

MINUTES OF THE REGULAR TOWN BOARD MEETING OF THE TOWN OF FORT ANN HELD ON MONDAY, FEBRUARY 11, 2019 AT 6:00 P.M. AT THE FORT ANN FIREHOUSE

PRESENT: Supervisor Richard Moore
Councilman Dennis Fletcher
Councilwoman Gretchen Stark
Councilwoman Deborah Witherell
Councilman Samuel Hall

ABSENT: Paul Winchell, Highway Superintendent

OTHERS PRESENT: Barbara Winchell, Town Clerk, Helen Denno, Confidential Secretary to the Supervisor/Bookkeeper, Mary-Ellen Stockwell, Mark Miller, Penny Gould, Bill Bailey, George F. Smith, Chad Wilson, Michelle Vara, Dianne Bly, Emily Stranahan, Jaime Laczko, Pat Nolan, Bob Griffiths, Lisa Gagliano, George Sicard, Make-A-Wish, Marie Busse, Big Brothers Big Sisters, Jake Michael

Meeting was called to order at 6:00 p.m. with the Pledge of Allegiance to the Flag and a moment of silence was held for deceased Fort Ann resident Bonita C. Dufford.

On motion of Councilman Hall, seconded by Councilman Fletcher to approve tonight's agenda.

Motion was carried.

Motion was introduced by Councilman Fletcher, seconded by Councilwoman Witherell to accept the Regular Town Board Minutes of January 14, 2019.

Motion was carried.

Motion was introduced by Councilman Hall, seconded by Councilwoman Stark to accept the Annual Audit of the Financial Records Meeting Minutes from January 17, 2019. Supervisor Moore stated he was pleased to report there were no problems to report and it was a clean audit.

Motion was carried.

Supervisor Moore read the January 2019 monthly financial statement.

Receipts for the month of January

General Fund	\$1,208,836.06
Highway Fund	\$1,212,790.39

Disbursements

General Fund	\$ 616,881.47
Highway	\$1,267,285.01

Checking Account Balances

General Fund	\$ 645,893.04
Highway Fund	\$ 53,929.23
Youth Commission	\$ 1,149.71

Hadlock Dam Project	\$	240.03
Hadlock Park District	\$	384.50
Consolidated Health District	\$	1,016.17
Trust & Agency Fund	\$	693.76
Medical Reimbursement Fund	\$	3,304.11

Savings Accounts

General Fund	\$	305.25
NYCLASS – General Fund	\$	550,078.36
Highway Fund	\$	479.46
NYCLASS – Highway Fund	\$	1,150,142.94
LOSAP	\$	15,212.90
Hadlock Park District	\$	300,145.70

Motion was introduced by Councilwoman Witherell, seconded by Councilman Fletcher to pay the bills as warranted and audited.

Motion was carried.

2.0 Presentation of Donations from Hadlock Pond Ice Fishing Derby

Councilwoman Stark introduced and thanked the committee members present: George F. Smith, Dianne Bly, Jaime Laczko. Jaime Laczko presented \$365.00 checks to each of the following organizations from the 6th annual ice fishing derby held at Hadlock:

- Fort Ann Youth League – Jake Michael
- Old Stone House Library – Lisa Gagliano
- Fort Ann School Backpack Program – Emily Stranahan
- Big Brothers Big Sisters – Marie Busse
- Make-A-Wish – Pat Nolan and George Sicard

Jaime Laczko stated there were 200 people (154 adults and 46 kids) registered. Since 2014 \$9,136.00 has been raised at the ice fishing derby's and everyone enjoys it every year.

Councilwoman Stark thanked the Lake Hadlock Association and all those that volunteered at the event.

6:05 p.m. Public Comment opened.

6:06 p.m. Public Comment closed without comment.

6:07 p.m. Public Hearing was opened regarding the renewal of the cable television franchise agreement by and between the Town of Fort Ann and Time Warner Cable Northeast LLC, locally known as Charter Communications. Advertised in *The Post Star* January 30, 2019.

6:08 p.m. Public Hearing closed without comment.

Supervisor's Report: Supervisor Moore stated the boorings were finished up on Farley Road Wednesday with no exact date on when the testing results would be back.

Supervisor Moore stated that there will be a Special Meeting at the Town Hall on February 28, 2019 at 11:00 a.m. to open the bids for the Hogtown Culver project.

Supervisor Moore received a letter about an ADK Triathlon being held May 5th from 9:00 a.m. to Noon on Pilot Knob Road. A certificate of liability naming Town of Fort Ann as additional insured is needed. The Town Board is comfortable with this.

Supervisor Moore wanted everyone to know that on February 21st there will be a film being made about George Washington. There will be a drone flying over Pilot Knob and Shelving Rock Road that is FAA approved. Supervisor Moore stated that a certificate of liability naming the Town of Fort Ann as additional insured will be needed. The Town Board is comfortable with this.

Supervisor Moore received a request from Agricultural Stewardship Association to sponsor a grant for the Burch family in partnership with the Town of Kingsbury. This is to preserve land as agricultural. Supervisor Moore asked if the Town Board members had any concerns and there were none.

Supervisor Moore announced there would be a special town board meeting at the Fort Ann Town Hall on March 4th at 1:00 p.m. to review the contract with Washington County for appraisal, assessment and exemption services.

Supervisor Moore congratulated Mary-Ellen Stockwell at becoming a partner with Meyer & Fuller.

Councilwoman Stark: There will be an Office for the Aging luncheon at the Fort Ann firehouse tomorrow for only \$3.00 a person.

Councilwoman Stark stated the bike trail is coming along and they are working on road signs.

Councilman Hall: Councilman Hall stated he is still working with Haley and Aldrich on the Battle Hill project and Caprood property. Councilman Hall stated in March the American Legion will be having a meeting regarding a re-enactment the weekend of July 7th at the pocket park.

Town Clerk's Report was given for January 2019.

Highway Superintendent Report: absent

Enforcement Officer Report paper copy of report was given to Town Board Member's for January 2019. Supervisor Moore mentioned the correspondence from DEC that he and the Enforcement Officer are working on – which will eventually lead to a meeting and a public hearing. This correspondence refers to six (6) properties.

Dog Control Officer: paper copy of report given to Town Board Member's.

Historian: absent

New Business: Supervisor Moore stated that the Town Procurement Policy is to be reviewed annually. He asked if anyone had any questions or concerns about the Town's procurement policy. There were no questions and/or concerns.

RESOLUTION #37-19

APPOINTING PART-TIME MEO

On motion of Councilman Hall, seconded by Councilwoman Stark to accept resolution entitled "Resolution Appointing Part-time MEO."

ADOPTED AYES 5 Hall, Stark, Fletcher, Witherell, Moore

RESOLVED, that the Town Board of the Town of Fort Ann hereby ratifies the hiring of Michael L. Harm, 1476 Mattison Rd., Fort Ann, NY 12827 as Part-time MEO as of January 19, 2019 at an hourly rate of \$17.30 to be paid on a weekly basis.

RESOLUTION #38-19

RETIREMENT STANDARD WORK DAY AND REPORTING RESOLUTION FOR ELECTED AND APPOINTED OFFICIALS

On motion of Councilman Fletcher, seconded by Councilwoman Witherell to accept resolution entitled "Retirement Standard Work Day and Reporting Resolution for Elected and Appointed Officials."

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, that the Town of Fort Ann hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by the Dog Control Officer and Part-time Enforcement Officer to the Clerk of this body.

RESOLUTION #39-19

RETIREMENT STANDARD WORK DAY AND REPORTING RESOLUTION

On motion of Councilman Hall, seconded by Councilwoman Stark to accept resolution entitled "Retirement Standard Work Day and Reporting Resolution."

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, that the Town Board of the Town of Fort Ann hereby establishes for Seasonal Harvesting Coordinator the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record keeping system or the record of activities maintained submitted by these members to the Clerk of this body.

RESOLUTION #40-19

TO POST TOWN ROADS TO 8 TONS

On motion of Councilman Fletcher, seconded by Councilwoman Stark to accept resolution entitled "Resolution to Post Town Roads to 8 tons."

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, that the Fort Ann Town Board declares this resolution for Highway Superintendent to post all town roads.

RESOLUTION #41-19

AUDITING THE FINANCIAL RECORDS OF THE TOWN OF FORT ANN

On motion of Councilwoman Witherell, seconded by Councilman Fletcher to accept resolution entitled "Resolution auditing the financial records of the Town of Fort Ann."

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, that the Fort Ann Town Board audited the financial records of the Town Clerk, Tax Collector, Town Justice and Supervisor for the fiscal year January 1, 2018 through December 31, 2018 at a special meeting held on January 17, 2019.

RESOLUTION #42-19

AUTHORIZATION TO APPLY FOR NYSDEC GRANT FOR MECHANICAL HARVESTER

On motion of Councilman Hall, seconded by Councilman Fletcher to accept resolution entitled "Resolution authorizing to apply for NYSDEC Grant for Mechanical Harvester."

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, that the Fort Ann Town Board

RESOLUTION #43-19

AUTHORIZING THE RENEWAL WITH CHARTER COMMUNICATIONS

On motion of Councilman Hall, seconded by Councilwoman Witherell to accept resolution entitled "Resolution authorizing the Renewal with Charter Communications."

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, that the Town Board of the Town of Fort Ann Town hereby renews the cable television franchise in the Town of Fort Ann for ten (10) years commencing on the date of approval by the Public Service Commission. The Town Board of the Town of Fort Ann hereby confirms that this Franchise Renewal Agreement replaces the original franchise last amended on June 13, 2003.

RESOLUTION #44-19

AUTHORIZING SUPERVISOR MOORE TO SIGN THE HALEY & ALDRICH PROPOSAL FOR ANNUAL HADLOCK DAM INSECTION SERVICES

On the motion of Councilman Fletcher, seconded by Councilman Hall to accept resolution entitled "Resolution Authorizing Supervisor Moore to sign the Haley & Aldrich Proposal for Annual Hadlock Dam Inspection Services"

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, that Supervisor Moore is authorized to sign the Haley & Aldrich \$4,40.00 proposal for the 2019 annual dam inspection for Hadlock Pond.

RESOLUTION #45-19

TO SCHEDULE PUBLIC HEARING FOR LOCAL LAW #1 OF 2019 REPEALING EXISTING DOG CONTROL REGULATIONS IN THE TOWN OF FORT ANN

On the motion of Councilman Hall, seconded by Councilwoman Stark to accept resolution entitled

“Resolution to Schedule Public Hearing for Local Law #1 of 2019 Repealing Existing Dog Control Regulations in the Town of Fort Ann.”

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, a public hearing shall be scheduled for the consideration of setting forth dog control regulations in the Town of Fort Ann to be held by the Town Board on March 11, 2019 at 6:05 p.m. at the Fort Ann Fire house, 11289 NYS Rte 149, Fort Ann, New York 12827.

**RESOLUTION #46-19
RESOLUTION INTRODUCING PROPOSED LOCAL LAW #2 PROVIDING FOR DOG CONTROL IN THE TOWN OF FORT ANN**

On the motion of Councilwoman Witherell, seconded by Councilman Fletcher to accept resolution entitled “Resolution Introducing Proposed Local Law #2 Providing for Dog Control in the Town of Fort Ann.”

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, the proposed local law providing for dog control in the Town of Fort Ann is hereby accepted for introduction to the Town Board. A public hearing shall be held by the Town Board on March 11, 2019 at 6:05 p.m. at the Fort Ann Firehouse, 11289 NYS Rte. 149, Fort Ann New York 12827.

**RESOLUTION #47-19
RESOLUTION AFFIRMING THE TERMS OF THE PLANNING BOARD MEMBERS**

On the motion of Councilwoman Stark, seconded by Councilman Hall to accept resolution entitled “Resolution to Approve Agreement with Washington County for Assessor Services.”

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, the Town Board, upon due deliberation and a thorough review of all Town records of the ratification of the existing terms of the Planning Board Members is in the best interest of the Town.

**RESOLUTION #48-19
RESOLUTION APPOINTING PART TIME LABORER**

On the motion of Councilwoman Stark, seconded by Councilman Hall to accept resolution entitled “Resolution Appointing Part Time Laborer.”

ADOPTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, that the Town Board of the Town of Fort Ann hereby hires Joseph B. Foran, 1391 Tripoli Road, Fort Ann, New York 12827 as a Part-time Laborer as of February 7, 2019 at an hourly rate of \$13.10 to be paid on a bi-weekly basis.

**RESOLUTION #49-19
RESOLUTION AUTHORIZING TOWN OF FORT ANN TOWN SUPERVISOR TO ENTER IN TO AGREEMENT WITH COUNTRYSIDE VETERINARIAN PRACTICE, P.C. FOR TOWN DOG CONTROL SHELTER SERVICES PURSUANT TO NEW YORK STATE AGRICULTURAL AND MARKETS LAW ARTICLE 7 FOR THE YEAR 2019.**

On the motion of Councilman Hall, seconded by Councilman Fletcher to accept resolution entitled “Resolution authorizing Town of Fort Ann Town Supervisor to enter to agreement with Countryside Veterinarian Practice, P.C. for Town Dog Control Shelter Services pursuant to New York State Agricultural and Markets Law Article 7 for the Year2019.”

ADOTED AYES 5 Hall, Witherell, Stark, Fletcher, Moore

RESOLVED, that the Town hereby authorizes and directs the Town Supervisor to sign and take all necessary steps to enter in to the agreement with Countryside, upon final attorney approval.

6:33 p.m. Open Public Discussion – Michelle Vara asked who is paying for grant writer for resolution #42-19. Supervisor Moore responded there is no cost.

6:34 p.m. Closed Public Discussion

6:35 p.m. Motion was introduced by Councilwoman Witherell, seconded by Councilman Hall to enter into executive session for proposed, pending or current litigation.

Motion was carried.

6:42 p.m. Motion was introduced by Councilwoman Witherell, seconded by Councilman Fletcher to return to public session.

Motion was carried.

Councilman Hall moved to adjourn, seconded by Councilwoman Stark; all members voting in favor to adjourn at 6:43 p.m., with no action having been taken in the executive session or in open session on matters before the Town Board.

Motion was carried.

Total Abstracts:	General:	\$ 61,153.74
	Highway:	\$ 26,630.37

Respectfully submitted,

Barbara J. Winchell, Town Clerk
Town of Fort Ann, New York

Dated: February 20, 2019