

**AAMB
Town of Albion
Regular Meeting
September 11, 2008**

**Present: Supervisor: Frederick Stowell
Councillor: Jack Barker
Councillor: Nancy Sheeley
Councillor: Carl Anson Jr.
Councillor: Ronald Eldred
Recording Secretary: Amy J. Ford, Town Clerk**

Supervisor Stowell called the meeting to order at 6:31pm, followed by the pledge of allegiance to the flag. Supervisor Stowell asked for a moment of silence in recognition to those fallen on 09/11/01. Minutes of 08/12/08: Mrs. Ford stated a correction in general bills. Bill # 121 was voided, bringing the total to \$28,397.83. Hwy bill # 219 was also voided, bringing the total to \$23,460.41. Supervisor Stowell then stated that the MTL Design bid was \$14,000.00 even. Mrs. Ford would correct the amount before entering the minutes into the official minute book. Councillor Eldred questioned the \$90.00 & \$280.00 from the insurance company. Supervisor Stowell explained the \$90.00 was for the totaled blazer and the \$280.00 was for towing and storage of the blazer. Supervisor Stowell stated Mr. Cronk was satisfied with the repair work done on the old hwy barn. Councillor Eldred questioned if the trim was finished on the overhead doors? Supervisor Stowell stated he would look into this. There was no motion made to accept the minutes of 08/12/08.

Reports: 1) Paul Baxter, Tug Hill Circuit Rider: Mr. Baxter reported: A) the deadline for the Tug Hill Sage dinner would be the 15th of August. B) He's creating a budget process chart. C) He would like everyone to remember the ones who helped after 9/11 in NYC. D) The Tug Hill would be training Planning Board members. Mrs. Ford stated the Os. Co. Planning Dept. would be having a mandatory training session on Oct. 6th at the Os. High School, from 6-8pm. Supervisor Stowell stated the board would need to take these classes.
2) CEO: Mr. Mowers submitted his report from 08/01/08 to 09/09/08. A) Mrs. Amanda Torres is requesting a variance to move a 20yr old mobile home into the town.

**Resolution #13 of 2008
Variance - Torres**

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 2008, as follows:

WHEREAS, the Town of Albion Town Board has allowed the Code Enforcement Officer Vern Mowers to check out Mrs. Amanda Torres' 20 yr old mobile home and to give his opinion on it, and issue a building permit if deemed fit.
Dated this 11th day of September, 2008

Motion made by Councillor Anson Jr. seconded by Councillor Barker to accept resolution # 13 of 2008. Motion carried. Adopted (5-0) Councillor Barker: aye, Councillor Sheeley: aye, Councillor Eldred: aye, Councillor Anson Jr.: aye, Supervisor Stowell: aye.

B) Mrs. June Bice (she was absent) would like the family junkyard put in her name. Mr. Mowers stated this would be no problem; she'll have to apply and pay the \$150.00 application fee plus the \$50.00 permit fee. There would of course have to be a public hearing.

- 3) DCO: A) Mrs. Jeanne Guyer and her husband James were present to make a complaint against their neighbors "dog kennel". Mr. & Mrs. Jonathan Everett has 27 Bull Mastiffs and the noise and smell from these dogs are unbearable. There was some discussion made. Mr. Cronk would work with the law enforcement to settle this. Supervisor Stowell and Mr. Cronk then informed Judge Allen about this situation. If all else fails, the town's attorney would be involved.

**Resolution # 14 of 2008
Dog Kennel Complaint**

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 2008, as follows:

WHEREAS, the Town of Albion Town Board has allowed Judge Howard Allen, Mr. Steve Cronk (DCO), and Mr. Vern Mowers (CEO) to work together to find a solution to the complaint from Mrs. Jeanne Guyer regarding her neighbors "dog kennel".
Dated this 11th day of September, 2008

Motion made by Councilor Sheeley seconded by Councilor Barker to accept resolution # 14 of 2008. Motion carried. Adopted (5-0) Councilor Barker: aye, Councilor Sheeley: aye, Councilor Eldred: aye, Councilor Anson Jr.: aye, Supervisor Stowell: aye.

Mrs. Ford was then given a FOIL from Mrs. Guyer.

B) Supervisor Stowell then read a complaint letter from Ms. Nicky Gardner. She stated that Mr. Steve Cronk Jr. had shot a stray dog and left it to die in Happy Valley, after she had told him about it. Mr. Cronk Sr. explained that there is no proof that his son had shot the dog. His son had not told him about the dog until Ms. Gardner had gone to his home to inform him that the dog had been shot and left to die. Mr. Cronk then stated that if his son had shot the dog, then he would want the law involved. The board would talk with Ms. Gardner at the next budget workshop. Mr. Cronk read his report for August 2008 as follows: The two beagles have been adopted. He's picked up two black pups from Kleb's on Co Rte 48; and he's picked up a black pup from Sue Hilton's on Co rte 52. **Motion made by Councilor Eldred seconded by Councilor Anson Jr. to accept the report as read. Motion carried. Adopted (5-0) Councilor Barker: aye, Councilor Sheeley: aye, Councilor Eldred: aye, Councilor Anson Jr.: aye, Supervisor Stowell: aye.**

New Business: 1) Mr. Jeffrey Sherman mediator for the town and Mr. Brian Hammond, Teamsters representative resumed the negotiations for the Teamsters contract. Mr. Hammond submitted a new proposal. Again, no agreement was reached. Mr. Sherman, Mr. Hammond and Supervisor Stowell would e-mail each other to try to come to an agreement. A meeting would be scheduled if needed.

Reports continued: 4) Town Justice: Judge Allen's report for August 2008 was submitted and given to the board to review.
5) Assessor: Supervisor Stowell stated that Mr. Dave Hastings, Director of the Os. Co. Real Property Tax Service was suppose to be at the meeting, but cancelled until next month.

Resolution #15 of 2008

NYS ORPS Memorandum of Understanding

BE IT RESOLVED, the Town Board of the Town of Albion, Oswego County, New York, duly agreed at a regular meeting on September 11th, 2008, as follows:

WHEREAS, the Town of Albion Town Board has given permission for the Supervisor to sign the NYS ORPS Memorandum of Understanding. Dated this 11th day of September 2008

Motion made by Councilor Barker seconded by Councilor Eldred to accept resolution # 15 of 2008. Motion carried. Adopted (5-0) Councilor Barker: aye, Councilor Sheeley: aye, Councilor Eldred: aye, Councilor Anson Jr.: aye, Supervisor Stowell: aye.

6) Hwy Supt.: Mr. Cronk reported the following: A) Midland Asphalt's corrected bill is on the hwy abstract for this month. B) Tar & stone (sealant) has almost depleted the Capital Outlay account and the General Repairs account is low again. He is checking each month to see if ha has enough money; he plans on finishing Albion Cross Rd. C) CHIPS program papers have been submitted, the check is in the mail. D) The brakes on the 1990 van need to be done and he would like to keep it. E) His budget expenditures for 2009 have been submitted. F) S. Albion Rd., Dowley Rd., and Albion Cross Rd. are done for this year. G) The hwy workers have replaced twelve culvert pipes this year. H) The hwy inventory needs to be done. I) He has turned off the salt shed lights because they are not needed.

Supervisor Stowell suggested using less salt this year because of the cost, and having hard packed roads.

7) Town Clerk: Mrs. Ford disbursed the following for August 2008:

Town = \$1,012.78 (general fund = \$233.78/part town fund = \$779.00)

Os. Co. Treasurer = \$81.72/ NYS Dept of Ag & Markets = \$99.00/ NYS Dept of Health = \$45.00

Petty cash is at \$25.00. Mrs. Ford also reported that she received a news release from the APW School Superintendent regarding the corrected school taxes, she posted it in the hall. **Motion made by Councilor Sheeley seconded by Councilor Barker to accept the report as read. Motion carried. Adopted (5-0) Councilor Barker: aye, Councilor Sheeley: aye, Councilor Eldred: aye, Councilor Anson Jr.: aye, Supervisor Stowell: aye.**

8) Supervisor: As read by Supervisor Stowell for August 2008, as follows:

<u>Receipts</u>	<u>Disbursements</u>
General Money Market = \$206,368.28	General Money Market: \$72,696.83
Hwy Money Market: \$102,135.29	Hwy Money market: \$34,952.59
	<u>Total Monies</u>
General Money Market: \$427,188.12	Hwy Money Market: \$361,046.24
General Checking Account: \$8,578.17	Hwy Checking Account: \$4,451.70
Trust & Agency Checking Account: \$9,074.77	
	Total Monies = \$810,339.00

Motion made by Councilor Sheeley seconded by Councilor Eldred to accept the report as read. Motion carried. Adopted (5-0) Councilor Barker: aye, Councilor Sheeley: aye, Councilor Eldred: aye, Councilor Anson Jr.: aye, Supervisor Stowell: aye. Fund balances and revenue reports were given.

Audit Bills: General: abstract # 9, bills # 127 - # 139 = \$ 1,932.04. **Motion made by Councilor Anson Jr. seconded by Councilor Sheeley to accept and pay all general bills for September 2008. Motion carried. Adopted (5-0) Councilor Barker: aye, Councilor Sheeley: aye, Councilor Eldred: aye, Councilor Anson Jr.: aye, Supervisor Stowell: aye.**
Hwy: abstract # 9, bills # 221 - # 237 = \$ 51,297.05. **Motion made by Councilor Sheeley seconded by Councilor Barker to accept and pay all hwy bills for September 2008. Motion carried. Adopted (5-0) Councilor Barker: aye, Councilor Sheeley: aye, Councilor Eldred: aye, Councilor Anson Jr.: aye, Supervisor Stowell: aye.**

Village of Altmar: Supervisor Stowell stated that Mrs. Yvonne Allen has landscaped the front of the municipal bldg. The Village has been billed for half.

Old Business: 1) NOCA Contract: Supervisor Stowell stated that NOCA has mortgaged everything and are now down to one rig. Mr. Rich Duvall has resigned, and there is a new board of directors. This board would consist of one town resident from each of the seven surrounding townships, plus four of the remaining original board. Supervisor Stowell suggested Mr. Wayne Dealing to be this town's representative for NOCA's new board of directors. Supervisor Stowell would contact Mr. Dealing to see if he would.

Resolution # 16 of 2008
NOCA Contract

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 2008, as follows:

WHEREAS, the Town of Albion Town Board has agreed to not accept the 10% fuel surcharge that would be retroactive back to January 2008 for the amount of \$2,318.38 (half of this = \$1,156.19).

Dated this 11th day of September 2008

Motion made by Councilor Eldred seconded by Councilor Sheeley to accept resolution # 16 of 2008. Motion carried. Adopted (5-0) Councilor Barker: aye, Councilor Sheeley: aye, Councilor Eldred: aye, Councilor Anson Jr.: aye, Supervisor Stowell: aye.

New Business continued: 2) Truck BAN:

Resolution # 17 of 2008
Truck BAN

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 2008, as follows:

WHEREAS, the Town of Albion Town Board gives permission for Supervisor Stowell to pay the Bond Anticipation Note on the 2007 International in the amount of \$28,000.00 (principal), and \$4,590.52 (interest) to Alliance Bank, NA, Pulaski, New York.

Dated this 11th day of September 2008

Motion made by Councilor Eldred seconded by Councilor Anson Jr. to accept resolution # 17 of 2008. Motion carried. Adopted (5-0) Councilor Barker: aye, Councilor Sheeley: aye, Councilor Eldred: aye, Councilor Anson Jr.: aye, Supervisor Stowell: aye.

2) Hwy Heating System bids: The following bids were submitted.

A) M & N Plumbing & Heating Inc. = \$25,985.00

B) Hastings Heating = \$21,000.00

Motion made by Councilor Barker seconded by Councilor Eldred to accept the bid from Hastings Heating in the amount of \$21,000.00. Motion carried. Adopted (5-0) Councilor Barker: aye, Councilor Sheeley: aye, Councilor Eldred: aye, Councilor Anson Jr.: aye, Supervisor Stowell: aye.

Supervisor Stowell then briefly went over the following:

- A) Os. Co. Emergency Management "NIMS" compliance survey
- B) Dept. of State Shared Services workshops
- C) Os. Co. Planning letter regarding Mandatory training.

Supervisor's Correspondences: Given to the board to review:

- Tug Hill Times
- Planning News
- Greenings
- Dept. of State Newsletter
- 2008 Update from NYS Assembly Rural Resources Commission

Comments from Audience: 1) Mr. Carl Anson Sr. informed the board that he would like Mrs. Trudell, Sole Assessor to A) Give his enhanced senior rebate for last year. B) Give his enhanced senior rebate for this year. C) Give his deduction he got from the grievance board. D) Bury the hatchet and stay off his back.
Councilor Anson Jr. would talk with Mrs. Trudell and try to settle this problem.

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

Supervisor Stowell called the meeting to a close at 11:10pm.

Dated this 11th day of September 2008.

Respectfully submitted,

Amy J. Ford

Albion Town Clerk