

## **REGULAR MEETING, TOWN OF DANUBE, MAY 11, 2011**

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 11<sup>th</sup> day of May 2011.

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

<b>PRESENT:</b>	<b>Charles Welden</b>	<b>----</b>	<b>Supervisor</b>
	<b>Lee Ann Stock</b>	<b>----</b>	<b>Councilwoman</b>
	<b>James Lasher</b>	<b>----</b>	<b>Councilman</b>
	<b>Patricia Jodway</b>	<b>----</b>	<b>Councilwoman</b>
	<b>Alicia Cook</b>	<b>----</b>	<b>Councilwoman</b>
	<b>Mary Herringshaw</b>	<b>----</b>	<b>Clerk</b>
	<b>Corey LaPorta</b>	<b>----</b>	<b>Highway Superintendent</b>

**ABSENT:**

### **RESOLUTION # 60**

#### **APPROVAL OF AGENDA**

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

<b>ADOPTED Ayes 5</b>	<b>Welden, Stock, Lasher, Jodway, Cook</b>
<b>Nays 0</b>	

Resolved that the agenda for the meeting be approved.

7:01 pm. Supervisor Welden called the Public Hearing to Order and went over the Designated Date of Change for 'Grievance Day' for The Town of Danube.

7:05 pm. Supervisor Welden closed the public hearing and went back into regular session.

### **RESOLUTION # 61**

#### **APPROVAL OF MINUTES**

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

<b>ADOPTED Ayes 5</b>	<b>Welden, Stock, Lasher, Jodway, Cook</b>
<b>Nays 0</b>	

Resolved that the minutes from April 11th, 13th, and 26th 2011 be approved as submitted.

### **REPORT OF TOWN OFFICIALS**

#### **CODES REPORT**

Code official Frank Ceneviva wasn't present.

### **ASSESSOR REPORT**

Welden said the board needed to adopt Local Law #1.

## **RESOLUTION # 62**

### **APPROVAL OF LOCAL LAW #1 BAR DATE**

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 adopt Local Law #1 for the town, setting 'Grievance Day' as the 1<sup>st</sup> Tuesday after the 4<sup>th</sup> Tuesday in May.

### **DOG CONTROL OFFICER**

Larry Ortlieb wasn't present to answer questions about the report.

### **TOWN CLERK**

Supervisor Welden accepted the monthly report submitted from Clerk Herringshaw for the month of April 2011.

### **CEMETERY BOARD**

Mosher wasn't present but did leave a report to go over. Welden went over the request from Mosher asking for the highway department to take over mowing the brush at Ostrander Cemetery. Jodway asked how they made out at M and T bank with changing the account to one that didn't have fees. Welden reported that he went into the bank and they restored the original balance without fees.

### **PLANNING BOARD REPORT**

Welden said they still needed one more member.

### **TOWN JUSTICE**

Welden asked if there were any questions on the report submitted.

### **HIGHWAY SUPERINTENDENT'S REPORT**

LaPorta asked if there were any questions about the report he handed out. Jodway said she had a request from resident Fran Alosio on Finks Basin Road to pick up the dirt piles by his home. LaPorta said they would get to it when they could. LaPorta said they had to replace the backing and brake lines on the back hoe. Jodway asked how they made out with the Ford Truck. LaPorta said they had the diagnostic test and it needs an Injector Driver Module. It would cost over \$900 new but they could get a reconditioned one for \$275 plus a refundable \$125 for the core charge. Jodway asked what the fee was for the diagnostic test. LaPorta said it was \$67. Jodway then asked if they had to add the \$245 that they are paying Skinners this month to the total to fix the truck. Lasher asked Welden if this was the 4<sup>th</sup> time that they had injector problems with the truck. Welden said yes. Welden asked how the body work was coming along on the truck. LaPorta said good but they weren't working on it this week they were outside. LaPorta then asked the board for approval to close a section of West Fiery Hill. LaPorta said if it is approved then Welden or LaPorta could notify 911 and they would in turn take it off the GPS. All board members agreed that they would have to talk to the attorney and then hold a public hearing. Lasher said it would probably have to be abandoned. Welden said he would talk to Norman.

### **SUPERVISOR'S REPORT**

**RESOLUTION # 63**

**SUPERVISOR'S MONTHLY REPORT**

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

**ADOPTED Ayes 5  
Nays 0**

**Welden, Stock, Lasher, Jodway, Cook**

**Resolved to approve the April 2011 monthly report as submitted.**

**OLD BUSINESS**

**15h. Lasher reported that he talked to St. Johnsville Fire Department on Monday for a Fire District Study and they said they would get back to the board.**

**15i. Jodway would like to open it up to town residents and get their input on the meeting room. Jodway will work on it.**

**15j. Welden said there is no new information on Sprint Tower.**

**NEW BUSINESS**

**16a. Trash days for the spring dates will be May 13<sup>th</sup> and May 14<sup>th</sup>. Lasher asked why there was no reference in the notice about the restriction on the number of pickup truck loads each resident can drop off to 2. Lasher recalls it being in there in the past so that we can keep the costs down and hold another trash day in the fall. Lasher said that was the whole reason we started having them sign the book was to keep track of how many times they came.**

**16b. Welden reported that they had the first meeting to talk about proposals for the Highway Employees Union. The meeting on the 17<sup>th</sup> might not be a good date for Philip Sedlock, the union negotiator, but he didn't get back to Welden before the meeting today. Welden will let the board know as soon as he hears anything but the next available date wouldn't be until June.**

**CORRESPONDENCE**

**Welden mentioned receiving a letter from Time Warner Cable that he copied and handed out to the board. Welden also mentioned a thank you letter from Casadonte's and an offer to clean oil filter for \$17.**

**At 7:52 p.m. Supervisor Welden opened the floor to public comment.**

**Marilyn Servidone spoke first about the drainage problem by the sprint tower.**

**Luke Frasier then spoke wanting to know who and what was said about him when he left the last meeting.**

**Jodway then addressed a hand out that was given to the board last month by resident Blair Frasier that came from the State of MA not NY State. Jodway reported that she contacted the clerk in the town in MA where it came from.**

**Cheri Pellerin then gave Welden the NYS law requirements of the clerk to post and notify public of all meetings. Pellin also notified the board of the clerk's**

responsibilities in having the minutes available to the public 2 weeks after the board meetings.

Welden and Herringshaw did reply that the clerk does notify the paper every time there is a meeting and that the law states that you notify the public as soon as practicable. Herringshaw also stated that the minutes are always available within the time limit allotted by the state.

Blair Frasier then reported what he thought the duties of the town clerk are in regards to keeping/recording the minutes of the board meeting. Frasier also wanted to know who allocated authority to take parts from the town garage.

Richard VanSlyke then asked if the highway department is over budget and why the board makes LaPorta ask to spend money in the highway account.

Mike Weiner then handed out information on road abandonment vs. closed roads.

Public Comment was closed at 8:17.

Welden then asked LaPorta if he received a letter from Jay Ewanyk from Herkimer County about shared services.

#### **RESOLUTION # 64**

#### **PAY ABSTRACTS FOR MONTH**

On a motion made by Councilwoman Stock, seconded by Councilwoman Jodway, 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 0501 through 0516 (\$4677.38) for general warrants and #'s 0501 through 0513 (\$4726.83) for highway warrants.

On a motion made by Councilman Lasher, seconded by Councilwoman Cook, the meeting was adjourned at 8:45 P.M. Carried unanimously.

---

Mary Herringshaw, Town Clerk