

REGULAR MEETING MINUTES

Regular Minutes of the Parish Town Board Meeting held July 18, 2019 at 2928 E. Main Street, Parish, NY in the Village Gym. The Meeting was called to order by Supervisor's Phillips at 6:30 pm.

PRESENT:

John Dunham, Councilor
Doug Jordan, Councilor
G.R. Horning, Councilor
John Horning, Councilor
Mary Ann Phillips, Supervisor's
Kelly Reader, Town Clerk

ALSO PRESENT:

Bob Genant, Municipal Town Attorney; Jim Bernys, CEO; Craig Petit, Hwy Sup't; Carl Dayger, Town Justice; Rich Lopitz, Assessor; Paul Baxter, Tug Hill Rep.; Jack Spriggs, DCO; Rebeka Prosachik, Special Municipal Counsel; Debra Groom, Independent Mirror Reporter; Paula Aldridge, Queen Central Reporter; Bernie Horning, Deputy Supervisor; Kathy Perkins Mayor; Rodney Perkins, Jackie Murphy, Village Trustee; Erin Barger, Diane Spaziani, Mark Robbins, Carol Ann Horning, Ron Horning, Carol Dwyer, Tom Louer, Gary Wood, Jack Rucynski, Lori Grist, Dale Chapman, Kevin Dwyer, Mandy Brown, Virginia Brown, Liam O'Brien, and Danielle O'Brien

Supervisor Phillips asked the public to wait to be recognized by the Supervisor before speaking if they had a desire to speak on any subject listed on the agenda. The Supervisor read a statement requesting that attendees show respect for all speakers, including Councilors showing that same respect.

MEETING OPEN TO THE PUBLIC:

Diane Spaziani read a statement urging the Board to pass the Bond Resolution in order to move forward with the Water Grant Application. Diane Spaziani expressed concern that the Water Project has taken way too long and that the Board Members had a responsibility to back up the residents who voted in favor of the water district.

Jack Rucynski spoke in regards to a Supervisor's Report that the Supervisor handed out to the public. Supervisor Phillips reminded Mr. Rucynski that what he was referring to was not on the agenda. Mr. Rucynski did not continue to address the subject.

Trustee Murphy spoke in regards to the amount the Water Project was going to cost was always 9.2 million dollars and that amount has never changed. The Water District was already voted on and people want and need water.

Mayor Perkins spoke in regards to the 2-1 vote in favor of the Water District. Regardless of the upfront costs nothing comes free and money has already been invested to move forward to apply for the grants. Mayor Perkins felt that its the Board's duty to move forward as that was what the majority in the Water District voted for.

MEETING CLOSED TO THE PUBLIC.

APPROVAL OF MINUTES:

June Minutes: A motion was made by Councilor J. Horning, seconded by Councilor J. Dunham to approve the Minutes of the June 20th, 2019 Meeting as received.

Supervisor Phillips stated that she had some corrections:

Page 2: BAR Member payment-\$150.00-Should read \$200.00

Page 5-Williamson Law Book Payroll Program-\$3,895.00. Maintenance Fee:-\$1,035.00

A motion was made by Councilor J. Horning, seconded by Councilor G.R. Horning to approve the Minutes with the corrections stated above. Roll taken...all in favor except-Supervisor Phillips: Nay. motion carried.

Clarification: The Clerk reviewed the tape recording of the of the June 20, 2019 Town Board Meeting. Exactly 1 hr 53 minutes into the recording the Supervisor provided the following information to the Board-Williamson Payroll Program-Cost \$3,098.00, Maintenance Fee-\$1,038.00 and payroll program was to be split between 2019 and 2020. The corrections were s a change to the information provided at the June 20th, 2019 Meeting Minutes from Supervisor Phillips not a correction.

APPROVAL OF BILLS:

Budget Transfers: A motion was made by J. Horning, seconded by Councilor G.R. Horning to approve the Budget Transfers as presented by the Supervisor. Roll taken...motion carried.

General Fund:

GF-A. A motion was made by Councilor Jordan, seconded by Councilor G.R. Horning to approve the claims to the General Fund-A, those being claims #164-#186 excluding #179 for the amount of \$3,025.00 for the Williamson Payroll Program and Maintenance Fee for a total warrant of \$22,224.04.

Discussion: Councilor Jordan stated that he felt that this was just brought before the Board and that the payroll process should not be changed in the middle of the year. This is the 5th payroll process that the Town would be using.

Supervisor Phillips reminded the Board that she did bring it up at the last meeting. It was the Supervisor's opinion that if the payroll was done in house it would save the town money.

A roll call vote was asked for.

Roll taken...

Councilor Dunham: Nay Councilor G.R. Horning: Aye Supervisor Phillips: Nay

Councilor Jordan: Aye Councilor J. Horning: Aye

motion carried.

GF-B. A motion was made by Councilor J. Horning, seconded by Councilor Dunham to approve the claims to the General Fund-B, those being claims #163 for a total warrant \$563.82. Roll taken...motion carried

Highway Fund:

A motion was made by Councilor Dunham, seconded by Councilor J. Horning to approve the claims to the Highway Fund, those being claims #112-#129 for a total warrant of \$19,239.65.

Roll taken...motion carried.

SUPERVISOR'S FINANCIAL REPORTS:

The Supervisor's Financial Monthly Report, Revenue Report, and Expenditure Report was presented to the Board for review.

REPORTS:

Highway Report: Hwy Sup't Petit

Assessor's Report: Assessor Lopitz

CEO Report: CEO Bernys

Justice Report: Judge Dayger

Judge Dayger requested permission to attend Justice Training in Lake Placid the 3rd week in September. The Board was in agreement as Justice Training is required to maintain the Justice's certification.

Town Clerk's Report: Clerk Reader

DCO Report: DCO Spriggs. Enumeration will begin on 7/19/2019.

Tug Hill Report: Paul Baxter, Tug Hill Rep. Town Budget Training Workshop: 8/28/2019-Albion Town Hall @ 7.00 pm. Registration is appreciated.

OLD BUSINESS:

Water Bond Resolution:

A letter was received from Anthony Brindisi in support of getting water from OCWA The Senate and Assembly have given approval. We have not heard from Governor's Office at this time.

Section 7 of wording has been corrected on the Water Bond Resolution.

Attorney Prosachik explained that by approving the Bond Resolution is authorizing the Town to be financed for 9.2. Million dollars. No more no less. This means that if the full 9.2 Million dollars is not needed that the Town has spend all of the money. The Bond Resolution needs to be passed as it is required that the Town is committed to project and is part of the process to submit that grant application. The Bond Resolution allows the Town to spend up to that amount and can not be spend on anything else. No more than the amount specified in the Bond Resolution can be spent. They need to know that the Town is authorized to receive funding and will be paying the amount they agreed to pay.

The Bond clarifies that this is the project and this is the amount to be spent on the project.

As project requirements are completed and are billed they can be grouped under the project and they can be paid and reimbursed by the grant.

This is required for EFC.

Without passing a Bond Resolution the Town and Village cannot receive the grants or financing to pay for the Water Project.

Residents expressed concerns regarding the Water District Vote. Some expressed their views on inadequate information that they felt was provided prior to the Water Vote. Questions were asked regarding how the Water District was formed

The response was that the Water District was designed from the results of surveys according to the areas that wanted and needed water. Water District 1 is the biggest district.

CEO Bernys asked how many residents are in Water District One that would be responsible for repaying the cost owed so far if the Town does not proceed with submitting a grant application.

A guesstimate is between 300 and 400 and an estimate of \$60,000 or less is owed. This money has to be paid regardless of receiving a grant or not. If the grant is awarded then those funds would be used for reimbursement.

Those that were in favor of the water project were frustrated as they reminded the Board that those in the Water District voted 2 to 1 for water. It was the consensus that it was unfair that the Town would not move forward to apply for the grant.

Councilor J. Horning felt that engineers were not truthful on how much it would cost to move forward to complete the five requirements to submit the Water Grant Application. Councilor J. Horning expressed that he represents all the people not just those in District 1.

Councilor J. Horning has been contacted by residents and they want a revote.

Councilor G.R. Horning has been contacted by many people as well that are not in favor of the water because of inadequate information they received.

Attorney Prosachik informed the public that the town cannot hold a revote for District 1 as it is currently designed. If the town wants to continue bringing public water to Parish, it would have to put together another water district without the same boundaries as District 1 and would have to start from scratch.

Those that were not in favor of the Water Project expressed concern that they did not know the bottom line cost as conflicting information was provided throughout the process. EUD costs were discussed. Some residents felt that the outcome of the water vote would have been different if adequate information was provided.

Water Project Bond Resolution:

A motion was made by Councilor Dunham, seconded by Councilor Dunham to adopt a Bond Resolution of the Town of Parish authorizing the issuance of \$9,200,000 Aggregate Principal Amount of Serial General Obligation to finance the Construction and Installation of Water Supply and Distribution System for Village/Town of Parish Water District 1 at an estimated Maximum cost of \$9,200,000 Levy of Tax in annual Installments in payment thereof, the expenditure of such sum for such purpose, and determining other matter in connection therewith. Roll call taken...

Councilor Dunham: Aye Councilor G.R. Horning: Nay Supervisor Phillips: Aye

Councilor Jordan: Aye Councilor J. Horning: Nay

motion did not carry as a Super Majority was needed. 4 out of 5.

McFee Ambulance Presentation: Tabled until the August Meeting.

2018 Audit Report, Corrective Action Plan: The Board will review the plan on Thursday, July 25th at 6:30 pm at their monthly workshop in the Village Gym.

AUD-Update: The Supervisor has heard from Albany. Once the final OK is received then the AUD Report will be complete. The AUD will be filed with the clerk and available for public inspection.

Park Discussion: Hwy Sup't Petit informed the Board if those that vandalized the park are under 17, there is not much the court can do.

Discussion was held regarding who was going to be responsible for opening and closing the park. Hwy Sup't Petit has been locking the bathrooms and the park. During the week is not a problem. The problem exists on the weekends. Volunteers were discussed. It was the consensus of the Board to discuss the issue with the CARP Committee and check with other towns to see how they handle the issue.

Cemetery Survey/Work Discussion: Surveys should be completed by the end of summer. Discussion was held regarding getting the Mitchell Cemetery surveyed as soon as possible so it can be cleaned up. Councilor J. Horning will contact the surveyor. Hwy Sup't Petit informed the Board that he has no problem with having the highway men help with the cemetery. However, he cannot be locked into a set schedule.

NEW BUSINESS:

Propositions: Propositions were presented to the Board to extend the terms of offices for the Supervisor and Town Clerk from 2-4 yrs.

Supervisor Phillips expressed concern that she did not think that you can learn the jobs in two years as there is a lot of training involved.

Councilor Jordan stated that it was brought up for vote at least twice before and the vote was defeated. Councilor Jordan felt that if the individual is doing a good job they will be re-elected.

It was the consensus of the Board that it was just brought before them at the July Meeting and they needed time to think about it. Supervisor Phillips informed the Board that it would be too late to get it on the ballot if they waited another month.

A motion was made by Councilor Jordan, seconded by Councilor Dunham not to support the resolutions to place propositions on the ballot to extend the terms of office from two years to four years for the Supervisor and Town Clerk's positions. Roll call taken...

Councilor Dunham: Aye Councilor J. Horning: Aye Supervisor Phillips: Nay

Councilor Jordan: Aye Councilor G.R. Horning: Aye

motion carried.

Voucher Process:

The Voucher Process was discussed by the Supervisor, Board and Town Clerk. Supervisor Phillips reviewed the Voucher Process that she would like the Board to implement.

The Clerk responded that some of the Voucher Process is already being done. The decision for the change was tabled for clarification as there is conflicting information.

Staples Advantage Card: Supervisor Phillips informed the Board that she prefers using Staples for her office needs. Supervisor Phillips looked into obtaining a Tax Exempt Card for purchases for her office and there are fees associated with the cards.

Discussion was held and it was the consensus of the Board not to obtain a Tax Exempt Card from Staples at this time.

Tax Exempt Cards: Supervisor Phillips asked if the Town has any Tax Exempt Cards for purchases at this time. The Clerk responded that the Town has cards for Walmart and she is welcome to them if she would like.

Appointments: Supervisor Phillips asked who the Foil Officer & Record Management Officer was. The Clerk responded that she was as Records Access Officer. She also serves as Human Resource Office as she aides the Hwy Employees with medical forms and there is no additional salary for that position.

Approve CEO Position to a two year term ending 12/31/2021: A motion was made by Councilor J. Horning, seconded by Councilor G.R. Horning to extend the CEO's term to a two year term only for James Bernys ending 12/31/2021. Roll call taken...

Councilor Dunham: Aye Councilor: G.R. Horning: Aye Supervisor Phillips: Aye

Councilor Jordan: Aye Councilor J. Horning: Aye

motion carried.

OTHER:

Councilor Jordan stated that the only other information he had was from Comproller's regarding the payroll issue.

Councilor Jordan asked where the Constable's Salary was coming out of?

Supervisor Phillips responded the Constable's Line.

CORRESPONDENCE, COMMUNICATIONS, & PETITIONS:

County Letter converting Snow/Ice Agreements
Email-Webinar 7/24/2019-10 am-11am-"Managing Your Cash Flow"
Email-Changes to the AIM Program

INFORMATIONAL ITEMS:

Tug Hill Times-June 21st & July 5th
CiTi Spotlight June 2019
Planning Brd: May 20th Minutes & June 24th Agenda
E-mail-Local Alert Government Phishing Scam

EXECUTIVE SESSION:

A motion was made by Councilor Jordan, seconded by Councilor J. Horning to enter into Executive Session at 9:25 pm. to discuss matters leading to the employment, dismissal or removal of a particular person or corporation. Roll taken...motion carried.

A motion was made by Councilor Jordan, seconded by Councilor J. Horning to adjourn from Executive Session at 9:30 pm. Roll taken...motion carried.

A motion was made by Councilor Jordan, seconded by Councilor J. Horning to adjourn at 9:40 pm. Roll taken...motion carried.

Respectfully submitted;

Kelly Reader
Parish Town Clerk