

**Eaton Town Council Regular Board Meeting Minutes,
Tuesday, September 10th, 2024 at 6:00 pm**

Town of Eaton Office Building, 35 Cedar Street, Morrisville, New York, there were present:

Joseph Wicks, Supervisor
Jeff Golley, Councilmember
Dave Verne, Councilmember
Stephen Dickerson, Councilmember
Jean Hilts, - Absent
Dean Curtis, - Absent
Pam Locke, Deputy Town Clerk
Larry Phillips, - Absent
Amy Will, - Absent

Also present: Carol Borg, James Kallmerten, Jena Neidhardt, Kaaren Arrington, Jessie Murray, Caroline Wilson, Ken Masker, Douglas Westcott, Marion Saluja, Harminder Saluj

Call to order & Welcome: The Meeting opened at 6:03 pm with the Pledge of Allegiance.

PUBLIC COMMENT (5 min): Jean Neidhardt spoke regarding the noise she is experiencing in her home as well as to the end of North Street. Informed that she did not hear from the codes officer as of this date and time. NYSEG submitted a thorough report and found it not to be in their responsibility. Discussion of several solutions, a wall of dirt between neighbor & house/trees to block sound and possibly a physical wall instead of using a tarp. From all research, the new equipment/milking system is creating the noise. She has a list of agencies she has contacted to assist in resolving the problem. Question was raised as to whether she had talked to the farmer and she said not this past month due to conflict from previous conversations. She discussed her hearing loss has decreased according to an exam. The Town Supervisor has requested a copy of the doctor's report to be submitted to the Town of Eaton.
Ken Masker spoke stating he would like backing from the Town of Eaton regarding the zoning and short term rentals. He has been accused of doing this without the Town of Eaton approval.

REGULAR MONTHLY MEETING:

CODES OFFICER REPORT:

Town of Eaton Code Complaints, Order to Remedy for Each Month now on File with Town Clerk and will be available upon request.

Places of Assembly list is being updated routinely from list provided by Assessors Office, Our current files and from list provided by Planning and Zoning Secretary. Once this list is completed All places of Assembly, Business's and Multi Family Dwellings will be consolidated and updates to Fire/Building Safety Inspections monitored and reported.

**Codes Officer Report
08/01/2024 - 08/31/2024**

Type	Date	Comment	Name	Fee
Variance	8/02/2024	5303 Pugh Road	Chapman, Chad	175.00
Variance	08/26/2024	4063 Camp Rd 4	Hatlelid, John	175.00
Special Permit	08/02/2024	5303 Pugh Road	Chapman, Chad	175.00
Special Permit	08/16/2024	3190 Route 26 – Dom Animal	Bresloff, John	175.00
Special Permit	08-26/2024	3301 South St – Dom Animal	Maitland, Philip	175.00
Building Permit	08/08/2024	#23-24 5349 Paddleford	Bossard, Bret	350.25
Building Permit	08/08/2024	#41-24 5345 Paddleford	Monaghan, Larry	640.00
Building Permit	08/20/2024	#43-24 14x70 Home	Dorrance, Tina	535.00
Building Permit	08/23/2024	#45-24 Foundation Repair	Macaig, Stanley	205.70
Building Permit	08/26/2024	#47-24 12x16 Pavilion	Decker, Cynthia	138.80
Building Permit	08/26/2024	#48-24 Heat Pump System	Reale, Mat	110.00
Building Permit	08/26/2024	#44-24 2636 River Rd NH	Unger, David	900.00
Building Permit Ren	08/02/2024	#35-21 2439 Bradly Brook RD	Hughes Merwin	50.00
Building Permit Ren	08/02/2024	#36-21 Covered Porch	Hughes, Merwin	50.00
Demo Permit	08/14/2024	#42-24 5218 Westcott Rd	Sawyer, Maurice	110.00
Generator Permit	08/22/2024	#46-24 1019 Camp Rd	Kelly, Brian	110.00
Generator Permit	08/26/2024	#49-24 5429 Paddleford	Clark, Patricia	110.00
		Total		\$4,184.75

TOWN CLERKS REPORT:

- All Dogs are licensed accept the list provided in the Agenda Packet, notices where sent out in May, June, July and August. Appearance tickets to follow if not compliant in September. Phone calls and follow ups have been completed and noted.

TOWN CLERK'S MONTHLY REPORT

TOWN OF EATON, NEW YORK

AUGUST, 2024

TO THE SUPERVISOR:

Pursuant to Section 27, Subd 1 of the Town Law, I hereby make the following statement of all fees and moneys received by me in connection with my office during the month stated above, excepting only such fees and moneys the application and payment of which are otherwise provided for by Law:

A1255			
	<u>20</u>	DECALS	<u>257.88</u>
	<u>2</u>	MARRIAGE LICENSES NO. 24005 TO 24006	<u>35.00</u>
	<u>24</u>	LANDFILL TICKETS	<u>18.00</u>
	<u>3</u>	MARRIAGE CERTIFIED CPY	<u>30.00</u>
TOTAL TOWN CLERK FEES			340.88
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A1550			
	<u>1</u>	DOG REDEMPTION	<u>20.00</u>
TOTAL A1550			20.00
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A1603			
	<u>34</u>	DEATH CERTIFIED COPIES	<u>340.00</u>
	<u>4</u>	VITAL COPIES/GENEALOGY	<u>66.00</u>
TOTAL A1603			406.00
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A2544			
	<u>72</u>	DOG LICENSES	<u>692.50</u>
TOTAL A2544			692.50
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A2770			
	<u>5</u>	COPIES	<u>1.25</u>
TOTAL A2770			1.25
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B2110			
	<u>2</u>	VARIANCE	<u>350.00</u>
TOTAL B2110			350.00
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B2115			
	<u>3</u>	SPECIAL PERMIT	<u>525.00</u>
TOTAL B2115			525.00
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B2555			
	<u>7</u>	BUILDING PERMIT	<u>2,879.75</u>
	<u>2</u>	BUILDING PERMIT RENEWAL	<u>100.00</u>
	<u>1</u>	DEMOLITION PERMIT	<u>110.00</u>
	<u>2</u>	GENERATOR	<u>220.00</u>
TOTAL B2555			3,309.75
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TOWN CLERK'S MONTHLY REPORT

AUGUST, 2024

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DISBURSEMENTS

PAID TO SUPERVISOR FOR GENERAL FUND	1,460.63
PAID TO SUPERVISOR FOR PART TOWN FUND	4,184.75
PAID TO NYS DEC FOR DECALS	5,364.12
PAID TO NYS ANIMAL POPULATION CONTROL PROGRAM	94.00
PAID TO NYS HEALTH DEPT FOR MARRIAGE LICENSES	45.00
PAID TO DEPT OF SOLID WASTE & SANITATION FOR LANDFILL	462.00
TOTAL DISBURSEMENTS	11,610.50

Review minutes of August 13th, 2024 Regular Town Board Meeting

RESOLUTION 2024- 86 : Approval of Minutes – 08/13/2024

On a motion of Councilmember Verne, seconded by Councilmember Golley, the following resolution was: ADOPTED: Ayes: 4, Nays: 0

Resolved that the minutes for August 13th, 2024 be approved

HIGHWAY REPORT: nothing to report

SUPERVISOR REPORT:

Supervisor Wicks stated that the siding of the Town Building will be completed soon.

RESOLUTION 2024- 87 : Approval of September 10th, 2024 Supervisor Report

On a motion of Councilmember Golley, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 4, Nays: 0

Resolved that the Supervisor Report Submitted on September 10th, 2024 is accepted and approved

OLD BUSINESS:**NEW BUSINESS:**

- **C&S Engineers Inc. professional consulting services proposal**

RESOLUTION 2024- 88 TABLED: C&S Engineers Inc. professional consulting services proposal :

On a motion of Councilmember _____, seconded by Councilmember _____, the following resolution was:

ADOPTED: Ayes: 0, Nays: 0

Resolved that Authorization be given to the Town Supervisor approve the proposal with further authorization for the Supervisor to execute the proposal – Need clarification on payment – We do not want to pay up front.

- **Introduction of local law 2-2024 authorizing a tax levy in excess of the limit established in General Municipal Law 3-C for the 2025 Fiscal Year**

RESOLUTION 2024- 89 : Introduction of local law 2-2024 authorizing a tax levy in excess of the limit established in General Municipal Law 3-C for the 2025 Fiscal Year:

On a motion of Councilmember Golley, seconded by Councilmember Verne, the following resolution was: ADOPTED: Ayes: 4, Nays: 0

Resolved that introduction of Local Law 2-2024 allow the Town of Eaton to adopt a budget for the fiscal year commencing January 1, 2025 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c

**TOWN OF EATON
TOWN BOARD RESOLUTION 89 - 2024**

September 10, 2024

LOCAL LAW NO. 2 OF 2024

(“A Local Law Authorizing a Tax Levy in Excess of the Limit Established in General Municipal Law §3-C for the 2025 Fiscal Year”)

Councilmember Golley introduced proposed Local Law No. 2 of 2024 to authorize a tax levy in excess of the limit established in General Municipal Law §3-c for the 2025 fiscal year and made the following Resolution, which was seconded by Councilmember Verne:

WHEREAS, proposed Local Law No. 2 of 2024 will allow the Town of Eaton to adopt a budget for the fiscal year commencing January 1, 2025 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.; and

WHEREAS, This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body; and

WHEREAS, Volume 6 N.Y.C.R.R., Section 617 of the Regulations relating to Article 8 of the New York State Environmental Conservation Law, requires that as early as possible an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Eaton, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQRA) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter; and

WHEREAS, the adoption of said Local Law is an Unlisted action for purposes of environmental review under SEQRA; and

WHEREAS, the Town Board has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, said EAF will be prepared and reviewed by the Town Board.

NOW, THEREFORE, IT IS HEREBY RESOLVED AND DETERMINED that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. 2 of 2024 at the Eaton Town Hall located at 35 Cedar Street in the Village of Morrisville, New York on October 8, 2024 at 6:15 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard; and it is further

RESOLVED AND DETERMINED that notice of said public hearing shall be provided at least five (5) days prior to the date of said public hearing in a newspaper of general circulation within the Town of Eaton.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

Stephen Dickerson	Councilmember	Voted	Yes
Jean Hilts	Councilmember	Voted	Absent
David Verne	Councilmember	Voted	Yes
Jeffrey Golley	Councilmember	Voted	Yes
Joseph Wicks	Supervisor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

DATED: September 10, 2024

- **Eaton Town Court to submit a Grant Application to the Justice Court Assistance Program (JCAP)**

RESOLUTION 2024- 90 : Eaton Town Court to submit a Grant Application to the Justice Court Assistance Program (JCAP):

On a motion of Councilmember Dickerson, seconded by Councilmember Golley, the following resolution was: ADOPTED: Ayes: 4, Nays: 0

Resolved that the Board of the Town of Eaton authorizes the Eaton Town Court to apply for a JCAP grant in the 2024-25 grant cycle up to \$30,000.00

**RESOLUTION NO. 90-2024
OF THE TOWN OF EATON COUNCIL**

A RESOLUTION AUTHORIZING THE EATON TOWN COURT TO SUBMIT A GRANT APPLICATION TO THE JUSTICE COURT ASSISTANCE PROGRAM (JCAP)

IT IS HEREBY RESOLVED that the Board of the Town of Eaton authorizes the Eaton Town Court to apply for a JCAP grant in the 2024-25 grant cycle up to \$30,000.00.

- **Budget Transfers**

RESOLUTION 2024- 91 : August 2024 Budget Transfers :

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 4, Nays: 0

Resolved that the Board grant authority to Supervisor Wicks to move monies within 2024 Budget to keep all lines in balance

Budget Transfers for September 2024

Appropriation Over Budget
A1620.2 (Buildings Equipment)

Amount
\$4,087.16

Transfer from
A9901.9 (Bldg Capital Improv)

- **ARPA Transfers**

RESOLUTION 2024- 92 : August 2024 ARPA Funds Transfers:

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 4, Nays: 0

Resolved that the Board grant authority to Supervisor Wicks to move monies from 2024 Budget Resolution to Appropriate ARPA funds

To allocate American Rescue Plan Act funds

Account	Subsidiary Account	Debit	Credit
A522 Expenditures		\$117.50	
A7110.4 Parks Contractual	\$117.50		
A200 Cash			\$117.50
Account	Subsidiary Account	Debit	Credit
A688 Other Liabilities		\$117.50	
A980 Revenues			\$117.50
A4089 Federal Aid, Other	\$117.50		

Audit and approval of Bills

- **PAY THE BILLS:**

RESOLUTION 2024- 93 : Audit of Claims for Abstract 9 for 2024 dates.

On a motion of Councilmember Golley, seconded by Councilmember Verne, the following resolution was: ADOPTED: Ayes: 4, Nays: 0

Resolved that the bills contained on Abstract #9 have been reviewed by the Town Board and are authorized for payment in the following amounts:

Abstract 9 – 2024

General A Fund	No.	132	through	144	\$6,834.03
General B Fund Part Town	No.	33	Through	37	\$351.92
General H – Capital Machine	No.	1	Through	2	\$12,500.00
Street Lighting SL	No.	9	through	9	\$571.47
Highway Fund Townwide DA	No.	62	through	68	\$4,222.26
Highway Fund Part Town DB	No.	26	Through	28	\$13,314.63
			Total		\$ 37,794.31

- **Pennview for Town of Eaton promo video**

Resolution 2024-94: Approval of Pennview for Town of Eaton promo video:

On a motion of Council member Jeff Golley, seconded by Stephen Dickerson, the following resolution was adopted: Ayes: 4, Nays: 0
 Resolved that Authorization be given to the Town Supervisor approve the proposal with further authorization for the Supervisor to execute the proposal with Pennview Events and Media to produce a promo video for the Town of Eaton

- **Cochran Advisors Town of Eaton Vision Planning**

Resolution #2024-95: Approval of Cochran Advisors Town of Eaton Vision Planning:

On a motion of Council member Stephen Dickerson, seconded by Jeff Golley, the following resolution was adopted: Ayes: 4, Nays: 0
 Resolved that Authorization be given to the Town Supervisor approve the proposal with further authorization for the Supervisor to execute the proposal with Cochran Advisors: Vision Planning for the Town of Eaton.

ADJOURNMENT:

With no further business to bring before the Board, on a motion of Councilmember Dickerson, seconded by Councilmember Golley, the meeting was adjourned at 6:38 p.m. Carried unanimously.

Respectfully Submitted, Dean Curtis, Town Clerk/Tax Collector