

## NEW HAVEN TOWN BOARD MEETING HELD JANUARY 18, 2010

### CALL TO ORDER

Supervisor Jordal called the monthly meeting for January to order at 7:00 p.m. at the New Haven Town Hall. Roll call: Councilwoman Prosser, Councilman Rombough, Councilman Sturtz, Councilman Wells, and Supervisor Jordal present. Motion by Jordal second by Prosser "The minutes as presented are deemed to be inaccurate, based upon the fact that there was no affirmative majority vote on any action taken that evening as defined and required by section 63 of the NYS Town Law. It is therefore the opinion of this board that none of the actions taken at the board meeting of December 21, 2009 were passed." Rombough, Aye; Prosser, Aye; Sturtz, Nay; Wells, Requested; Jordal, Aye. Motion carried. Wells did not participate in any actions of the board after this point.

### OLD BUSINESS

**Actions From December Meeting:** Motion by Jordal, second by Prosser to table all of the actions on issues which were voted on at the December meeting and to hold a special meeting on January 20<sup>th</sup> at 7:00 to deal with these issues. Rombough, Nay; Prosser, Aye; Sturtz, Aye; Jordal, Aye. Motion carried. The Town Attorney will attend the meeting on January 20<sup>th</sup>.

**Public Civility Rules:** Motion by Jordal, second by Prosser to adopt the Public Civility Rules as a town policy. The motion was withdrawn. Motion by Prosser, second by Rombough to adopt the Public Civility Rules as a town policy. Rombough, Aye; Prosser, Aye; Sturtz, Nay; Jordal, Aye. Motion carried.

**2010 Slate:** Motion by Rombough, second by Sturtz to table the slate for 2010 and extend all expired terms for all appointed officials until the slate is passed. Rombough, Aye; Prosser, Aye; Sturtz, Aye; Jordal, Aye. Motion carried

**Procurement Policy:** Motion by Rombough, second by Sturtz to table the procurement policy to research rather there is a conflict with highway law. Rombough, Aye; Prosser, Aye; Sturtz, Aye; Jordal, Aye. Motion carried.

**Code of Ethics:** Motion by Prosser, second by Rombough to accept the code of ethics with the changes recommended by the Town Attorney. Rombough, Aye; Prosser, Aye; Sturtz, Aye; Jordal, Aye. Motion carried

**NYSERTA Energy Audit:** Councilman Rombough gave a report on the progress of the NYSERTA energy audit.

### NEW BUSINESS

**Time Limit for Public Comment:** Motion by Rombough, second by Sturtz to table discussion on rather to set a time limit of up to 5 minutes per person during public session. This time limit may at the discretion of the board be waved. If the time limit is waved it applies to all who wish to address the board. Rombough, Aye; Prosser, Aye; Sturtz, Aye; Jordal, Aye. Motion carried.

**Conduct of Executive Session:** Supervisor Jordal shared the section of Public Officers Law that deals with executive sessions with the board.

**Wire Transfer:** Motion by Rombough, second by Prosser to allow the Supervisor to make payments by wire transfer. Prosser, Aye; Sturtz, Aye; Jordal, Aye. Motion carried.

Motion by Rombough, second by Sturtz to accept the attached resolution authorizing the supervisor to execute an agreement with Pathfinder Commercial Bank for wire transfers. Rombough, Aye; Prosser, Aye; Sturtz, Aye; Jordal, Aye. Motion carried

**Local Government Conference:** Any town official who is interested in attending the Tughill Local Government Conference on April 1<sup>st</sup> is to notify the Town Clerk before the next meeting. Motion by Prosser, second by Rombough to table the matter. Prosser, Aye; Sturtz, Aye; Jordal, Aye. Motion carried.

**North Country Grant Search Meeting:** Charlie Parkhurst will be attending the North Country Grant Search Meeting.

**Grant Writer:** Motion by Rombough, second by Sturtz to discontinue the services of the grant writer. Rombough, Aye; Prosser, Abstained; Sturtz, Aye; Jordal, Aye. Motion carried.

**Supervisor Request from Union Contract:** Supervisor Jordal submitted the following statement: I Dorothy Jordal Supervisor of the Town of New Haven, recuse myself from the Teamsters Local 317 Union Contract. I also hereby state that I have not negotiated in any way with the 2010 contract signed Dec. 22, 2009 by Fredrick Wilbur former Supervisor.

**Union Contract:** Motion by Sturtz, second by Rombough to enter into executive session to discuss issues with the union contract. Rombough, Aye; Prosser, Nay; Sturtz, Aye; Jordal, Requested. Motion failed.

**Union Contract:** Motion by Rombough, second by Sturtz to enter into executive session at 9:17 to discuss issues with the union contract. Rombough, Aye; Prosser, Aye; Sturtz, Aye; Jordal, Requested. Motion carried. Motion by Rombough, second by Sturtz to come out of executive session at 11:00 and reenter regular session. Rombough, Aye; Prosser, Aye; Sturtz, Aye; Jordal, Requested. Motion carried.

**Personnel Issue:** Motion by Rombough, second by Prosser to enter into executive session at 11:01 to discuss a personnel issue that may lead to dismissal. Rombough, Aye; Prosser, Aye; Sturtz, Aye; Jordal, Requested. Motion carried. Motion by Prosser, second by Sturtz to come out of executive session at 11:20 and reenter regular session. Rombough, Aye; Prosser, Aye; Sturtz, Aye; Jordal, Requested. Motion carried.

**Union Contract:** Motion by Rombough second by Sturtz to ratify the union contract with Teamsters Local 317 as signed and returned Rombough, Aye; Prosser, Aye; Sturtz, Aye; Wells, Aye; Jordal, Requested. Motion carried.

## **CORRESPONDENCE**

**Time Warner Cable:** Notice of rate increase.

## **VISITORS**

**Reenie Patchen:** Asked why the bills were not audited at this meeting and when checks will go out. She was told that Bills are now audited at a separate meeting on the second Monday of the month and the checks can not be written until the books for 09 have been closed.

**Robert Hillman:** Asked why the board created a union job title in the highway department, and filled it when it is not he boards job to hire highway employees.

**Brenda McAuslan:** Expressed concern over the hiring by the board of a highway employee.

**Robert Babbitt:** Stated that if the board wants to hire people they should be paid from the general fund not the highway fund

**Scott Stevens:** Questioned why someone hired after him and other seasonal employees was put in a full time position without considering any of the current seasonal employees.

**Charles Parkhurst:** Stated that the board did not make the decision to hire the person in question.

**James Searles:** Stated that if the person was hired illegally, the person should be terminated.

**Mike Prosser:** Suggested that the matter may be something that should be discussed with the Town Attorney.

**Mary Prosser:** Questioned the ethics of the hire.

**Robert Babbitt:** Asked why the stone was not bid.

## **REPORTS**

**Reports:** Dog Control Officer, Code Enforcement Officer, Assessors, Highway Superintendent, Town Clerk, and Supervisor reports to be posted.

## **ADJOURNMENT**

**Meeting Adjourned:** at 11:27 by motion of Rombough, second by Sturtz. Prosser, Aye; Rombough, Aye; Sturtz, Aye; Wells, Aye; Jordal, Aye. Motion carried.

Next regular meeting February 15, 2010 - 7:00PM.

Bill Audit meeting February 8, 2010 – 7:00PM

Comprehensive Plan Committee meeting February 10, <sup>2010</sup> - 7:00PM.

Planning Board meeting February 17, <sup>2010</sup>– 7:00PM

Minutes are unofficial until approved by Town Board

Respectfully submitted,

Debra J. Allen  
New Haven Town Clerk

Note: At the special meeting held January 20, 2010 the action overturning the actions taken at the December 21, 2010 meeting was reversed and the minutes of the December 21<sup>st</sup> meeting were accepted with the correction that the motion to hire Burdick & Pearson failed.