

**TOWN OF CANTON BOARD
PUBLIC HEARING
&
REGULAR MEETING**

September 12, 2018

6:00 PM

Minutes

Present: Supervisor Mary Ann Ashley, Council Member's Bob Washo, Jim Smith, Phil LaMarche and Tim Danehy.

Also, in Attendance: Town Clerk/Tax Collector Lisa Hammond, Town Attorney Eric Gustafson, Economic Development Leigh Rodriguez, Historian Linda Casserly, Highway Superintendent Terry Billings, Code Enforcement Officer Jeff Murray, John Gray, Village Trustees Carol Pynchon, Klaus Proemm, Kyle Hartman, John Danis, Paul Mitchell, Adam Atkinson, Dan & Linda Soulia, Victor & Kathy Rycroft and Toby Irvén

Absent: Assessor Steve Teele

A. Call Meeting to Order: Supervisor Mary Ann Ashley called the meeting to order

Ashley opened the Public Hearing to consider placing the Highway Superintendent position on the November 6th, 2018 ballot to change the position from an elected office to an appointed office. Ashley asked if anyone from the public would like to speak on the matter.

John Danis and Kyle Hartman both from Rensselaer Falls spoke against making the position appointed.

Linda Casserly of Canton and Victor Rycroft of Morley both spoke against making the position appointed.

Klaus Proemm spoke in favor of making the position appointed, stating it make sense for the future as the Village of Canton to have appointed Town Highway Superintendent.

6:14 pm closed public hearing

Eric Gustafson, Attorney for the Town stated that a September 5th, 2018 date was missed for this Public Hearing. The board was given advice that it could be done before September 20th. After looking into it, this was not true. It should have been done by September 5th. Gustafson stated that the board could go ahead with this, but it doesn't make sense to do so. Gustafson suggested putting it out to August of 2019. Council Member Jim Smith also recommended postponing this Public Hearing until June or July of 2019. Smith added that the voters need to decide, not just the council.

After discussion was held the board decided to table further action on the law and revisit the matter in the summer of 2019.

B. Public Comment: None

C. County Legislature Representative (Updates): none

D. Approval of minutes: August 8, 2018 Regular Meeting and August 14, September 6, 2018 Special Meeting

Council Member Tim Danehy made a motion to approve minutes, second by Council Member Jim Smith. All voted in favor. Motion carries.

E. Supervisor Report: John Gray of Gray & Gray CPA gave a verbal financial report. Gray went over the fund balances with the board members.

Supervisor Mary Ann Ashley added that she has received a copy of Pyrites Hydro, a subsidiary of Enel Green Power North America, stated it has begun the process of relicensing the Pyrites Hydroelectric Project with the Federal Energy Commission. The Project is located on the Grass River, in the hamlet of Pyrites. The FERC license for the project expires on August 31, 2023.

F. Audit Committee:

1. Approval of Expenditures

The following bills for Abstract #9-2018 were approved for payment:

General "A".....	\$19,546.28
Town Outside "B".....	\$1,942.22
Special Lighting "SL"	\$3,013.66
Joint Activity "SM".....	\$1,072.70
Highway "DA".....	\$15,269.40
Highway "DB".....	\$124,478.14
Trust & Agency.....	\$18,068.12

Council Member Jim Smith made a motion to accept bills as presented, seconded by Council Member Bob Washo. All voted in favor. Motion carries.

G. Approval of Department Reports

Economic Developer Leigh Rodriguez gave an oral report stating that the Downtown Revitalization winner was Saranac Lake and that the NY Main Street Grant is progressing, adding that the 101 Main Street project is the most visible right now.

Council Member Phil LaMarche made a motion to accept department reports, seconded by Council Member Bob Washo. All voted in favor. Motion carries.

H. Committee Reports:

Committee member Phil LaMarche reported the Grass River Blue Way Plan Committee and WAC also met and that the Plan is still in the editing process.

Committee member Jim Smith reported that the Comprehensive Plan Coordination call will be held next Wednesday. Village Trustee Carol Pynchon, Economic Director Leigh Rodriguez and Smith will meet before the call to discuss matters of importance.

Committee member Phil LaMarche reported that the Recreation Committee are working on restructuring the Recreation Department. LaMarche stated that the Village is going to hire a full-time temporary employee. The ice startup time at the Pavilion has been pushed back a week. A meeting will be held by the Pavilion Stake Holders to discussed long term goals.

I. Old Business

1. Town wide Broadband Access:

Supervisor Mary Ann Ashley stated that there is concern of the lack of broadband access in areas of the Town of Canton. A conference call is tentatively scheduled for September 17th, 2018. Seth Belt scheduled this call with the Empire State Broadband Program Office. Belt is a representative to Governor's office, under the Department of Labor, but also assist with other matters. Council member Tim Danehy to join in conference call with Supervisor Ashley.

Canton resident Toby Irven to email Ashley questions of concerns to present to the Broadband officials during the call.

2. Solar Moratorium:

Town Attorney Eric Gustafson provided the board with a draft Solar Law to review on the moratorium. A concern that was raised of the amount of land used. Town Attorney Eric Gustafson stated that the soil here is a treasurer and the Board should be mindful of this. Discussion was held and it was decided to form a committee consisting of Planning Board Chair Mike Morgan and Council members Bob Washo and Jim Smith. Washo stated he would like to see a community member and possibly Jason Pfothner from the St. Lawrence County Planning Office be on the committee.

Attorney Gustafson added the board will need help by an outside engineering firm to prepare a SEQR once the LL is complete.

3. Grasse River Blueway Plan: moved to October agenda

4. Master Trail Plan:

Council member Bob Washo reported that the Master Trail Plan was circulated through a comment period and that the comments have been incorporated into the Plan. A final version has been sent to the board for review. Washo stated that he doesn't really like that the state says it is a Plan. Washo added that there is nothing in plan has been predetermined that this is actually what we are going to do. Supervisor Mary Ann Ashley added that this is a fluid document and Washo agreed. Washo added that a lot of community members helped. Washo gave credit to the people that helped with the Plan and thanked everyone for their hard work.

Toby Irven added that this is a fluid document and hopes to expand on the document. Irven noted that some of the ideas in this plan are such that it will give Canton the ability to go after future funding and secure it for new growth.

Motion to approve Bob Washo adopt and accept the Master Trail Plan as presented, seconded by Council member Tim Danehy. All in favor. Motion carries.

A copy of the Plan will be filed in the Town Clerks Office

5. Waterfront Revitalization Plan: moved to October agenda.

J. New Business

1. Daughters of the American Revolution (DAR) Nihanawate Chapter – Supervisor Declaration of Constitution Week:

Supervisor Ashley read the Proclamation on the Constitution naming September 17-23 week of 2018 as constitution week

See attached Proclamation

2. Taylor Park

Council member Phil Lamarche stated that Taylor Park closed early this season due to the lack of lifeguards. Town and Village committee members are considering keeping it open at this time of year next year without life guards. LaMarche noted that that neither the Town nor the Village own Taylor Park. Taylor Park is leased by the Town and Village of Canton. Lamarche added that the owner of the Park Elia Filippi has requested that the park be fenced as indicated in the lease. Filippi is happy with the Village of Canton for their portion of the fence, but not happy with the way the Town did their portion. Filippi wants the Town portion repaired. Council Members Phil Lamarche and Tim Danehy will meet with Filippi to look at the fence and come back to the board with a plan and cost of possibly repairing the fence. Council Member Bob Washo recused himself from this discussion

3. BAR appointment – Maureen Bomyea 5 year term 9-30-2023

Motion Tim Danehy made a motion to appoint Bomyea to a 5 year term on the Board of Assessment Review, seconded by Jim Smith. All in favor.
Motion carries

4. Anti - Discrimination Harassment Policy review:

Town Board members are reviewing this draft policy and it will be placed on the October agenda. Supervisor Mary Ann Ashley stated that she wants a change in the draft, removing all his and her words and replace with them with them or they because gender is fluid and that language is changing. Ashley added she would like to see the immediate or direct supervisor in place of Town Supervisor for the flow of the draft. Lastly, Ashley wants the form to say when it was actually received. All changes consider will include elected officials.

5. New Highway Employee – Kyle Gravett:

Supervisor Mary Ann Ashley stated that Kyle Gravett was hired at the Highway Department with a start date of 9-2-2018.

6. BOA Grant MOU with Village of Canton

Discussion was held on the ongoing Brownfield Opportunity Area grant

Supervisor Mary Ann Ashley went over the MOU as presented. The Village of Canton will oversee the hiring of project contractors and other management. This \$195,555 grant requires a 10% municipal share.

Motion to approve the MOU by Council member Tim Danehy, seconded by Council member Phil LaMarche. All in favor. Motion carries

7. Village of Canton Pavilion Floor MOU:

Discussion was held on the balance of \$64,800.00 that is owed to the Village of Canton for a portion of the Pavilion Floor.

Motion by Council was made to pay this over the next four years by Council member Jim Smith, seconded by Council member Phil LaMarche. All in favor. Motion carries.

K. Public Comment:

L. Executive Session: Council member Tim Danehy made a motion to enter into executive session for the purpose as identified in Public Officers Law 105

(1)(e)(f) (h). at 8:00 p.m., seconded by Councilmember Bob Washo. All voted in favor. Motion carries.

Council member Phil LaMarche made a motion to come out of executive session at 9:10 pm. Council member Jim Smith seconded the motion. All voted in favor. Motion carries.

Council member Jim Smith made a motion to adjourn the meeting at 9:11 pm. Council member Tim Danehy seconded the motion. All voted in favor. The motion carries.

Respectfully Submitted,

Lisa A. Hammond
Canton Town Clerk

PROCLAMATION

Whereas: *The Constitution of the United States of America, the guardian of our liberties, embodies the principles of limited government in a Republic dedicated to rule by law; and*

Whereas: *September 17, 2018, marks the two hundred thirty first anniversary of the framing of the Constitution of the United States of America by the Constitutional Convention; and*

Whereas: *It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it: and*

Whereas: *Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,*

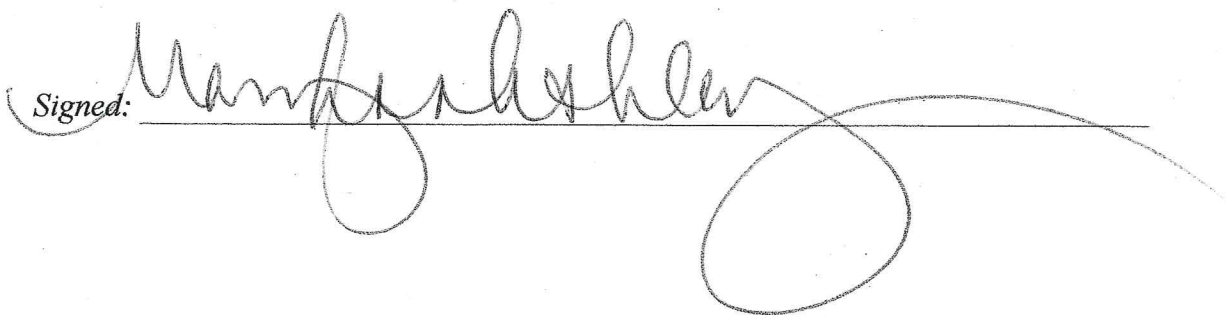
Now, Therefore, I, Mary Ann Ashley, *by virtue of the authority vested in me as Town Supervisor do hereby proclaim the week of September 17 through 23, 2018 as*

CONSTITUTION WEEK

And ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

In Witness Whereof, I have hereunto set my hand and caused the Seal of the Town of Canton to be affixed this 12th day of September of the year of our two thousand eighteen.

Signed: _____

A large, stylized handwritten signature in cursive script, appearing to read 'Mary Ann Ashley', is written over a horizontal line. The signature is fluid and extends significantly to the right of the line.