

REGULAR MEETING, TOWN OF DANUBE, JULY 13, 2010

A regular meeting of the Town Board of the Town of Danube, County of Herkimer and the State of New York was held at the Town Hall, 438 Creek Road, Little Falls, NY on 13th day of July 2010.

Supervisor Welden called the meeting to order at 7:00 p.m. with the Pledge of Allegiance to the flag.

PRESENT:

Charles Welden	----	Supervisor
James Lasher	----	Councilman
Patricia Jodway	----	Councilwoman
Lee Ann Stock	----	Councilwoman
Alicia Cook	----	Councilwoman
Mary Herringshaw	----	Clerk
Corey LaPorta	----	Highway Superintendent

ABSENT:

RESOLUTION # 65

EXECUTIVE SESSION BEGINS

On a motion made by Councilwoman Jodway, seconded by Councilman Lasher, the following resolution was

ADOPTED Ayes 5 Welden, Stock, Lasher, Jodway, Cook
Nays 0

Resolved to go into executive session at 7:01 to discuss a personnel issue.

RESOLUTION # 66

EXECUTIVE SESSION ENDS

On a motion made by Councilwoman Jodway, seconded by Councilwoman Stock, the following resolution was

ADOPTED Ayes 5 Welden, Stock, Lasher, Jodway, Cook
Nays 0

Resolved to go back into regular session with no decisions being made at 7:34 pm.

RESOLUTION # 67

APPROVAL OF AGENDA

On a motion made by Councilwoman Stock, seconded by Councilwoman Cook, the following resolution was

ADOPTED Ayes 5 Welden, Stock, Lasher, Jodway, Cook
Nays 0

Resolved that the agenda for the meeting be approved.

RESOLUTION #68

APPROVAL OF MINUTES

On a motion made by Councilwoman Stock, seconded by Supervisor Welden, the following resolution was

**ADOPTED Ayes 5
Nays 0**

Welden, Stock, Lasher, Jodway, Cook

Resolved that the minutes from June 9, 2010 be approved as submitted, after changing ‘crack in ford’ to ‘crack in frame on ford D6’ under highway report.

REPORT OF TOWN OFFICIALS

CODES REPORT

Greg Lynch wasn’t present to go over his report. Jodway would like to table the report as Lynch isn’t present to go over it. Jodway would like a letter be sent to him to get more information on the logs he is keeping and what he is doing in the town. Jodway said the report provides no answers on anything. The board needs the information before they can release a mileage check.

RESOLUTION # 67

LETTER TO CODE OFFICER

On a motion made by Councilwoman Jodway, seconded by Supervisor Welden, the following resolution was

**ADOPTED Ayes 5
Nays 0**

Welden, Stock, Lasher, Jodway, Cook

Resolved that the town clerk send a letter to Lynch stating that the mileage check will not be released until the town board receives or gets to look at the mileage logs that they have requested in the past.

ASSESSOR REPORT

Welden reported that the bill from the county for the quarter is in and wants it to be paid and has included a warrant in this months abstracts.

DOG CONTROL OFFICER

Welden went over the dog report that Hysack left.

TOWN CLERK

Supervisor Welden accepted the monthly report submitted from Clerk Herringshaw for the month of June 2010.

CEMETERY BOARD

Mosher wasn’t present to go over his report.

PLANNING BOARD REPORT

TOWN JUSTICE

Welden asked if there were any questions about the report submitted (both May and June are included). Jodway asked if the board wanted to do anything about the vacant second justice position. Lasher suggested talking to Murphy about the town’s options in using another municipality’s justice if ours is out for an extended period of time. Welden will send him an email.

HIGHWAY SUPERINTENDENT’S REPORT

LaPorta asked if there were any questions about his report. Jodway said the signs look good that the crew put up. Jodway asked if the men have started doing the work from the signed road agreements. LaPorta said they had not and he is thinking it will be the last week of July before they start. Lasher said if LaPorta didn't think they were ready to oil and stone Cronkhite then they could put it off. Jodway reported that a couple weeks ago she saw a black truck pull out of the quarry with the small stones. Jodway suggested putting a sign up so that people can't just go in and take them, the tax payers are paying for the stones. LaPorta said he would see about putting a gate up. Lasher suggested dumping a pile of gravel in the front so that no one can pass through. LaPorta said he would do something. LaPorta said they need 4 tires on D5 and he will get a quote for the board. LaPorta also said the sander for D6 quote is in and he will get that in to the board for review (he didn't have it at the meeting).

SUPERVISOR'S REPORT

RESOLUTION #68

SUPERVISOR'S MONTHLY REPORT

On a motion made by Councilman Lasher, seconded by Councilwoman Stock, the following resolution was

**ADOPTED Ayes 5
Nays 0**

Welden, Stock, Lasher, Jodway, Cook

Resolved to approve the June 2010 monthly report as submitted.

OLD BUSINESS

15g. Jodway said she knows a few residents that are interested in being on the fire district committee.

15h. Welden said he has only received 1 copy of the signed personnel policy form. LaPorta also said he only received 1. The board explained that whether it is signed or not they are working under it as of April 22, 2010. Lasher stated that they are employees and they are working under it as employees of this town.

15k. Fran and Mary Ann Aloisio asked to be placed on the agenda for an update on any progress on the culvert problem. There was a discussion between LaPorta, Aloisio's and the board. LaPorta said he would have to look into it further. Aloisio said it has been 150 days now and the board hasn't done anything about it he would really like a decision. LaPorta said he would go back up with the guys and take a look at it again, LaPorta said it probably wouldn't be until September, with the highway contracts and summer work that has to be done. Aloisio then asked the board for their opinions since they are the decision makers. The board asked LaPorta to keep them informed.

15m. John and Lorraine Dobrovolc as well as Patti Perkins requested to be place on the agenda to see about a quiet hour/noise ordinance. The Dobrovolc's were present for a discussion (Perkin's wasn't present). Welden handed out some information that Jodway collected from the association of town's (being sure that it is townships only – not villages and cities). Welden said he would wonder about enforcement if there was an ordinance in place. Dobrovolc's reported that they spoke with the state police and an attorney and they both said the town has to adopt a noise first. The board will have to look into an ordinance before they could do anything at all.

Welden said they would have to do a survey to see if the residents are in support of something like this.

NEW BUSINESS

16a. Welden discussed the question regarding the weight limit on Cronkhite Road.

At 9:40 p.m. Supervisor Welden opened the floor to public comment.

Resident Marilyn Servidone wants to know about the addition put on the cell tower and the pesticide used on the roadway up on Fall Hill.

Resident Ralph Servidone wanted to know if the board could look into the frequency on the tower up there. Servidone now has cancer and would like to know if it is related since he lives 75 feet away.

9:53 Public Comment was closed.

RESOLUTION # 6

PAY ABSTRACTS FOR MONTH

On a motion made by Councilwoman Jodway, seconded by Councilwoman Stock, the following resolution was

**ADOPTED Ayes 5
Nays 0**

Welden, Stock, Lasher, Jodway, Cook

Be it hereby resolved that the town board members audit both the general and highway warrants and abstracts for the month and approve for payment #'s 0701 through 0726 (\$7807.48) for general warrants and #'s 0701 through 0713 (\$6015.23) for highway warrants.

On a motion made by Councilwoman Stock, seconded by Councilwoman Cook, the meeting was adjourned at 10:13 P.M. Carried unanimously.

Mary Lou Herringshaw, Town Clerk