

Regular Town Board Meeting

August 11, 2011

Present: Supervisor Urban Hirschey, Councilman Mickey Orvis, Councilman Marty Mason, Councilman Brooks Bragdon, Councilman Don Mason, Highway Superintendent Dan Hubbard, Dave Croft and approximately 100 residents.

The meeting was called to order at 6:00pm with the pledge of allience.

Privilege of the floor

Hester Chase - Hester explained that she was a member of an organization called COAX. This organization was formed to help regain municipal home rule. She said she would like the Board to review the COAX information and consider passing a resolution that will let Albany know that we support home rule. She said that she would write the resolution and mail to each Board members so they could act on it at the Sept. meeting.

Karen Stumpf - Karen talked about a mailer that the residents in the town of Lyme received and that she thought it was full of lies. She review some of the issues on the mailer and talked how she disagreed with it. She said that she thinks the information on the form is coming from Michael McCann and told everyone to visit his webb site.

Harold Wiley - Harold said that he thought the recent push to get new voters in the town of Cape Vincent was unethical and represents voter fraud. He said that he only knew about 10 of the names that appear on the new voter list. He said that he still thinks windmills are coming and he wants everyone to get together and settle the issue so the State won't take over. He presented the Board a petition with 200 signatures calling for the Board to take action on the issue of the illegal voting methods.

Harry Landers - Harry said that he only had three questions for the Board. Can he have an update on the missing town funds; Has Attorney Gebo been contacted to see if the conflicted Board members can vote on the new Planning Board members and can he have a list of names of the people who have submitted resumes for the Planning Board.

Donna Essegian - Donna told the Board that she is concerned about the PILOT that comes from any wind project. She discussed Mr. Conboys explanation of how the PILOT is split. She is concerned about how much would come to the Town. She asked the Town leaders to devote time to how a PILOT is split and to focus on understanding the PILOT.

The July 14 minutes were approved with the following correction, correcting the spelling of Kennedy and to note that Brooks Bragdon wanted the correction to the June 9 meeting with regard to whom Peter Gross is replacing. Motion by Mickey Orvis, seconded by Marty Mason.
Financial Report

Brooks reported that in the last month a sales tax payment was received and distributed into two accounts, the General Fund and the Highway Account. He reported on the balances in the various escrow accounts and the CD.

Michael Docteur reported that he feels that there is a lot we can be proud of in the North Country. He said that he had his first meeting with the Ft. Drum committee that he is on. He gave an overview of the committee, its meeting and what they have planned to do. He talked about a program that they are involved with that will help to consolidate hospital services. Michael talked about the housing development to help support the military community. Some soldiers have returned home and they are expecting more within the next few weeks. Michael also spoke about the recent agenda for the Board of Legislatures. He said that they will pass a resolution that says they want to voice their concerns over New York States interruption of our local laws with Article X.

Planning Board

Brooks Bragdon reported on the previous nights Planning Board meeting. He said that the Board created an agenda, it was followed and allowed everyone to know what was going on. The Angel

Rock expansion project was approved and he said that a lot of work had been done on this. A subdivision for Mildred Docteur and a public hearing for subdivisions for Edward Schmeer and Paul Mason was left open until September. He talked about a project for Martins Marina involving a lot line shift. Brooks reported that the Planning Board did have privilege of the floor.

Water Dept/Rec Park

Dave Croft said there has been numerous meetings and events at the Recreation Park building. He said that there was a great turn out for the Tibbetts Point Run. The concession stand did very well for the Putnam baseball tournament, but not so well with the girls fastpitch tournament. The youth commissions soccer program is winding down and the arts and crafts program is starting. Dave said that the new garage door is in for the new building.

Dave reported that there has not been any major problems with the water department or its maintenance. They have six new water hook ups. He said that the generator was looked at, and they replaced the voltage regulator and switch. He is getting quotes on replacing the generator versus a rebuild. Dave said that the only bad news he had to report is that they have had calls for water shut offs already.

Highway

Dan Hubbard handed in his inventory sheet for the Board to sign. He reported on the County Rt. 6 project and that the County wants him to place three drains on County Rt. 9. Dan said that the Town did a blacktop shared service with Clayton and Lyme. He told the Board that the shared services agreement has been updated and it needs to be voted on by the Superintendents. He asked the Board for a resolution on this and Attorney Gebo has said a revised resolution will be coming. The agreement needs to be signed by the Town Supervisors, too.

Supervisors Report

Urban Hirschey talked to the Board about a presentation that was made in the past from Tara House regarding passing an ordinance for a smoke free environment. He said that he also has a request from Debra Macsherry from the Clinic for the same ordinance. He said that the Board has discussed this at a work session and they agreed to proceed with this ordinance. He said that the Boston Law School is drafting this document and it is a free service. The Board should have it within the next couple of weeks and be able to pass it at the Sept. meeting.

Urban reported that he, Bob Brown and Richard Macsherry went to a planning board training session. He said that he wanted to attend to learn about the procedures especially after what has gone on in our community. He said that he also wanted to learn how to hire or qualify someone who would like to be on one of the Boards. He said that quite a few townships have an application and job description that they have potential applicants complete and he has worked up a job description and an application form to be used. He also talked about a resolution for a public hearing to amend the town law which will allow 2 alternate seats on the planning board.

Urban said that the CVLDC has submitted a report about what has been done with Wladis. They have created a video and did a few interviews.

A proposal was submitted to the Board regarding a change in the website.

Resolution #34

That the Town Board of the Town of Cape Vincent set the date of Sept. 8, 2011 at 6:45pm for a Public Hearing to amend the Local Law, #1 of 2011, with respect to two alternate positions being added to the Planning Board.

Motion to accept was made by Mickey Orvis, seconded by Brooks Bragdon. There was no discussion.

Don Mason said that he was glad that Harold Wiley spoke up and that he agrees with Harold's petition. Don said that he has drawn up a resolution to stop voter fraud. He said that the one thing that we do have in this country is the right to vote, and he wants it done right.

Resolution #35

as written and presented by Don Mason

WHEREAS: the Town Board of the Town of Cape Vincent has been presented with a petition signed by residents of Cape Vincent stating that it is their firm belief that unethical if not in fact

illegal voting methods were implemented which pre-determined the outcome of the local elections held in Cape Vincent, New York in 2009 and that these same methods are being utilized once again in order to manipulate the outcome of the upcoming November elections. They have subsequently requested that the Town Board of the Town of Cape Vincent, New York takes action to resolve this issue.

WHEREAS: The Town Board of the Town of Cape Vincent herein takes the following action to address and resolve this issue, NOW THEREFORE

BE IT RESOLVED: That before voting in person in a Town of Cape Vincent election, voters must first show a current New York State driver's license with a Cape Vincent address to prove residency.

An election official may waive the identification requirement if the election official knows the identity of the voter who is voting in person.

An absentee voter must submit a copy of their current New York State driver's license with a Cape Vincent address together with their absentee ballot to prove residency.

Moved by Don Mason, seconded by Marty Mason.

There was the following discussion. Supervisor Hirschey said that he feels it is up to the voter to decide where he or she wants to vote and you can only vote once, but it is up to you to decide where you want to vote. He feels that the resolution is illegal. He gave an example using his daughter, who is deployed and out of the country, and how it would prevent her from voting. Councilman Brooks Bragdon said that he respectfully disagrees with Mr. Wiley. That the residents have come here and invested a high amount of capitol have the right to express themselves on issues in Cape Vincent. He said that the law (resolution 35) frivolously over rules an existing law that is run competently by the current Board of Elections in Watertown and he does not think that the Board has even remotely the right to do it. He feels that this is redolent of self interest, redolent of wind, redolent of gaining money for oneself and he feels that some of his fellow Board members, who he cares for, should not be running for office, he feels that the attempt to pass the resolution is a frivolous attempt to by pass what is going on in Cape Vincent and he feels that the Board should not go along with the resolution and that it is garbage. Supervisor Hirschey asked the Board to think about the resolution before voting on it. He asked them if they would like to put it off until the September meeting so they could talk to Mr. Gebo about it. He said that he did not want for them to put themselves in jeopardy over something that is illegal. Councilman Marty Mason said that he was good with the resolution. Councilman Don Mason called for a roll call vote:

Councilman Mickey Orvis	AYE
Councilman Marty Mason	AYE
Supervisor Urban Hirschey	NO
Councilman Brooks Bragdon	NO
Councilman Donald Mason	AYE

Because there was too much noise in the room, Supervisor Hirschey called for the meeting to resume in the conference room.

Bills:General Fund #280-#311, \$17,441.07; Highway fund #150-#163, \$64,656.71; Water Dist. #1 #65-71, \$46,571.92; Water Dist. 2 #3, \$22,227.13; Water Dist. #3,# 5, \$2,706.11; Water Dist. #4, \$7403.16; Water Dist. 5 #4 \$3,284.40.

A work session was scheduled for Aug. 25 at 4:30pm.

Councilman Marty Mason said that he would not be at the September meeting because he would be out of town.

A motion to adjourn at 7:35pm was made by Marty Mason, seconded by Don Mason
