

**TOWN OF CANTON REGULAR  
BOARD MEETING**

**6:00 PM**

**May 8, 2019**

**Minutes**

Present: Supervisor Mary Ann Ashley, Deputy Supervisor Bob Washo, Council members James Smith, Phil LaMarche and Tim Danehy

Also, in Attendance: Attorney Dan Ramsey, Deputy Town Clerk/Deputy Tax Collector Heidi Smith, Economic Development Director Leigh Rodriguez, Code Enforcement Officer Jeff Murray, Assessor Cindy Brand, Highway Superintendent Terry Billings, Recreation Director Jim Putman, County Legislator Kevin Acres, Gray & Gray Angela Gray, Toby Irvén, Susan Huntley, Mike McCormick, Mike Morgan, Lyne and Dan Soulia

Absent: Town Clerk/Tax Collector Lisa Hammond and Historian Linda Casserly

A. Supervisor Mary Ann Ashley called the meeting to order

B. Public Comment: None

C. County Legislature Representative(s) Updates(s):

County Legislature Kevin Acres was present and gave an update on recent activity at the County level. Questions and answers were exchanged.

D. Approval of Minutes:

Regular Meeting Minutes April 10, 2019

Motion was made by Council member Bob Washo to approve minutes, seconded by Council member Phil LaMarche. All voted in favor. Motion carries. Tim Danehy abstain from voting as he was only at meeting through telephone.

E. Supervisor Report:

Angela Gray of Gray and Gray read over the hand out that was provided. Questions and answers were received and fund balances were discussed.

2019 Budget Amendment

Supervisor Mary Ann Ashley stated that a Budget Amendment is needed. Transfer of \$1350 from A-1900-1990-4 Contingency to A-1400-1420-4.2 Budget Amendment Resolution #6 was passed, see below

Supervisor Mary Ann Ashley made a motion that the Town Board approve to increase the budget amount for Labor Services by \$1350. All voted in favor. Motion carries.

Supervisor Mary Ann Ashley reported final bill for Mr. Bell's Riverside Drive project \$13,428.13 that wasn't separately budgeted for.

See attachment

Supervisor Mary Ann Ashley made a motion to transfer money out of contingency account and create a new line item to pay for the Mr. Bell's Riverside Project. Seconded by Council Member Phil LaMarche. All voted in favor. Motion carries.

#### BOA Grant Update

Requested advance of \$44,000.00 will be transferred to the Village of Canton for the BOA Grant.

Supervisor Mary Ann Ashley added that a bill was dropped off to the Town office from Gibson & Sons for the installation of a culvert at Mike McCormick's house on the Eddy Pyrites Rd for \$450.00. Council member Tim Danehy stated he was under the impression that after the last board meeting, there was an agreement that Mr. McCormick was going to purchase the pipe and the Town of Canton was going to install it. Danehy stated that he is confused on why the Town of Canton did not install the culvert.

Mr. McCormick stated that following the last board meeting he reached out to the Town of Canton Highway Department on April 25, 2019 to schedule a time to install the pipe. After speaking with Highway Superintendent Terry Billings, Mr. McCormick stated that Billings said the Highway Department was not completing any culvert work by direction of the Town Board until there was a written policy in regards to mimic a policy of the NYS DOT, which NYS doesn't have. Given this information Mr. McCormick asked Billings if he should do the work himself and Billings said yes, and McCormick also asked if a permit was required, which Billings stated it was not necessary. Mr. McCormick followed up with the Code Enforcement Officer, and was told a permit is not required that is something the Highway Department is responsible for. Mr. McCormick then reached out to Highway Committee member Bob Washo, to ask if this was a decision made by the town board.

Mr. Washo informed Mr. McCormick that it was not a decision made by the town board. Mr. McCormick felt he had an issue that needed to be resolved that wasn't being addressed so he resolved it by having Gibson & Son's do the work. Gibson & Sons billed for one hour of labor and a load of material of which McCormick has not seen the invoice. Mr. McCormick feels that with the position he was in that the work needed to be done sooner than later so he had the culvert installed. Council member Bob Washo stated that he feels there is a disconnect with the way things were left at the last meeting and where we find ourselves today. After

looking at the minutes from last meeting it was left that the culvert was going to get purchased by Mr. McCormick and then the Town would replace it.

Highway Superintendent Terry Billings stated that he told Mr. McCormick that until the policy was in place that all private driveways and installations were put on hold. Also, stating that he never told McCormick it was a Town Board decision to put the culvert installation on hold, it was the decision of the Highway Superintendent.

Council member Bob Washo suggested creating a written policy for culvert installation, that is consistent with the towns standings practice but allows for some flexibility and also requires a permitting process.

Council member Phil LaMarche would like to divide the two issues. First the Mr. McCormick culvert and second the Policy.

Council member Phil LaMarche made a motion to pay the bill for the work done at Mr. McCormick's house. Council member Jim Smith would like Mr. McCormick to pay the bill to Gibson & Sons then submit an invoice to the Town of Canton for reimbursement.

Council member Bob Washo states that paying this invoice would be consistent with standing practice.

Council member Tim Danehy expressed his concern over a bill that was dropped off to the Town after the work was done that the town had not approved. Tim would like to see a policy be moved quickly.

Council member Phil LaMarche made a motion to reimburse Mr. McCormick for the amount of the invoice and asked the committee to move forward with drafting a policy to bring back to the board. Seconded by council member Tim Danehy. All voted in favor. Motion carries.

F. Audit Committee:

A: \$52,967.18	TA: \$15,489.90
DA: \$6,108.20	B: \$45,245.89
SL: \$35,891.40	SM: \$922.09
DB: \$7,113.53	

Motion made by Council member Bob Washo to approve expenditures, seconded by Council member Jim Smith, all voted in favor. Motion carries.

G. Acceptance of Department Reports:

Assessor Cindy Brand wanted to add that Grievance Day will be May 28, 2019 from 4:00 pm to 8:00 pm at the Municipal Building in the Court Room. Questions and answers were exchanged.



Recreation Director James Putman added there will be a Pavilion Stake Holders meeting Monday, May 13, 2019 6:30 pm.

Motion was made by Council member Bob Washo to accept Department reports as presented, seconded by Council member Phil LaMarche, all voted in favor. Motion carries.

#### H. Committee Reports:

Committee member Jim Smith reported on the Comp Plan. Tentative Public Hearing on plan, June 13, 2019 from 6:30 pm – 8:00 pm for people to have an opportunity to make comments on plan.

Recreation committee member Phil LaMarche reported working on Taylor Park and getting it ready for the summer. Also, reported Mr. Olmstead's retirement for the Recreation Department after 37 years.

Committee member Mary Ann Ashley reported that the Waterfront Advisory Committee met on April 30, 2019 and talk was on water shed study. Council member Bob Washo suggested the Waterfront Committee start up a conversation for the Town of Canton work with the Town of Madrid to install a fish ladder or run in the Madrid dam to allow the salmon and other species to travel from the St. Lawrence, as far up the Grasse River as Canton and Pyrites, part of their original spawning grounds. Bob Washo believes having a passage in Madrid at the park would be a big boon to the community tourist attraction. Bob Washo also believes the U.S. Fish and Wildlife might have some role in funding the project as well.

Committee member Phil LaMarche reported the Blueway Grant wrapped up April 30, 2019.

Committee member Jim Smith reported the Fire Task Force met on April 7, 2019 they have not set a date yet for the next meeting.

#### I. Old Business:

##### 1. Broadband Update

Supervisor Mary Ann Ashley reported that she spoke with Mike Williams at the Public Radio Service Commission and Alice Kim at Charter Communications regarding the letter that was sent. The called and asked about the two addresses that need to be put back on the Broad Band List.

J. New Business:

1. Draft Solar Law Presentation

Mike Morgan reported:

Questions and answers were exchanged. Recommendations from the board were made to make some changes to the Draft Law. By next board meeting there should be a red lined copy from Pease & Gustafson with recommendations of changes for the board to review.

2. NYS DOT Highway Funding – CHIPS/PAVE NY/EWR

Supervisor Mary Ann Ashley reported a letter was received stating there is no EWR money from the state, with a loss of \$43,000.00. The town has been approved for Pave NY of \$50,912.59. CHIPS money has been approved \$223,046.53.

3. Town Policy on Driveway Construction Program

The boards committee will create a Draft Policy on Driveway Construction Program. The Highway Superintendent has given his thoughts to the highway committee on what the policy should entail as well as a committee recommendation. Council member Bob Washo would like to see consistency to the standard practice. The policy needs to be clear and concise. The highway committee will work together to recraft the bullet points in an email and send it to the board members and Town Attorney's Office. Once everyone is in an agreement, they will have Pease & Gustafson craft language around the policy.

4. National Grid LED Conversion Program

National Grid approached the Town of Canton to converting street lights to LED. Supervisor Mary Ann Ashley will reach out to National Grid to let them know that the Town would like to convert street lights to LED and report back to the board what the process will be to make that happen.

5. Joint Town/Village Meeting Date

Next Joint meeting will be June 10, 2019 at 6:30 pm in the Municipal Building, Court Room.

6. Joint Municipal Building Committee

Supervisor Mary Ann Ashley made a motion that the Supervisor and Deputy Supervisor Bob Washo serve on the Joint Building Committee with the Village Mayor and Deputy Mayor, seconded by Tim Danehy. All in favor. Motion carries.

## 7. Engineering Study on Miner St.

Toby Irven reported that Canton Trails Committee and Complete Streets Task Force have met together, reviewed a draft for quotation for engineering work on Miner Street Rd. There has been a slight expansion in the geographic area. It will go from Clark Street in the Village, past Appleton, down the hill, past the bridge and out to Jingleville Road. Toby stated it is important to note that they are looking for the cost estimate on doing the engineering, not the construction of anything. Questions and answers were exchanged.

Council member Phil LaMarche made a motion to approve the Miner Street Road Engineering Discovery Study RFQ with the deadline return of June 7, 2019. Seconded by council member Jim Smith. All in favor. Motion carries.

## K. Public Comment:

Lyne Soulia of Riverside Drive, would like to see reports posted to the public to see before the meetings. Soulia wants the public to be able to follow what is being discussed during board meetings.

Council member Tim Danehy would still like to see Town Board meetings be held in either Morley, Rensselaer Falls or Pyrites besides Canton.

Toby Irven of Irish Settlement Road, asked what the time table for the next round of road paving is. Council member Bob Washo stated that hopefully by the June meeting they will know more where to go next. Irven stated he also agrees he would like to see reports posted before the meetings to be able to follow along with discussions being held.

8:10 p.m. Council member Bob Washo made motion to adjourn the meeting, and go in to executive session, seconded by Council member Phil LaMarche, all voted in favor. Motion carries.

9:39 p.m. Council member Phil LaMarche made a motion to come out of executive session, seconded by Council member Jim Smith, all voted in favor. Motion carries.

9:40 p.m. Council member Tim Danehy made a motion to adjourn the meeting, seconded by Council member Bob Washo, all voted in favor. Motion carries.

Respectfully Submitted by: Heidi L Smith - Deputy Town Clerk



**RESOLUTION 6**  
**May 8, 2019**  
**Budget Amendment**  
**Attorney-Labor Services**

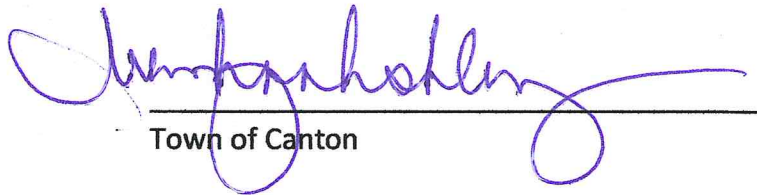
**WHEREAS**, during the creation of the 2019 Budget, the amount for Attorney Labor Services in Fund A was listed as a total of \$6700; and

**WHEREAS**, the Supervisor calculated it to be \$8050 as per contractual agreement and did not recognize the error;

**WHEREAS**, a budget amendment needs to be made by full approval of the Town Board to correct the error and transfer \$1350 from A-1900-1990-4 Contingency to A-1400-1420-4.2 Labor Services; and

**NOW, THEREFORE, BE IT RESOLVED THAT**, the Canton Town Board approves increasing the budget amount by \$1350 and transfer \$1350 from A-1900-1990-4 Contingency to Attorney-Labor Services A-1400-1420-4.2

5/8/19  
Date

  
Town of Canton