

RE-ORGANIZATIONAL/REGULAR MEETING TOWN OF LITTLE FALLS, JANUARY 13, 2015

A Re-organizational/Regular Meeting of the Little Falls Town Board was held on January 13, 2015 at the town hall, commencing at 7:00 p.m. with the following members present:

Present: Supervisor Brian Marhaver
Councilman Allan Beadle
Councilman Kirk Schwasnick
Councilman William Klock
Councilman Eric Gehring

Others Present: Sandra Regan; Town Clerk; Donald Cotton, Highway Superintendent; Attorney Nicholas Macri, Town Attorney; Phil Green, Codes Enforcer; Charles Oldick; Town Justice; Legislator, Dennis Korce; Planning Board Members Tom Canastar, Elaine Cobb, Jesse Bucenec, Scott Todd, Gwen Gulley; Town residents, David George, Brittany Cotton Rick.

-Supervisor Marhaver called the meeting to order directing the Clerk to call the roll.

-Oath of office cards and code of ethics were signed.

RESOLUTION #1

Minute Approval

On motion of Councilman Beadle, seconded by Councilman Klock, the following resolution was ADOPTED-vote:

Ayes-Supervisor Marhaver; Councilmen Beadle, Schwasnick, Klock, Gehring
Noes-0

RESOLVED that the minutes of the previous month's meetings, as submitted by the clerk, hereby be approved.

-Privilege of the floor was granted to those present.

-Highway Superintendent Cotton addressed the board, stating that he had a question, which was mainly for Clerk Regan. Superintendent Cotton questioned why Supervisor Marhaver's statement about not allowing swearing at any future meetings didn't make the minutes.

Clerk Regan responded that the minutes were revised and the statement was added. Clerk Regan stated that the statement is there and that she would get him a copy of the minutes tomorrow.

-Legislator Korce addressed the board regarding the town's interest in having work done to the Town's portion of the Canal Trail, stating that grant money is available for such if the town is interested in pursuing this matter. Legislator Korce asked if the town would be interested in meeting with the Canal Trail committee to discuss this matter.

Supervisor Marhaver stated that he is interested; however, the committee's meetings are always held during the middle of the day which he can't make at that time. Supervisor Marhaver stated that the town may be interested in this and that he would attend a meeting if one could be held early in the morning or late in the afternoon.

Legislator Korce stated that he would contact the committee chairman and see if a meeting could be arranged to meet Supervisor Marhaver's schedule.

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-Supervisor Marhaver reported:

- that there is a form that needs to be completed regarding the property tax cap for 2013/2014 that needs to be filled out and that the town is within the \$1,000 figure, which is where we are supposed to be.
- that the town ended the year approximately \$25,000 under budget, that the end of the year looked good, and that we are close to where we should be.
- that he has submitted his monthly report for the board's review and approval.

RESOLUTION #2

Supervisor Monthly Report

On motion of Councilman Gehring, seconded by Councilman Beadle, the following resolution was ADOPTED-vote:

Ayes-Supervisor Marhaver; Councilmen Beadle, Schwasnick, Klock

Noes-0

RESOLVED that the Supervisor's monthly report as submitted, hereby be approved.

-Supervisor Marhaver reported that review of official's records for last year has to be done and approved.

-Clerk Regan reported that her records for 2014 are complete and ready for approval. That she is submitting them tonight for review if anyone is interested in doing so, and that Councilman Klock has already reviewed and audited them.

Supervisor Marhaver stated that he and Justice Oldick will work on completing their 2014 records and will have them audited and ready for final approval at next month's meeting.

-Supervisor Marhaver reported:

- that Read's will be doing the Town's Annual Financial Report.
- that a letter of request for the Town's annual \$100 donation to the Environthon had been received.
- that Dr. Anthony Piana will be resigning as Health Officer for the Town, so if anyone knows of anyone that may be interested in the position to please let him know.

RESOLUTION #3

Environthon Donation

On motion of Councilman Beadle, seconded by Councilman Klock, the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RESOLVED that the Town Board, on behalf of the Town of Little Falls, hereby approves of a donation of \$100.00 to the Herkimer County Environthon.

RE-ORGANIZATIONAL/REGULAR MEETING TOWN OF LITTLE FALLS, JANUARY 13, 2015-CONT.

RESOLUTION #4

Approval & Audit of Town Clerk End of Year Records

On motion of Councilman Klock, seconded by Councilman Beadle, the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

WHEREAS, Councilman Klock has examined the Records of the Town Clerk, and have, to the best of his ability found them to be correct,

NOW THEREFORE BE IT RESOLVED that the Town Board does hereby accept as correct the reports and records of the Town Clerk as presented.

RESOLUTION #5

Designated Banks

On motion of Councilman Gehring, seconded by Councilman Schwasnick, the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RESOLVED that the following be designated the Official Depositories for the Year 2015: M&T Bank for the Highway Fund, General Fund, and Trust and Agency Fund and Adirondack Bank for Special Funds.

RESOLUTION #6

Designated Official Newspaper

On motion of Councilman Beadle, seconded by Councilman Klock the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RESOLVED that the Little Falls Evening Times hereby be designated the Official Newspaper for all necessary notices and advertisements.

RE-ORGANIZATIONAL/REGULAR MEETING TOWN OF LITTLE FALLS, JANUARY 13, 2015-CONT.

RESOLUTION #7

Designation of Second Tuesday of the Month for Regular Town Board Meetings

On motion of Councilman Schwasnick, seconded by Councilman Gehring the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RESOLVED that the Town Board hereby designates the Second (2nd) Tuesday of the month for the regular Town board meetings.

RESOLUTION #8

Re-imbusement For Travel

On motion of Councilman Klock, seconded by Councilman Gehring, the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RESOLVED that the reimbursement for travel by Town Officials and Employees, while on Town business, be at a rate of \$.55 per mile.

RESOLUTION #9

Supervisor Authorization To Deposit Idle Monies

On motion of Councilman Schwasnick, seconded by Councilman Klock the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RESOLVED that the Supervisor is hereby authorized to deposit idle Town Monies in investments with the designated banks until needed as outlined in the Investment Policy of the Town of Little Falls.

RE-ORGANIZATIONAL/REGULAR MEETING TOWN OF LITTLE FALLS, JANUARY 13, 2015-CONT.

RESOLUTION #10

Superintendent Authorized to Purchase Tools and Equipment

On motion of Councilman Schwasnick, seconded by Supervisor Marhaver, the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RESOLVED that the Highway Superintendent be authorized to purchase tools and equipment not exceeding \$2,000 without the prior approval of the Town Board.

RESOLUTION #11-A

One Year Appointments

On motion of Councilman Gehring, seconded by Councilman Beadle the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RESOLVED that the following appointments are hereby made for the term of 1 year beginning January 1, 2015:

Court Clerk-Dale Oldick
Budget Officer-Brian Marhaver
Deputy Town Clerk-Michael Regan
Dog Control Officer-Larry Ortlieb
Cleaner-Sylvia George
Town Historian-Linda Comstock
Deputy Tax Collector-John Sagatis
Codes Enforcement Officer-Philip Green
Deputy Supervisor-Eric Gehring

RESOLUTION #11-B

Yearly Salaries

On motion of Councilman Gehring, seconded by Councilman Beadle, the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RE-ORGANIZATIONAL/REGULAR MEETING TOWN OF LITTLE FALLS, JANUARY 13, 2015-CONT.

(Resolution #11-cont.)

RESOLVED that the salaries of the following appointed Town of Little Falls Officials for the year 2015 are as follows and do not exceed the amounts appropriated in the 2014 Town Budget:

TITLE	PAY PERIOD	ANNUAL SALARY
Councilmen (each)	Quarterly	\$ 2,000.00
Justice	Monthly	10,000.00
Court Clerk	Monthly	6,500.00
Supervisor	Monthly	7,900.00
Tax Collector	Quarterly	2,850.00
Town Clerk	Monthly	9,000.00
Highway Superintendent	Bi-weekly	35,000.00
Assessor	Monthly	8,000.00
Attorney	Monthly	7,000.00
Budget Officer	Quarterly	3,900.00
Health Officer	Annually	500.00
Historian	Annually	250.00
Dog Control Officer	Quarterly	2,000.00
Codes Enforcing Officer	Monthly	6,000.00
Registrar of Vital Stats	Annually	500.00
Cleaner	Monthly	9.25 per hour

-Assessor Report: None

-Codes Enforcer Report: None

-Justice Report:

Justice Oldick reported that all is going well, that he has been busy and has been giving thought to bringing on an assistant court clerk to help with filing, running around and looking up things. Justice Oldick stated that he is currently paying a person on his own to do this.

-Planning Board Report:

Chairman Canastar addressed the board stating that the planning board has worked over a year on the Town's Site Plan Law and that they have finalized and approved an amended Law for the board's consideration. Chairman Canastar reported that three changes that had been made to the copies that town board had been recently emailed. Chairman Canastar detailed these changes.

Attorney Macri stated that he had reviewed the proposed law and that he was fine with it. The town board had no objections to the new site plan law, moved to hold a public hearing on such and thanked the Planning Board for their work on the law.

RESOLUTION #12

Town Board Approval to Repeal Site Plan Review Local Law #1-2010 and Accept and Approve Proposed Site Plan Review Local Law #1-2015

RE-ORGANIZATIONAL/REGULAR MEETING TOWN OF LITTLE FALLS, JANUARY 13, 2015-CONT.

(Resolution #12-cont.)

On motion of Councilman Gehring, seconded by Councilman Klock, the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

WHEREAS, the Town Board, of the Town of Little Falls, directed the Town Planning Board to review and revise the Town of Little Falls' Site Plan Local Law #1 of 2010 to specifically meet the needs of the Town of Little Falls, and

WHEREAS, the Planning Board, of the Town of Little Falls, have reviewed and revised Site Plan Local Law, and presented the Town Board with amended Site Plan Review Local Law #1-2015, and

WHEREAS, the Town Board and the Town Attorney, of the Town of Little Falls, have reviewed proposed Site Plan Review Local Law #1-2015, as submitted by the Town Planning Board,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board accepts and approves proposed Site Plan Review Local Law #1-2015, and

BE IT FURTHER RESOLVED that upon passage of Proposed Site Plan Review Local Law #1-2015, Site Plan Review Local Law #1-2014 hereby be repealed and replaced with Site Plan Review Local Law #1-2015, and

BE IT FURTHER RESOLVED that the Town Board hereby schedules a public hearing to be held on such, with said public hearing to be held on February 10, 2015 at 7:00 p.m. at the Town Hall and directs the Town Clerk to advertise said hearing, at her discretion, in the Evening Times Newspaper.

-Chairman Canastar thanked the Planning Board for their time and hard work on the law.

-Supervisor Marhaver reported that Planning Board Members, Chairman Canastar, Vice Chairwoman Cobb and Secretary Regan were re-appointed to their positions during the last Planning Board meeting.

-Dog Control Officer Report: None

-Legislator, Dennis Korce, addressed the board, stating that the minimum wage increase has hit the Humane Society hard. That they wanted to raise the town's sheltering fees this year but he advised them to hold off doing so, to allow towns to plan for an increase in their budgets. Legislator Korce stated that the town will get a notice of an increase in July to allow the town to budget for this.

RE-ORGANIZATIONAL/REGULAR MEETING TOWN OF LITTLE FALLS, JANUARY 13, 2015-CONT.

-Highway Superintendent Report:

Highway Superintendent Cotton reported that NYMIR came to do an inspection and that he was told that the boilers need to be inspected. Discussion was held on this with the board directing Superintendent Cotton to go ahead and have this done.

-Attorney Report:

Attorney Macri reported that he had spoken with High School, Attorney Mark Rose, and that Attorney Rose had stated that he was having some trouble with some descriptions but would forward the official documents as soon as they were available. Attorney Macri stated that he anticipates the documents coming soon and that he will get them to the town clerk when received.

-Town Clerk Report:

Clerk Regan reported:

- that re-appointments for George Keyser and Robert Stapf were needed. The board approved.
- that the County's deer depredation resolution is in effect.

RESOLUTION #13

Re-Appointment, George Keyser, to the Board of Assessment and Review

On motion of Councilman Beadle, seconded by Councilman Gehring, the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RESOLVED that George Keyser hereby be re-appointed to the Town's Board of Assessment and Review for a five year term retroactive from 10/01/2014-09/30/2019.

RESOLUTION #14

Re-Appointment, Robert Stapf, to the Board of Appeals

On motion of Councilman Klock, seconded by Councilman Schwasnick, the following resolution was ADOPTED by roll call vote:

Supervisor Marhaver	Aye
Councilman Beadle	Aye
Councilman Schwasnick	Aye
Councilman Klock	Aye
Councilman Gehring	Aye

RESOLVED that Robert Stapf hereby be re-appointed to the Town's Board of Appeals for a five year term effective 01/01/2015-12/31/19.

-Councilman Beadle stated that a letter had been received by the town board regarding a personnel matter and that he would like to enter into an executive session to discuss this.

RE-ORGANIZATIONAL/REGULAR MEETING TOWN OF LITTLE FALLS, JANUARY 13, 2015-CONT.

RESOLUTION #15

Executive Session-Discuss Personnel Matter

On motion of Councilman Beadle, seconded by Councilman Gehring, the following resolution was ADOPTED-vote:

Ayes-Supervisor Marhaver; Councilmen Beadle, Schwasnick, Klock, Gehring
Noes-0

RESOLVED that the Town Board hereby enter into an executive session to discuss a personnel matter.

- Regular meeting recessed at 7:42 p.m.
- Executive session commences at 7:42 p.m.
- Executive session ends at 7:52 p.m.
- Regular meeting resumes at 7:52 p.m.

-Supervisor Marhaver reported that there was no action during the session and the matter discussed is declared a non-issue.

- Meeting recessed at 7:52 p.m. to audit the bills.
- Meeting resumed at 8:15 p.m.

RESOLUTION #16

Payment of General Bills

On motion of Supervisor Marhaver, seconded by Councilman Gehring, the following resolution was ADOPTED-vote:

Ayes- Supervisor Marhaver; Councilmen, Beadle, Schwasnick, Klock
Noes-0

RESOLVED that the General Bills #1-15 in the amount of \$6,278.72 hereby be paid.

RESOLUTION #17

Payment of Highway Bills

On motion of Councilman Klock, seconded by Councilman Beadle, the following resolution was ADOPTED-vote:

Ayes-Supervisor Marhaver; Councilmen Beadle, Schwasnick, Klock
Noes-0

RESOLVED that the Highway Bills, #1-20, in the amount of \$28,439.29, hereby be paid.

-The next regular meeting will be held on February 10, 2014 at 7:00 p.m. at the town hall.

-Meeting adjourned at 8:25 p.m.-Councilmen Klock, Beadle

Respectfully submitted,
Sandra Regan, Town Clerk