TOWN OF WATERTOWN
REGULAR MEETING
MUNICIPAL BUILDING
FEBRUARY 17, 2011

TOWN BOARD MEMBERS

JOEL R. BARTLETT, SUPERVISOR – STEPHEN L. RICH - COUNCILMAN, PAUL V. DESORMO, COUNCILMAN – DAVID D. PROSSER COUNCILMAN – EDWARD R. SMITH, COUNCILMAN

Supervisor Bartlett ordered the meeting to order at 7:00 PM, and called a roll of members present. All members were present for the meeting. Legal Counsel Joseph W. Russell was not present at the meeting.

MOTION # 19
Supervisor Bartlett moved to accept the minutes of the January 13, 2011 regular meeting as presented. Councilman Prosser seconded.

Ayes All

MOTION # 20
Supervisor Bartlett moved to change the date on the resolutions in possession of the council members from February 10, 2011 to February 17, 2011, due to the cancellation of the regularly scheduled meeting, which was postponed due to illness. Councilman seconded.

Ayes All

Supervisor Bartlett opened the floor for public comments. Since no one chose to speak, Supervisor Bartlett closed the open portion of the meeting.

Supervisor Bartlett acknowledged receipt of the town clerk's report and the Town of Watertown Ambulance report for the Month of January 2011.

RESOLUTIONS:

MOTION # 21
WHEREAS, Bernier, Carr & Associates, the Town Engineer has submitted a proposed fee for service contract to conduct a preliminary map plan and report to the Town Council pertaining to needed Water District No. 1 water main replacement on outer Coffeen Street, N.Y.S. Route 12F, and
WHEREAS, the cost for said map plan and report phase of this agreement is $5,200.00.
THEREFORE BE IT RESOLVED, the Supervisor is hereby authorized to execute said agreement on behalf of the Town Council acting as administrators of Water District No. 1 for the study and report phase of the proposed project.

Supervisor Bartlett moved the foregoing resolution and Councilman Rich seconded.

Ayes All

MOTION # 22
WHEREAS, Grantor is about to convey to Grantee the parcel of land described in Schedule A annexed hereto, on which Grantor has constructed a roadway and which Grantee will dedicate as a public highway to be known as Summit Drive Road, and
WHEREAS, minor items remain to be completed by the Grantor at its own expense with regard to the roadway construction as are listed on Schedule B punchlist annexed hereto and such items cannot all be completed until later in the Spring of 2011, and
WHEREAS, Grantee requires assurance that the Grantor will complete the items listed in Schedule B in a timely manner, or that Grantor will have the means to have the items completed, should Grantor fail or refuse to do so.

NOW, THEREFORE, in consideration of the premises, the parties hereby agree as follows:

1. Grantee will, at its own expense complete the construction items listed in Schedule B in a timely manner during Spring 2011.
2. (a) upon transfer of the parcel of land described in Schedule A by the Grantor to the grantee, the Grantor shall deposit with the Clerk of the Town of Watertown in escrow the sum of $10,000.00, which shall be utilized by the grantee toward payment of the cost of completing the construction items listed in Schedule B.
   (b) Amounts for each listed item shall be paid by the Grantee to the Grantor from the sum on deposit promptly upon presentation by the Grantor of invoices and proof that subcontractors and material men have or will be paid , and after inspection by Grantee of satisfactory work in place. Grantee shall not unreasonably deem work in place to be unsatisfactory.
   © In the event that Grantor should fail or refuse to satisfactorily complete any of the construction items listed in Schedule B, or to pay amounts justly due and owing subcontractors and material men, the Grantee may utilize the deposited sum to complete listed construction items or to make payments to subcontractors and material men on behalf of Grantor.
   (d) Upon completion of all the construction items listed in Schedule B, the Grantee shall promptly return to Grantor the remaining balance of the Deposit on account.
3. This Agreement and all extensions, modifications and amendments thereof shall Be governed by and construed in accordance with the lows of the State of New York.
4. This Agreement contains the entire understanding of the parties hereto. There no promises, agreements, terms, conditions, representations or statements other than contained herein. This Agreement shall bind the legal representative, successors and assigns of the respective parties, It may not be modified or changed orally, but only in writing signed by the parties.

The foregoing resolution was presented by Supervisor Bartlett and seconded by Councilman Rich.

Ayes All

MOTION # 23

WHEREAS, the National Affordable Housing Act of 1990 created new initiatives to produce and preserve affordable housing including the Home Investment Partnership Program, and

WHEREAS, the Home Investment Partnership Program will provide monies to states and local governments to fund affordable housing strategies, and

WHEREAS, Section 216(2) of the National Affordable Housing Act provides that a consortium of geographically contiguous units of local government may apply for funding under the Home Program, and

WHEREAS, The Town of Watertown has determined that it is desirable and in the public interest to cooperate with the County of Jefferson in order to participate in the North Country Home Consortium comprised of Jefferson, Lewis and St. Lawrence Counties in order to receive funding under the Home Program.

NOW THEREFORE, BE IT RESOLVED, that the Town of Watertown Council authorizes its Chief Elected Official to execute, on behalf of the Town of Watertown a cooperation Agreement with the County of Jefferson to undertake or assist in undertaking housing assistance activities for the Home Investment Partnerships Program.

The foregoing resolution was offered by Supervisor Bartlett and seconded by Councilman Desormo.

MOTION # 24

WHEREAS, the Town Highway Superintendent has certified that Public Works Employee Kevin Burch has successfully completed the 120 day probationary period of employment and has recommended to this Board the Mr. Burch be granted permanent full time employment status.

THEREFORE BE IT RESOLVED, Kevin Burch is hereby granted permanent full time employment status and henceforth is entitled to all benefits provided for all full time Town Employees as enumerated in the Town of Watertown employee benefit package.

Supervisor Bartlett offered the foregoing resolution and Councilman Smith seconded.

Ayes All

MOTION # 25

WHEREAS, the New York State Tug Hill Commission was created by the request of the citizens, local governments and private organizations of the Tug Hill Region through Article 37 of the New York State Executive Law, and

WHEREAS, it has been the mission of the Tug Hill Commission for the past 38 years to help citizens, local governments and private organizations shape the future of the Tug Hill region through technical assistance in community planning, economic development and natural resource management, and

WHEREAS, the Commission emphasizes cooperation and partnership to achieve meaningful outcomes that provide savings and efficiency without confrontation and regulation, and

WHEREAS, The Commission provides critical staffing to the Town of Watertown Town Board, Planning Board and Zoning Board of Appeals on a variety of local issues such as zoning amendments, subdivision law revisions, outdoor wood boiler local law and design guidelines at no cost to taxpayers in the Town, and

WHEREAS, the Commission staff has provide frequent, free of charge easily accessible and invaluable training to the Town Board, Planning Board, zoning Board of Appeals, Town Highway Superintendent and Town Clerk, through individual meetings, evening training sessions and the annual Local Government Conference, and

WHEREAS, the Commission's mission is well aligned with and has been consistently used in support of Governor Andrew Cuomo's emphasis on advancing "innovative approaches to managing state government," and

WHEREAS, in 2008, over 80% of the respondents in the Tug Hill Local Leaders survey indicated that the Tug Hill Commission programs were important or essential to the future of the Tug Hill region, and

WHEREAS, pursuant to Executive Order No. 4, Governor Andrew Cuomo has established the Spending and Government Efficiency (SAGE) Commission to review every agency of State government (including Commissions) for the elimination of its inefficient and outdated State government structure including the elimination or more efficient organization of duplicative, outdated, unnecessary and ineffective agencies and authorities, and

WHEREAS, in this time of property tax cap and little to no mandate relief, when local governments will already have to provide the same or more services with limited ability to increase revenues, the cost-effective services that the Tug Hill Commission provides the Town of Watertown will become even more essential, be it

RESOLVED, That the Watertown Town Board urges Governor Andrew Cuomo to restore the New York State Tug Hill Commission to the 2011-12 New York State Budget, subject to a 10% reduction of its 2010-11 appropriation as recommended for most all State agencies, so that it may undergo the deliberative and transparent review of the SAGE Commission wherein its future may be decided via due process review of all State Agencies, Commissions and task forces, and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to Governor Andrew Cuomo and New York State Senator's Griffo, Ritchie and Valesky, Assembly members Barclay, Blankenbush, Destito and Tenney , and Jefferson County Legislature Chair Fiszpatrick

A motion to adopt the foregoing resolution was offered by Supervisor Bartlett and seconded by Councilman Prosser.

Ayes All

MOTION # 26

Supervisor Bartlett offered a motion to pay the following abstracts as audited.

General Voucher	# 32	to	32	Total $ 8,025.76
Highway Voucher	# 19	to	19	Total $13,560.52
Spec. Dist. Voucher	# 8	to	8	Total $ 102.61
General Vouchers	# 33	to	57	Total $24,919.72

Highway Vouchers	#	20	to	35	Total $18,089.88
Spec. Dist. Voucher.	#	9	to	15	Total $40,680.22

Councilman Desormo seconded the motion.

Ayes All

OLD BUSINESS:

Councilman Prosser reported on his meeting with the City of Watertown concerning the Lettiere Tract water district.

Supervisor Bartlett informed the board that he had met with Mr. Lettiere and the appraiser for the water district. Mr. Lettiere will be meeting with the appraiser to supply him with the necessary information to complete the appraisal.

MOTION # 27

Councilman Prosser moved to adjourn the meeting at 7:14 PM. Councilman Desormo seconded.

Ayes All

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Catherine M. Rich, Town Clerk