

**AAMB
Town of Albion
Regular Meeting
September 11, 2007**

**Present: Supervisor: Frederick Stowell
Councilor: Lillian Stowell
Councilor: Jack Barker
Councilor: Nancy Sheeley
Councilor: Ron Eldred
Recording Secretary: Amy J. Ford, Town Clerk**

Supervisor Stowell called the meeting to order at 6:35pm, followed by the pledge of allegiance to the flag. Supervisor Stowell asked for a moment of silence in remembrance for our fallen comrades of 09/11/01
Minutes of 08/14/07: Councilor Eldred stated that there was no mention of the boards discussion in the Hwy Supt. report on the progress of the repairs to the old hwy barn. **Motion made by Councilor Stowell seconded by Councilor Sheeley to accept the minutes with corrections made. Motion carried. Adopted (5-0) Councilor Sheeley: aye, Councilor Stowell: aye, Councilor Barker: aye, Councilor Eldred: aye, Supervisor Stowell: aye.**

Reports: 1) Vern Mowers, CEO: Report from 08/01/07 to 09/08/07 was submitted. Mr. Mowers reported that Mr. Joe Rose would be surrendering his Non-Conforming Junkyard license to Mrs. Ford, due to the new State regulations. Mr. Mowers also reported that Mr. Brow has bought the "junkyard" in Pineville from Mr. Jahada and would keep an eye on it. Supervisor Stowell then read resolution # 13 of 2007.

**Resolution # 13 of 2007
Albion Code Enforcement Officer Resolution
September 11, 2007
Appointment of Codes Enforcement Officer/Building Inspector**

At a Regular Meeting of the Town Board of the town of Albion duly held in such town on the 11th day of September 2007. Upon the calling of the roll by the Town Clerk the following members were

Present: Supervisor: Frederick Stowell
Councilor: Nancy Sheeley
Councilor: Lillian Stowell
Councilor Jack Barker
Councilor: Ronald Eldred
Recording Secretary: Amy J. Ford, Town Clerk

The following resolution was offered for adoption by Councilperson Jack Barker, which resolution was seconded by Councilperson Nancy Sheeley.

WHEREAS, the Town of Albion has the power to regulate the construction and occupation of buildings as authorized by the New York State Uniform Fire Prevention and Building Code; and

WHEREAS, the Town Board of the Town of Albion believes it to be in the best interest of the residents of the Town of Albion, to maintain a consistent level of qualified personnel.

NOW, THEREFORE, be it resolved by the Town Board of the Town of Albion as follows:

- 1) The Town Board hereby appoints Vernon J. Mowers as the Codes Enforcement Officer/Building Inspector for the Town of Albion for a term of 36 months.
- 2) This agreement shall be subject to provisions of the civil service law of the state of New York and all other laws of the state made and provided.

IN WITNESS WHEREOF, the said Town of Albion has by order of the Town Board caused these presents to be subscribed by the Supervisor, and the seal of the town to be affixed and attested by the town Clerk thereof, this day of September 11, 2007.

This resolution shall take effect immediately.

Motion made by Councilor Barker seconded by Councilor Sheeley to accept resolution # 13 of 2007. Motion carried. Adopted (4-1) Councilor Sheeley: aye, Councilor Stowell: aye, Councilor Barker: aye, Supervisor Stowell; aye, Councilor Eldred: nay (in lieu of information Councilor Stowell received from Oswego County on Civil Law provisions.

Reports continued:

2) Milferd Potter, Os. Co. Legislator: Mr. Potter reported that twenty-four members of the Salmon River Fish Waste Cooperative are now collecting fish remains at the Pulaski transfer station with no cost to the public. The fish cleaning businesses are taking turns over seeing the site, and Butler Disposal Systems would be transporting the remains to Bristol Hill.

3) Denise Trudell, Sole Assessor: Supervisor Stowell read a letter from NYS ORPS regarding the State Assessment Aide for 2007.

4) Howard Allen Jr., Town Justice: Supervisor Stowell read judge Allen's report for August 2007.

5) Charles Sperling, Hwy Supt.: Mr. Sperling reported on the following: a) He would like to scrap the six buckets plus the extra metal for the money to be used toward the high rise grates for the new truck. b) The old barn has received a coat of aluminum seal. He's still getting quotes on painting the building. c) He would like to build a three-sided building around the fuel tanks, and have the company Safety Clean come and pump out the retainer tank. d) The culvert pipe is in Town line Rd, just waiting for it to settle then it can be sealed. The ditches are also done. e) Under the Inter-Municipal Agreement, three towns (Albion included) would only have to pay \$7,000.00 each for a Grader; along with a Grant from the State. f) The bucket on the Trojan loader needs a new bottom. The quote he received is about \$1,200.00. Mr. Sperling would like to trade it for another. He has had it appraised for \$12,000.00.

The board discussed the Hwy department painting the front doors of the old barn. Supervisor Stowell stated that the Internet provider would change to people.pc. Supervisor Stowell also gave copies of the Hwy Equipment/Vehicle Policy to the board to go over and discuss at the next meeting. Supervisor Stowell then read a letter from NYMIR regarding a seminar on October 18th from 8:30 am to 11:30am at the Scriba County barn on "Safety During Snow & Ice Removal".

6) Amy J. Ford, Town Clerk: For the month of August 2007 the total disbursed was \$1,156.50. The town received \$936.44 (general = \$170.94, part town = \$765.50), Os. Co. Treasurer received \$65.10, NYS DEC received \$34.96; NYS Dept of Ag & Markets received \$30.00, and the NYS Health Dept received \$90.00. Petty cash is at \$25.00, and the phone log has been submitted. **Motion made by Councilor Sheeley seconded by Councilor Eldred to accept the report as read. Motion carried. Adopted (5-0) Councilor Sheeley: aye, Councilor Stowell: aye, Councilor Barker: aye, Councilor Eldred: aye, Supervisor Stowell: aye.** Mrs. Ford the stated she was contacted by the Os. Co. WIC Program, they would like to utilize the meeting room on the 2nd Wednesday instead of Friday since the Pre-K is gone. The new dates would be 02/13/08, 05/14/08 & 08/13/08. **Motion made by Councilor Barker seconded by Councilor Sheeley to allow WIC the meeting room as requested. Motion carried. Adopted (5-0) Councilor Sheeley; aye, Councilor Stowell: aye, Councilor Barker: aye, Councilor Eldred: aye, Supervisor Stowell: aye.** Mrs. Ford also stated that Mr. Don Spearance Sr., Sexton of the Riverside Cemetery would like to use the old electric typewriter in Mrs. Ford's office. The board agreed to let him borrow it. Mrs. Ford reported that she has received a response letter from Senator Wright's office regarding the resolution she sent out two months ago. Supervisor Stowell gave Mrs. Ford the resignation letters of Mr. Terry Walker, DCO and Mrs. Julia Stowell-Gregory, Bookkeeper.

New Business: 1) Mr. Bruce Dennison submitted his 2nd subdivision on Co. Rte 22 (south) called Autumn Woods Subdivision. Supervisor Stowell read the letter by Mr. Dennison, Lot #5 close to Lot #4 has had a perk test done and the results are not back yet. Mr. Dennison stated he would have proof of ownership prior to the next monthly meeting and public hearing. The next regular meeting and public hearing on Mr. Dennison's 2nd subdivision would be on October 16th at 6:30pm.

Reports continued:

7) Frederick Stowell, Supervisor: For August 2007:

<u>Receipts</u>	<u>Disbursements</u>
General Money Market = \$2,934.06	General Money Market = \$72,480.02
Hwy Money Market = \$157.14	Hwy Money Market = \$60,339.25
<u>Total Monies</u>	
General Money Market = \$92,346.99	Trust & Agency Checking = \$12,747.22
Hwy Money Market = \$81,461.19	General Certificate of Deposit = \$300,000.00

General Checking Account =\$1,635.38 Hwy Certificate of Deposit = \$150,000.00
Hwy Checking Account = \$4,105.18 Grand total = \$642,295.96
Minutes of 09/11/07 continued (pg – 3)

Motion made by Councilor Sheeley seconded by Councilor Stowell to accept the report as read. Motion carried. Adopted (5-0) Councilor Sheeley: aye, Councilor Stowell: aye, Councilor Barker: aye, Councilor Eldred: aye, Supervisor Stowell: aye. Fund balances and revenue report were submitted.
Motion made by Councilor Eldred seconded by Councilor Barker to accept the Supervisor's books as submitted for audit. Motion carried. Adopted (5-0) Councilor Sheeley: aye, Councilor Stowell; aye, Councilor Barker; aye, Councilor Eldred: aye, Supervisor Stowell: aye.

Resolution # 14 of 2007
Transfer of funds

BE IT RESOLVED, the Town Board of the Town of Albion, Oswego County, New York, at a regular meeting of said board on the 11th day of September 2007, as follows

WHEREAS, the town board has found it necessary for the fiscal accuracy of the town to make certain transfers of money and raise the amounts originally appropriated,

NOW, THEREFORE, the budget appropriated in the following Account A1220.4 Supervisor's Contractual Expense is to be raised Fifteen Hundred (\$1,500.00) dollars, said sum is to be transferred from Account A7310.1 Preschool Personal Services. Dated this 11th day of September 2007.

Motion made by Councilor Barker seconded by Councilor Sheeley to accept resolution # 14 of 2007. Motion carried. Adopted (5-0) Councilor Sheeley: aye, Councilor Stowell: aye, Councilor Barker: aye, Councilor Eldred: aye, Supervisor Stowell: aye.

Audit bills: General: abstract # 9, bills # 161 - #177 = \$8,104.72. Councilor Sheeley denies payment on bills # 176 due to lack of information. **Motion made by Councilor Sheeley seconded by Councilor Eldred to accept and pay the general bills for September 2007. Motion carried. Adopted (5-0) Councilor Sheeley: aye, Councilor Stowell: aye, Councilor Barker: aye, Councilor Eldred: aye, Supervisor Stowell: aye.**

Hwy: abstract #9, bills # 225 - #245 = \$8,089.76. **Motion made by Councilor Stowell seconded by Councilor Sheeley to accept and pay all hwy bills for September 2007. Motion carried. Adopted (5-0) Councilor Sheeley; aye, Councilor Stowell: aye, Councilor Barker; aye, Councilor Eldred: aye, Supervisor Stowell: aye.**

Village of Altmar: Supervisor Stowell stated that the new steps are in and the railings are being worked on. There has been no info on the generator.

New Business continued:

3) The next Teamsters meeting would be on 09/14/07 at 5pm. Supervisor Stowell briefly went over the changes the Hwy workers would like.

4) Supervisor Stowell briefly went over the following:

- Os. City – County Youth Bureau letter
- NYMIR Insurance Policies
- Grand opening of the Salmon River International Sport Fishing Museum invitation
- Senator Wright's letter; same as Mrs. Ford's
- Eastern Shore's Insurance binder
- Attendance at the Comptroller's Budget Training seminar. Councilor Stowell & Mr. Sperling attended.

Resolution #15 of 2007
Bookkeeper's payment

At a Regular Meeting of the Town Board of the Town of Albion duly held in such Town on the 11th day of September 2007.

The following resolution was offered for adoption by Councilor Barker and seconded by Councilor Sheeley.

WHEREAS, the Town of Albion has been without a Bookkeeper since the end of April 2007, because of recent resignations, and

WHEREAS, Supervisor Stowell researched the opportunity to hire a new bookkeeper, no one responded with interest that had the knowledge to maintain the Town's books for the benefit of the Town, and

NOW, THEREFORE be it resolved by the Town Board of the Town of Albion that Councilor Stowell be paid bookkeeper's pay from June 2007 through December 2007 or until the Supervisor appoints another to fill the position.

Dated this 11th day of September 2007.

Minutes of 09/11/07 continued (pg – 4)

Motion made by Councilor Barker seconded by Councilor Sheeley to accept resolution # 15 of 2007. Motion carried. Adopted (3-0) Councilor Sheeley: aye, Councilor Barker: aye, Councilor Eldred: aye. Supervisor Stowell and Councilor Stowell abstained.

**Resolution # 16 of 2007
Truck BAN**

The Town Board of the Town of Albion met in regular session in the municipal building of the Town of Albion, located at 15 Bridge Street, Altmar, New York on the 11th day of September 2007, commencing at 6:30 p.m. local time, at which time and place the following members were:

PRESENT:	FREDERICK STOWELL	Supervisor
	JACK BARKER	Councilperson
	NANCY SHEELEY	Councilperson
	RONALD ELDRED	Councilperson
	LILLIAN STOWELL	Councilperson

The following resolution was moved, seconded and adopted.

WHEREAS, all interested persons has due notice of said meeting, and pursuant to Section 94 of the Public Officers Law (Public Meeting Law), said meeting was open to the general public and due and proper notice of the time and place thereof was duly given as required by law; and

WHEREAS, the following motion was offered by Councilperson Barker who moved its adoption, was seconded by Councilperson Eldred and was passed by the following vote:

FREDERICK C. STOWELL: aye
JACK S. BARKER: aye
NANCY SHEELEY: aye
RONALD ELDRED: aye
LILLIAN Y. STOWELL: aye

NOW THEREFORE, be it hereby,

RESOLVED AND ORDERED by the Town Board of the Town of Albion as follows:

Section 1. For the specific object or purpose of purchasing a new 10- wheel truck, for the Town of Albion, Oswego County, New York, including original furnishings, equipment and apparatus required in connection therewith, there are hereby authorized to be issued \$134,774.00 Serial bonds of said town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the plan for the financing of the aforesaid specific object or purpose shall consist of the issuance of the \$134,774.00 Serial Bonds of said Town authorized to be issued pursuant to this Bond Resolution. Further details concerning said Bonds will be prescribed in a further resolution or resolutions of this Town Board.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years, pursuant to subdivision 29 of paragraph A of Section 11.00 of the Local Finance Law. It is further determined that the maximum maturity of the Serial Bonds herein authorized will not exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell Bond Anticipation Notes in anticipation of the issuance and sale of the Serial Bonds herein authorized, including renewals of such notes, is hereby delegated to the Town Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such a manner, as may be prescribed by said Town Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of Town of Albion, Oswego County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such binds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said town, a tax sufficient to pay the principal of and interest on such bonds as the same becomes sue and payable.

Section 6. The validity of such bonds and bond anticipation notes authorized hereby may contested only if:

- 1) Such obligations are authorized for an object or purpose for which said town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the constitution.

Dated this 11th day of September 2007

Amy J. Ford, Town Clerk

Motion made by Councilor Barker seconded by Councilor Eldred to accept resolution # 16 of 2007. Motion carried. Adopted (5-0) Councilor Sheeley: aye, Councilor Stowell: aye, Councilor Barker: aye, Councilor Eldred: aye, Supervisor Stowell: aye.

Supervisor's Correspondences: Given to the board:

- Tug Hill Times
- Park's & Trails of New York
- NYS Environmental Facilities Corporation
- Planning News
- NYMIR Law Enforcement Newsletter

Posted Items: Located on the hallway board:

- Senior Account Clerk Open Competitive
- Senior Account Clerk Promotional

Supervisor Stowell and Councilor Stowell went over the books with the rest of the board. Supervisor Stowell stated that he would like to shop around for a better back up system for the new computer.

Reports continued:

8) Paul Baxter, Tug Hill Circuit Rider: Mr. Baxter gave thanks to the town board for the use of the meeting room, and has requested it again for the next meeting of the Salmon River Council of Local Governments on November 12th at 7pm. Also Mr. Baxter handed out info from the USGS regarding "Hydrogeology, Water Quality, and Simulation of Ground-Water flow in the Tug Hill Glacial Aquifer in Jefferson, Oswego, and Oneida Counties, New York".

Adjournment: Motion made by Councilor Barker seconded by Councilor Sheeley to adjourn the meeting. Motion carried. Adopted (5-0) Councilor Sheeley: aye, Councilor Stowell: aye, Councilor Barker: aye, Councilor Eldred: aye, Supervisor Stowell: aye.

Supervisor Stowell called the meeting to a close at 9:05pm.

Dated this 11th day of September 2007.

Respectfully submitted,

Amy J. Ford, Town Clerk