuck stated that the Comptroller's Office is still compiling the Final Audit Report. Supervisor Stelmashuck stated that he doesn't expect a final report until February or March of 2012.

Councilor Jordan stated that he would like to request that he and Councilor Phillips receive a copy of the Final Audit Report.

New Visions, CNY Wireless, Comp USA Direct-Update: Carla & Katie from Tug Hill are working on obtaining some information on some possible high speed internet opportunities.

Vacancy on Bar: Term expired on 9/30/2011. Discussion will be held in Executives Session.

Husted Road-update-Town Attorney Genant stated that the property owners' deeds on Husted Road stipulate that the properties are located on a private road. The responsibility of the maintenance of the road falls on the property owner. Supervisor Stelmashuck stated that the Town of Hastings has no intentions of re-opening the road. The Property Owners on Husted Road can not prevent access to the other property owners on the road. According to the Zoning Law, it's the property owner's responsibility to maintain private drives or driveways for emergency vehicle access.

Fire Chief Harvey stated that he wanted a letter from the Town Board releasing the Fire Company from any liability if an emergency occurred and they could not gain access to a property located on Husted Road due to the condition of the road.

Attorney Genant stated that the Town had no authority to submit a letter to the Fire Company on behalf of the Husted Road property owners as it is considered a private road or drive. However, Attorney Genant stated he would work with Fire Chief Harvey on the matter.

Other: Councilor Phillips stated that she had a list for the new councilors of goals and accomplishments during the past four years she has served as councilor..

Also, Councilor Phillips stated that she would be glad to meet with Councilor-elect Richard Horning to explain the purpose of the Town Audit as she felt that he was misinformed.

Councilor Phillips addressed the lawsuit from the Town Clerk regarding the Human Rights Division.

Supervisor Stelmashuck asked Attorney Genant if he would address the issue.

Attorney Genant stated that it was not a lawsuit it was a complaint and any employee has a right to file a complaint against their employer.

Discussion was held regarding the Highway Union Contract and Councilor Phillips was disappointed that it was signed and approved at a meeting that she was not present at. Councilor Phillips asked if the issues had been corrected that were previously discussed. Supervisor Stelmashuck stated that it was a matter of interpretation and it was not changed. The Town Board will begin negotiating a new Union Contract in 2012.

Councilor Phillips addressed the issue of Sole Appointed Assessor and returning to 3 elected Assessors. Councilor Phillips stated under Municipal Home Rule Law it can be done.

NEW BUSINESS:

Upcoming Vacancy on ZBA: A motion was made by Councilor Phillips, seconded by Councilor Guindon to advertise the ZBA vacancy, term to expire on 12/31/2011 allowing the individual currently holding the office an opportunity to reapply as well as any one else that would like to apply. Roll taken...motion carried.

Organizational Meeting: A motion was made by Supervisor Stelmashuck, seconded by Councilor Guindon to hold the 2012 Organization Meeting on January 5, 2012 at 2938 E. Main Street, Parish, NY beginning at 7:00 p.m. Roll taken...motion carried.

MEETING OPEN TO THE PUBLIC:

Councilor Jordan stated that he still did not receive the report on how much money the town saved from going from 3 Elected Assessors to 1 Sole Appointed Assessor. Supervisor Stelmashuck stated that he thought he had provided that information. Supervisor Stelmashuck stated that he would try and get that information to him.

Dale Chapman asked how much the Town has spent on Special Council fees. Supervisor Stelmashuck stated that the Town Attorney receives a yearly salary of \$10,000 per year and he will try and have the Special Council amount by the "Year End Meeting on December 29th, 2011.

Mr. Chapman asked if the new legislator would attend meetings and provide information from the County.

Supervisor Stelmashuck stated that he had a conversation with Legislator-Elect Dave Holst and he stated that he would try and attend as many meetings as possible. Mr. Chapman stated that he felt that the Town Board should strongly suggest that he attend meetings and provides information from the County Legislature.

Mr. Chapman asked if the Town Board was planning on recognizing some town officials that are no longer in office that served the Town for many years. Supervisor Stelmashuck stated that the Town did honor Gloria White, Sharon White, and Charlie Wing for their many years of dedicated service in conjunction with the Parish Chamber of Commerce Annual Community Dinner. Unfortunately, Charlie Wing was unable to attend.

MEETING CLOSED TO THE PUBLIC.

APPROVAL OF MINUTES:

General Fund: A motion was made by Supervisor Stelmashuck, seconded by Councilor Guindon to authorize Supervisor Stelmashuck to transfer funds from account #A1990.4 to cover any claims #501 to #536 that have a negative balance and to review all transfers at the Year End Meeting on 12/29/2011. The total amount of claims-\$31,359.13. Roll taken...Councilor Phillips-opposed...motion carried.

Highway Fund: A motion was made by Supervisor Stelmashuck, seconded by Councilor Dunham to authorize Supervisor Stelmashuck to transfer funds from account DA1990.4 to cover any claims from #227 to #247 that have a negative balance and to review all transfers at the Year End Meeting on 12/29/2011. The total amount of claims-\$47,022.26. Roll taken...Councilor Phillips-opposed-motion carried.

EXECUTIVE SESSION: A motion was made by Supervisor Stelmashuck, seconded by Councilor Dunham to enter into Executive Session at 8:21 pm. to discuss Real Property, Litigation, and Personnel. Roll taken...motion carried. Attorney Genant was invited to attend.

A motion was made by Supervisor Stelmashuck, seconded by Councilor Guindon to adjourn from Executive Session to the Regular Meeting at 8:58 p.m. Roll taken...motion carried.

Tug Hill Report: Paul Baxter, Circuit Rider gave a Tug Hill Report.

BAR Vacancy: Two applicants applied for the BAR Vacancy, Elizabeth Panek and Lynette Wood. A motion was made by Councilor Dunham, seconded by Councilor Guindon to appoint Lynette Wood to the vacancy on the BAR-Term to begin immediately and to expire on 9/30/2016. Roll taken...

Councilor Jordan: Nay Councilor Dunham: Aye Supervisor Stelmashuck: Aye
Councilor Guindon: Aye Councilor Phillips: Abstain
motion carried.

A motion was made by Councilor Jordan, seconded by Councilor Guindon to adjourn at 9:27 p.m. Roll taken...motion carried.

Respectfully submitted,

Kelly Reader, Parish

Town Clerk