

May 19, 2022

Regular Town Board Meeting

Present: Supervisor Marty Mason, Councilman Dan Wiley, Councilman Paul Aubertine, Councilman Tim Maloney, Keith Brass, Highway Superintendent Bill Pond and approximately 5 visitors.

Absent: Councilman Alan Wood, excused

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

Privilege of the floor – no one wished to speak.

Councilman Wiley made a motion to accept the minutes of the April 21, 2022 meeting, seconded by Councilman Aubertine. All members present voted AYE.

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

Bills: General Fund, \$51,598.38; WD #1 \$28,045.53; WD #2, \$1938.79; WD #3, \$1,536.85; WD #4, \$43,476.65; WD #5, \$1,622.70; WD #6, \$903.82, Highway Fund, \$14,841.09.

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

#### Reports

Matt Cooper – Matt spoke to the board about the sewer district study. He said that the interest surveys have been mailed out. He said that they are looking into funding through the Water Quality Improvements Project (WQIP). Matt told the board that they will collect the data from the surveys, and if there is enough interest, he will start the application process with WQIP.

Matt Cooper – Matt reviewed with the board the \$2,300,000.00 grant award the town received from the WIAA grant, stating that they are \$700,000.00 short of the goal. He said that he has contacted the Rural Development to find out if a mistake had been made as the town of Cape Vincent is the only one who was not awarded the full amount asked for. Matt told the board they will be looking into this. Matt also told the board that he has an amendment to the engineering services for water district #7. Councilman Aubertine asked Matt how Rural Development came up with the income limit. Matt said that they look at how much debt the district can afford without going over an income limit. He said that the income limit is \$750.00 for the water district 7 project.

Matt and the board discussed the funding, and the conversations with Rural Development. They are hoping that the town will be awarded the remaining \$700,000.00.

Supervisor Mason asked if the fly over happened in the district yet. Matt said that he reviewed the cost against how critical it is to the project and decided not spend the money on it.

The board also reviewed the high lift pump replacement. The board will review the town's procurement policy as they may have to send the project out for bids.

Matt asked Supervisor Mason if he had a copy of the amendment agreement. Supervisor Mason said he does have it but wants to have the town's attorney review it before it is signed.

Councilman Aubertine made a motion to have Jim Burrows, the town's attorney review the amendment agreement #4, with Barton and Loguidice for water district #7, seconded by Councilman Wiley. All members present voted AYE.

Highway – Bill Pond said that he had received 4 quotes for the replacement of one of the overhead garage doors. He said that he has contacted Raynor Overhead doors, whose quote was \$12,600.00, and they will replace the door in the middle of June.

Bill said that they have graded all the dirt roads, cleaned the ditches and cleaned the bridges. He told the board that they have started the shoreline project on County Rt 6, Tibbetts Point. He said that he is turning in work slips weekly to the County and to date has billed out \$40,000.00 for the project.

Bill reported that they will repair County Rte 4 when the Tibbetts Point shoreline is repaired.

He told the board that he had replaced a hot water heater in the Tibbetts Point Lighthouse visitors center. He said that the crew has also done cold patching, and the mowing is being done.

Bill said that he has contacted RMS Gravel for crushing in the pit and he is waiting for a quote. He also told the board that the crew will be attending mandatory MSHA training.

Bill spoke to the board about the transfer site. He said that Nina Buskell, the operator is out with a knee injury. He said that he has Zeb Miller replacing her at this time, but he would like to free up Zeb so that he could help with the job on County Rt 6. He said that he is open for suggestions and that it may be awhile before Nina returns to work.

Bill said that finding someone to help at the transfer site will not be easy as that person would have to operate a backhoe and would have to be someone you could trust with the money.

Councilman Wiley said that he was approached by Rick and Marie Schuler, who live on Rock Beach Road. He said that they want to know what the steps are to have the town take over Rock Beach Road. Bill said that it would cost the town a lot of money to fix that road; a lot needs to be done before the town can take it over. He said that easements would need to be signed and 100% of the people on the road would have to agree to this.

Keith Brass told the board that this has been discussed in the past and not everyone who lives on the road would agree to sign easements.

Councilman Maloney suggested that the town look into the legal obligations in taking the road over first, before there are any commitments.

Councilman Wiley said that he will let the Schuler's know the town is looking into it.

Recreation Park – Keith Brass said that they have had the building sprayed for pests and bees. There have been meetings, clubs, and parties held in the building. He also said that he has removed the hockey nets as they are in bad shape.

Water – Keith said that they are still doing water turn ons. He said that the meter pit lids are in and the water quality report has been completed.

Youth Commission – Councilman Aubertine reported that they are extending the hours of the summer camp program because there will be summer school this year and they want to have it available for those kids.

TI School – Councilman Wiley said that the school budget passed with no increases and there are a couple of new school board members.

LDC – Councilman Wiley said that at their last meeting Christine Stark suggested that they add other members to the Club Street Steering Committee. He said that she suggested Nadira Chestnut.

Councilman Aubertine said that the board appointed Nadira to the LDC, and asked why the LDC doesn't appoint her to the steering committee. Councilman Wiley said he thought the town board does that, but asked if the board wants to add another member; he said that he does not feel that it is necessary. Councilman Aubertine agreed.

Councilman Wiley said that he received an email from Mike Couglar from the Tibbetts Point Lighthouse Historical Society. The board reviewed the email and addressed some of the concerns. In particular, Mike is asking for a town truck to be placed on the grounds for them to use when they have their clean up event. He is also asking for the door on the lighthouse to be replaced and a post for the dog doo station.

Bill Pond said that he will fix the door, as it is not bad enough to replace, he will find a post and they will have a truck there for them to use.

Supervisor Mason said that he signed the contract with Cale Churchill for the repairs to the lighthouse. He said that he spoke with Cale and Cale feels that he doesn't have to take out any of the bricks. He said that he inspected the buildings and he took pictures.

Supervisor Mason said that he would like to have a tour of the town roads and look over the areas that Bill Pond would like to fix. He said that he would also like to invite Jim Lawrence to come with them.

Ambulance – Councilman Maloney attended the ambulance meeting reporting that they have ordered a heart monitor, that they are waiting for a lap top computer, and that Chuck Vogt has resigned from the board. Councilman Maloney also said that they have put off their building plans for now.

#### New Business

Supervisor Mason said that he would like to discuss with the board boathouse removal on Club Street. He said that the village board discussed this at their last meeting and they are not interested in tying up East End park with the storage of the docks and debris. Supervisor Mason said that the boathouse removal is scheduled for the end of June and the village would like the town to push the date back to August. He said they are asking for this because it will save the village money because the contractor the town has hired to remove the boathouse, which is the same contractor that the village hired for the work on the town dock will be making one trip to do both jobs. He said that the new town dock will be coming in Aug. 24.

Councilman Aubertine said that he is not interested in opening up the contract with the contractor. He said that he is not confident that the boathouse removal project will be completed if the town changes

the contract. He also said that he does not want to take the risk, and he wants to have the job done as they have been waiting a long time.

Councilman Wiley said that he too does not want to delay the project, and he is not in favor of asking the contractor for an extension to the contract.

Supervisor Mason said that he feels if the boathouse comes down now, no one will know it.

Councilman Wiley said that the Department of State said the town should not open the contract for an extension.

Councilman Aubertine asked how the town will know the boathouse removal will get done if they push the date back to August because at that point it will be past the time set in the contract. 273 days.

Supervisor Mason asked Tim White, Club Street Project manager, if he would like to speak to the board.

Tim said that as the project manager, he does not like having multiple people being the point of contact with the contractor. He said that too many people calling the contractor is not a good idea. Tim asked the board who they want as the point of contact.

Councilman Aubertine said that in his opinion, it should be Tim White.

Tim White said that if the project is delayed to August, he is afraid he will lose the contractor. He said that he will not yell over the board to get the contractor back if the town decides to move the date back.

Councilman Wiley said that the LDC is settled into their new office and that Scott Burto will be working out of the office.

Councilman Aubertine said that the dispute between the Veith's, Ivey's and the Red Geranium has nothing to do with the town, and he does not want the town to pay for an invoice received from an Attorney regarding the dispute.

Michelle Bouchard, Town Clerk, told the board that there has been a request to use Tibbetts Point for a graduation party. The board agreed to allow the use of the grounds for the party. She also reviewed a request from David and Christine Stark to have the speed limit reduced on Rte 12E into the village from the east. The board discussed this stating the request has to be made to the State. Bill Pond said that if they are going to contact the State, he could give them contact names. The board also agreed to write a letter of support for the speed reduction to be submitted with their request.

## Resolutions

### Resolution #34

Resolution #34 was moved by Councilman Aubertine, seconded by Councilman Wiley. Resolution #34 is the determination that the Tibbetts Point Shoreline restoration project is in compliance with the provisions of the SEQRA and considered a Type II action.

There was no discussion.

Roll call vote was taken:

Supervisor Mason	AYE	Councilman Wiley	AYE	Councilman Aubertine	AYE
Councilman Maloney	AYE	Councilman Wood	Absent		

Resolution #35

Resolution #25 was moved by Councilman Wiley, seconded by Councilman Maloney. Resolution #35 is regarding Local Law #2 of 2022, the Not-For-Profit status of the Cape Vincent Local Development Corporation, and the determination that it is a Type C Corporation and is classified as an unlisted action under the SEQRA process, and that a public hearing date be set for June 10, 2022 at 9am in the Recreation Park building, 602 E Joseph St Cape Vincent.

There was no discussion.

Roll call vote was taken:

Supervisor Mason	AYE	Councilman Aubertine	AYE	Councilman Wiley	AYE
Councilman Maloney	AYE	Councilman Wood	Absent		

Resolution #36

Resolution #36 was moved by Councilman Wiley, seconded by Councilman Aubertine. Resolution #36 is regarding Local Law #1 of 2022, the final order of the adoption of the Cape Vincent Ambulance District.

There was no discussion.

Roll call vote was taken:

Supervisor Mason	AYE	Councilman Aubertine	AYE	Councilman Wood	Absent
Councilman Wiley	AYE	Councilman Maloney	AYE		

Councilman Aubertine made a motion to adjourn at 8:14pm.

---

Michelle Bouchard, RMC – Town Clerk