

Regular Town Board Meeting September 26, 2007

Supervisor Moore called the meeting to order at 7:30 PM.

Roll Call: Supervisor Moore, Councilwoman Robinson, Councilman Cook, Councilman Votra, Councilwoman Tremper (7:35 PM), Superintendent of Public Works Woods, CEO Rodenhouse, Highway Superintendent Remington, Town Clerk Maguire

Others Present: Elbridge E. Randall, David Irish, Marjorie Goldsmith, Gerard St. Amour, Jerry Davis, Orrin Martin, Edwin Francis, Daniel E. LaRock, Duane Leggue, Kermit Blanchard, Tim Taillon, Carl Boulds, Gary Crump, Robert Phillips, Cathy Barlow, Julia Bump, Ron Barlow, John Carr, Roger Linden

A motion was made by Councilwoman Robinson and seconded by Councilman Cook to approve the minutes of the regular meeting on August 22, 2007 as submitted by the Town Clerk.

All in favor.

Supervisor Moore asked Roger Linden to address the board and give his opinion on the wording on the proposed ATV Law. Mr. Linden spoke to the board and reviewed each item and his concerns. He explained what the next steps would be to move forward. He indicated he would do what ever the board wanted him to do in regard to this proposed law. There was discussion among the board and a few members of the local ATV Club. A motion was made by Councilman Cook and seconded by Councilwoman Robinson to direct Town Attorney Roger Linden to move forward with the development of the two local laws needed for the ATV trail.

All in favor.

Supervisor Moore and the board thanked Mr. Linden for his hard work and advice on this project.

CEO Report:

CEO Rodenhouse answered a few questions from the board on specific incidents with individuals that had taken place in the last month.

A motion was made by Councilman Votra and seconded by Councilman Cook to accept the CEO report as submitted and to be filed with the Town Clerk.

All in favor.

Business:

- a) Supervisor Moore advised the board of meetings that will be held in the area on the subject of Sex Offender Management for local municipalities and how to handle this problem.
- b) A motion was made by Councilman Votra and seconded by Councilman Cook to adopt Resolution 06-2007 as follows:

**Resolution # 06-2007
Dated September 26, 2007**

Resolved that this Town Board of the Town of Parishville, County of St. Lawrence, and State of New York hereby adopts the following amended 1979 Dog Ordinance, changing the local fees charged:

Dog Ordinance

1. Definition of terms
2. Restraint of dogs
3. Dogs as a public nuisance
4. Care of dogs
5. Harboring of dogs
6. Additional Fees
7. Penalty
8. Application of Article
9. Effective Date

1) Definition of terms

Dog .Except when the context otherwise indicates, includes a female dog.

Owner- Includes any person or persons, firm, association, corporation, or society owning, harboring or keeping a dog.

Dog Warden- Shall mean a person appointed by the Town Board to assist in the enforcement of this Article or any member of the Police Department.

2) Restraint of Dogs

a) No dog shall be allowed in Parishville Park unless restrained on a leash not to exceed six (6) feet in length.

b) Dogs are prohibited in any grocery or other store where perishable goods are sold.

3) Dogs as a Public Nuisance

a) An owner of a dog or dogs shall not permit such dog or dogs to become a public nuisance.

b) A dog shall be considered a public nuisance if it shall;

1) Consistently or persistently barks or howls.

2) Causes personal injury

3) Causes damage to personal property.

4) Transports trash or creates impairment of lawns, hedges, flower beds and gardens on property other than the owner or anyone having the dog in custody.

5) A dog that consistently barks or chases pedestrians (while not restrained) using the sidewalks while the dog is on the property of owner or harbinger.

6) Any dog may not be restrained closer than then (10) feet of sidewalk.

4) Care of Dogs

It shall be unlawful for any owner of a dog or dogs to fail to provide such dog or dogs with adequate food, water and shelter at all times.

5) Harboring of Dogs

Any person, firm, society or corporation, shall at all times keep the area wherein the dogs are kept, possessed or harbored, in a neat, clean sanitary condition and in accordance with the regulations of the Board of Health and Public Health Laws of the State of New York, and such area shall be open to inspection by the proper Town and Health officials at all reasonable times.

6) Additional Fees

In addition to the fees imposed by Article Seven (7) of the New York State Agricultural & Markets Law, an additional local fee of \$2.50 is established for the licensing of dogs to be paid and collected at the time of licensing.

7) Penalty

Any person, firm, society or corporation violating any of the provisions of this ordinance shall upon conviction be subject to a fine not exceeding twenty-five dollars (\$25.00) for each violation and such violation shall constitute disorderly conduct.

8) Application of Article

- a) This article shall not apply to a dog owned by a nonresident, while passing through the Town of Parishville, nor to dogs brought into the Town of Parishville for a period not exceeding fifteen (15) days, if entered in any exhibition at any dog show therein, and confined and in immediate charge of the exhibitor or a dog commonly known as a seeing-eye dog while guiding its master.
- b) This article shall not apply to dogs actually confined to the premises of incorporated societies devoted to the care or hospital treatment of lost, strayed, or homeless animals, or confined to the premises of public or private hospitals devoted to the treatment of sick animals.

9) Effective date-January 01, 2008

- Supervisor Moore- Aye
- Councilwoman Robinson- Aye
- Councilwoman Tremper- Aye
- Councilman Cook- Aye
- Councilman Votra- Aye

Resolution adopted

- c) Tentative Budget Meeting set for Wednesday October 03, 2007 at 6:00 PM.
- d) A motion was made by Councilman Cook and seconded by Councilwoman Robinson to approve the transfers as follows:

GENERAL FUND TRANSFERS

FROM: **CONTINGENT ACCOUNT** - 1990.4A - \$200.00
TO: **CONTROL OF DOGS CONTRACTUAL** - 3510.4A - \$200.00

FROM: **CONTINGENT ACCOUNT** - 1990.4A - \$80.23
TO: **TAX & ASSESSMENT ON PROPERTY** - 1950.4A - \$80.23

FROM: **CONTINGENT ACCOUNT** - 1990.4A - \$3,500.00
TO: **TOWN CLERK CONTRACTUAL** - 1410.4A - \$3,500.00

FROM: **CONTINGENT ACCOUNT** - 1990.4A - \$220.54
TO: **PLANNING CONTRACTUAL** – 8020.4A - \$220.54

FROM: **CONTINGENT ACCOUNT** - 1990.4A - \$121.85
TO: **CEMETERIES CONTRACTUAL** - 8810.4A - \$121.85

FROM: **PARK REPAIR RESERVE** – 0870.0A - \$4,875.72
TO: **RECREATION EQUIPMENT** – 7020.2A - \$4,875.72

WATER FUND TRANSFERS

FROM: **TRANS/DISTRIBUTION PERSONAL SERV** – 8340.1SW - \$85.00
TO: **WATER ADMIN PERSONAL SERV** – 8310.1SW - \$85.00

All in favor.

e) John Carr addressed the board about the Shared Services Program that may be used to offset the cost of the town barn project. He presented a draft of a letter to be sent to the Parishville-Hopkinton Central School to see if there was interest in working together with the town on this grant. There was more discussion about the cost of the town barn and possible other ways to save money. He said he will have the final proposition ready for review in time for the tentative budget meeting on October 3, 2007.

Water District Report:

Superintendent of Public Works Woods reported that there were quite a few small repairs done this month and there was a small leak near the gorge. There have been a lot of water samples that needed to be done this past month.

A motion was made by Councilman Votra and seconded by Councilman Cook to accept the Water District report as given by Superintendent of Public Works Woods.

All in favor.

Recreation Report:

Superintendent of Public Works Woods reported that he has been working on getting the equipment serviced and repaired. The septic tank has been pumped and the main line has been snaked and seems to be working fine now. He said it has been recommended to have the tank pumped every year. Mr. Woods also has been resurfacing the decks on the beach side of the building and would like to put some more crusher run around the pavilion. There was discussion among the board members about the creation of some type of program for the older kids. Councilwoman Tremper said that she would look into this subject for the next meeting.

A motion was made by Councilman Votra and seconded by Councilman Cook to accept the Recreation report as given by Superintendent of Public Works Woods.

All in favor.

Privilege of the Floor:

There was discussion about the minutes and what had been said during the last meeting. There was also discussion about the ATV law and the language that could be used to prevent possible problems. There was more discussion on the Shared Serviced Grant that may be applied for.

Highway Report:

Highway Superintendent Remington reported that Rosenbarker Drive is completed. The new Bobcat that was purchased has been delivered. They have been doing mowing and shoulder work on the Old Parishville Road. Councilman Cook asked Highway Superintendent Remington to contact the County Highway Department about the poor condition of the shoulder on County Route 47.

A motion was made by Councilman Votra and seconded by Councilman Cook to accept the Highway report as given by Highway Superintendent Remington.

All in favor.

Bills:

A motion was made by Council and seconded by Council to accept the bills as follows:

- 1. General Account Bills - \$19,930.96
- 2. Highway Account Bills - \$74,165.68
- 3. Water District No. 1 Bills - \$600.55
- 4. Payrolls:
 - General:** 08/24/07 (\$14,142.50), 08/31/07 (\$1,613.14), 09/07/07 (\$2,316.85), 09/14/07 (\$8,869.97), 09/21/07 (\$1,600.98)
 - Highway:** 08/24/07 (\$8,237.64), 08/31/07 (\$7,393.94), 09/07/07 (\$7,363.26), 09/14/07 (\$7,363.26), 09/21/07 (\$7,363.26)
 - Water:** 08/31/07 (\$1,476.83), 09/07/07 (\$760.96), 09/14/07 (\$760.96), 09/21/07 (\$1,476.83)

All in favor.

Anything else anyone wishes to discuss:

Councilman Cook noted that the bridge on State Highway 72 in the hamlet still hasn't been painted and the area around the bridge needs to be mowed. He said he will contact Brookfield Power about mowing this area and New York State about painting the bridge.

There was discussion on the wind farms in the surrounding area.

Councilman Votra expressed interest in resuming committee meetings for the town barn project. Supervisor Moore and John Carr both agreed that this would be a good idea. Councilwoman Tremper agreed and volunteered to help in any way.

A motion was made by Councilwoman Robinson and seconded by Councilman Votra to adjourn the meeting at 9:06 PM.

All in favor.

Meeting Dates:

Next Audit Date October 23, 2007 Auditors: Councilwoman Tremper, Councilman Cook

Next Meeting Date: October 24, 2007

Connie Maguire
Town Clerk