

July 21, 2022

Regular Town Board Meeting

Present: Supervisor Marty Mason, Councilman Wood, Councilman Wiley, Councilman Aubertine, Councilman Maloney, Keith Brass, Highway Superintendent Bill Pond, Marvin Votra, Dave Christiana, Philip Payne, Steve Docteur, Bill Kuellertz, Zeb Miller, Scott Wedel, Nina Buskell and 3 visitors.

Supervisor Mason opened the meeting at 6:30pm with the pledge of allegiance.

Privilege of the floor

Marvin Votra – Marvin told the board that they were there to resolve the issues with the holiday pay. He said that they had put 10 hours on their time cards for holiday pay, and they were paid for 8 hours. He said the 2 hours were taken away from their pay without being told about it. Marvin discussed that Bill Pond told them that Marty was looking for help paving on a Friday which would be their day off. He said that they were told they would get a day for a day and they did it, they helped Marty pave. Marvin said that when they got their paychecks they were docked 2 hours.

Marvin suggested that the board adopt the Juneteenth Holiday, and they would work it to make up the 2 hours they are docked for the 10-hour holiday pay. He said that if they board does this, they should give the Juneteenth holiday to all the town employees, not just the highway.

Marvin told Marty that he feels he has a conflict of interest because he wears one hat as the Superintendent of the Village and as the Superintendent he told them one thing, then when he comes to the town office he wears a different hat as the Town Supervisor and takes the pay away.

Marvin went on to say that even after all of this, what upsets the highway workers the most is Marty's comments that "none of the highway workers are worth what they are being paid".

Supervisor Mason told Marvin that what he said was if they worked the Friday, they could take the following Thursday off. Marvin agreed, but said that they were never told they would be paid for an 8-hour day when they normally work a 10-hour day. Supervisor Mason said that when they worked for him in the village they did not put in a 10-hour day. He said that some of them left with an hour to go.

Councilman Wood said that he feels there was not enough conversation about the exchange, and he felt that it should be 10 hours for 10 hours, and if they are done before the 10 hours they should do work in the garage until it was time to go home.

Marvin said that is what they want, to talk about it and settle it once and for all.

Bill Pond said that he told the men it would be a day for a day.

Dave Christiana said that he feels that Bill Pond is their boss and if he wants to send them home, he can.

Councilman Maloney explained that if they are sent home early, it is a lot of liability on the town. He said that if something happened they technically are still on the town's time and the town would be liable and it could come back on the town. He said he agrees there should be more communication.

Marvin said that in 14 years their time has never been an issue, except for the last 6 months. He said that when Bill came on as the Highway Superintendent he asked them to use time cards. He said that the previous Superintendent used a spreadsheet.

Councilman Aubertine said that the last 6 months 2 people started auditing the time cards. He said that it is the same as auditing the vouchers, 2 board members audit them each month.

Marvin said that he understands that, but wants to know why every two weeks there has been an issue with their pay. He said that they just want to settle this, as they were paid 10 hours for the Memorial Day holiday, and then the next holiday they were paid for 8 hours. He said that they would like an explanation as to why this is happening.

Councilman Aubertine said that there has never been a standard operating procedure, and they need one.

Councilman Maloney said that consistency is needed.

Bill Pond told the board that in the winter, when it is bad weather, he sends Nina home. He asked if she would have to make up that time, because as her boss he made the decision to send her home for safety reasons, not just for her, but for people who might come to the transfer site.

The board said they felt in this case she would not have to make up that time.

Nina Buskell told the board that in previous years she would only work a half day on Christmas Eve and New Years Eve if it fell on a day that she was open. She was given the whole day's pay. Now she works the entire day. She also explained that her holidays are different because if the holiday falls on a day that she is off, she does not receive holiday pay.

Dave Christiana said that Bill is their boss, he said that they should talk with Bill and then Bill talks with the board. The board agreed to this.

Marvin said that he wanted it known that the men were not happy about Marty's comment about not being paid what they are worth.

Councilman Wiley said that they are all adults and should be respectful. He said that he agrees it should not have been said; it was in the heat of the moment.

Philip Payne said that they all want to know is the holiday pay 8 hours or 10 hours as they have been paid both.

Councilman Maloney said he wants them to know that they are committed to working on this situation.

Philip Payne said that they put in 2 hours of overtime when they work for the County. Dave Christiana said that they work through their lunch, can't they use that time to make up for the two hours instead of having it taken away from them.

Councilman Wood said he thinks the two hours should be given back to them.

Marvin said he feels that if they work the Juneteenth holiday it would cover the 8 hours of holiday pay over the summer.

Keith Brass said that he and John Lawrence have to work every holiday, that they don't get it off, and they are not paid extra for it.

Supervisor Mason said that they will work on this.

The board members thanked the highway crew for coming in and talking with them about their concerns.

Councilman Wiley made a motion to accept the minutes of June 16,2022, seconded by Councilman Aubertine. All members voted AYE.

Councilman Maloney made a motion to accept the Supervisor's Financial Report, seconded by Councilman Aubertine. All members voted AYE.

Bills: General Fund \$38,006.38; Highway, \$40,496.30; Capital Project, H1 \$215,000.00; H \$2,299.80; H4 \$4,753.50; SW #1, \$41,011.36; SW3, \$858.37; SW4, \$2,400.27; SW5, \$2,190.76; SW6, \$840.63.

Councilman Wiley made a motion to approve the payment of the vouchers, seconded by Councilman Wood. All members voted AYE.

Reports:

Highway – Bill Pond reported that they have been helping the County with paving projects, and they have stopped work on the Tibbetts Point Road project because of the increase in visitor traffic. He said they will resume after Labor Day. The board commented on how nice the shoreline looks.

Bill said that RMS is struggling to find material to crush. He said that they told him they won't be back because the pit is empty. Bill said that he would like to speak with Bach and Company about taking the pit over; he said that he would like to discuss this with the board at another meeting. Bill said that truck 56 is down again and he is not sure of the cost or how long it will take.

Bill told the board that he needs to have a new roller. He said that it is a 1988 and the parts for the one they are using are obsolete. He said that Tracey Equipment has a 2019 for \$8,500.00. He would like to discuss this with the Machinery Committee as he will need this piece of equipment on the County Rte 4 project.

Bill talked about declaring the 2007 Ram surplus equipment and said there is a resolution for this to be considered tonight.

He said that he spoke with the State regarding the speed limit change on 12E coming into the village and he was told that the homeowners have to petition for this to be done. Bill also spoke about the Personnel Policy, stating that Nina would like a correction because it now says she is in charge of hiring and training, and because it is back in the hands of the Highway Superintendent, it should state that he does this.

Councilman Aubertine said that budget season will be upon them in no time and he would like to meet with Bill and Keith next week to go over equipment they may want to purchase.

Recreation Park – Keith Brass said that they have had the usual meetings, clubs, sewing group, and the summer youth program. He said that the pickleball court is now painted and he has measured the basketball court to paint but he didn't have enough paint.

Water- Keith told the board that they have done a few new waters installs and found few leaks that needed to be fixed.

Keith told the board that Rick Hathaway has done a subdivision and wants to have water installed to the newly created parcels. He said that the town will need two easements, one from Mr. Hathaway and one from Marty Mason. He said that Mr. Hathaway will also need one from Marty Mason. Keith said that he has discussed this and the costs associated with the new installs with Mr. Hathaway.

Keith also told the board that the charges for installs needs to be adjusted because the costs for the materials used has increased quite a bit. He said now the town is losing money. He asked the board to discuss this as the fees need to be updated.

Keith said that his new pick up truck is in, and Scott is using his old truck. He said that he would like to agree on a price for the old truck, so he could sell it to the highway.

Supervisor's report

Supervisor Mason said that Perch River farms owns land on the Huff Road and he has 4 curb stops and they have been charged for 4 EDU's this whole time. Supervisor Mason said the amount he has paid the water district is \$11,607.00, and he would like to be reimbursed.

The board discussed this and talked about what has been done in the past.

Councilman Wood said that he would refund the money to him. Supervisor Mason said that he would like to give him half.

Councilman Wiley suggested that the Supervisor discuss with him paying him half and giving a few years without payment.

Councilman Aubertine said he would like an agreement where the town would meet him in the middle. The board agreed to have the Supervisor offer him \$6,000.00 and 3 years of not making a water/debt payment.

Councilman Wiley said that he spoke with Mike Couglar from the Tibbetts Point Lighthouse Historical Society, who would like to mow on the other side of the fence at Tibbetts Point. Councilman Wiley said that he told him no, and invited him to come to the meeting to talk with the board. He said that they also discussed the bills for the repairs Churchill Contracting is doing on the lighthouse, as the Historical Society said they would pay part of the repairs and the town has sent copies of paid bills. Councilman Wiley said that Mr. Couglar told him that at their last meeting, they decided they did not want to reimburse the town for past bills, but will help pay the bills going forward. Councilman Wiley said that they talked about this and Mr. Couglar agreed to pay the bills without reimbursement. Councilman Wiley said that the Historical Society will pay Churchill Contractors directly, and not reimburse the town. Councilman Wiley said that the final paperwork for the LDC is ready to be signed. He also reported that the new owner of the villa on Carleton Island would like to attend one of their meetings.

Councilman Aubertine said that he would like Scott Burto to submit receipts for reimbursement from Edgewater.

New Business

The Supervisor said that they have applications for outside water users in water district 4.

Councilman Wood made a motion to authorize the Supervisor to sign the applications, seconded by Councilman Aubertine.

Vote was taken, Supervisor Mason AYE, Councilmen Maloney, Wood, Aubertine AYE, Councilman Wiley abstain.

The board discussed the easements for the Rick Hathaway subdivision water installs and told Keith Brass to have the town's Attorney draw them up.

The Board discussed the letter received from Mike Nebbia requesting a contribution from the town as part of the procurement process with the Lake Ontario Business Resiliency Program. The board discussed this and that it has been the town's past practice not to contribute, as there are no funds in the budget for this.

Councilman Wiley made a motion not to give the contribution to Stony Point Marina as part of their procurement grant process as this has been the town's past practice, seconded by Councilman Aubertine. All members voted AYE.

The board asked Michelle to send him a letter.

Town Clerk Michelle Bouchard told the board that she has appointed Jennifer Baxter as her new Deputy Town Clerk.

Resolutions

Resolution #41

Resolution #41 was moved by Councilman Wiley, seconded by Councilman Wood. Resolution #41 is to increase the mileage reimbursement from \$0.50 to the State standard rate of \$0.58.

There was no discussion. All members voted AYE.

Resolution #42

Resolution #42 was moved by Councilman Aubertine, seconded by Councilman Maloney. Resolution #42 is to declare the 2007 Dodge 1500 4-wheel drive pickup truck surplus equipment and directs the highway Superintendent to dispose of it as he sees fit.

There was no discussion. All member voted AYE.

Resolution #43

Resolution #43 is to appoint Dave Miller as the temporary relief help at the transfer station with a pay of \$17.50 pe hour and that he is to start as soon as possible.

There was no discussion. All members voted AYE.

Resolution #44

Resolution #44 was moved by Councilman Wiley, seconded by Councilman Wood. Resolution #44 is the approval of a grant application for the covering of the ice rink and to authorize the Supervisor to file an application for funds from the NYS Office of Parks and Recreation in the amount not to exceed \$500,000.00 and upon approval of said request to enter into and execute a grant agreement with the State for financial assistance to the Town.

There was the following discussion. Councilman Wiley said that he would like to request an update on materials from Mike Aubertine.

All members voted AYE.

Resolution #45

Resolution #45 was moved by Councilman Aubertine, seconded by Councilman Wood. Resolution #45 is to authorize the Supervisor to move \$5,000.00 from the General Fund Fund Balance A599 to WD #7 for a budget amendment.

There was no discussion. All members voted AYE.

Councilman Aubertine made a motion to adjourn at 8:08pm.

Michelle Bouchard, RMC – Town Clerk