

REGULAR MEETING, TOWN BOARD, TOWN OF LITTLE FALLS, JULY 7, 2023

A regular meeting of the Town Board, Town of Little Falls was held on July 7, 2023 at the town hall commencing at 7:05 p.m. with the following members present:

Present: Supervisor Dan Casler  
Councilman Kirk Schwasnick  
Councilman Kevin Sullivan  
Councilman Mitch Soules

Absent: Councilman Anthony Viscomi

Others Present: Town Clerk, Sandra Regan; Highway Superintendent, Donald Cotton; Town Attorney, Nicholas Macri; Codes Enforcer, Phil Green.

-Supervisor Casler called the meeting to order directing the Clerk to call the roll.

-Privilege of the floor was granted to those present. There were no comments.

RESOLUTION #49

Minute Approval

On motion of Councilman Soules, seconded by Councilman Schwasnick, the following resolution was ADOPTED-vote:

Ayes-Supervisor Casler; Councilmen Schwasnick, Sullivan, Soules

Noes-0

RESOLVED that the minutes of the previous month's meeting, as submitted by the clerk, hereby be approved.

-Supervisor Monthly Report:

Supervisor Casler reported:

-That letters of administrative orders were received from Deputy Chief Administrative Judge, James Murphy, that releases Justice Soules from any judicial matters and assigns Justice Jeffrey Stone to act as Town Justice until further order of the Fifth Judicial District Administrative Judge, and that Justice Stone is to be compensated by the town.

-That he renewed the NEXAMP decommissioning account CD at 3.7%.

-That he received a letter from the Union that represents the Highway Employees requesting some information in preparation of contract negotiations.

-That the AUD report for 2022 was received, that it's available for review, and will need to be approved. This matter was tabled until next month's meeting.

-That he didn't have a regular monthly financial report available for this month.

-Codes Enforcer Report:

Codes Enforcer Green reported that building permits are coming in and inspections are going on.

Supervisor Casler stated that he received a phone call from resident, Lisa Tollman, about the squatters living next door to her in the vacant house on Flint Avenue Extension and asked Codes Enforcer Green if there was anything the town could do about this. Codes Enforcer Green stated that there isn't anything the town can do. Attorney Macri stated that he had been asked by Codes Enforcer Green about boarding up the house. Attorney Macri stated that the town doesn't have a local allowing this, that if someone were to get trapped in there and an unfortunate incident happens the town could be liable, that he had called the Association of Towns

and spoke with some other town attorneys about this; that since the town doesn't have a local law allowing the town to go in there and do that, he advises not to do it.

Clerk Regan reported that she had received a listing of county properties that are going in REM foreclosure from the County and that this property is on the list and that the memo states the County has taken title of these properties as of June 5, 2023.

Attorney Macri stated that these properties will then go up for auction. Discussion was held on this with the board agreeing that Ms. Tollman should call the county with any future complaints.

RESOLUTION #50

Town Supervisor and Town Clerk Authorization to Contact Wladis Law Firm If Renewable Energy Project Notice of Intent or Application Is Received

On motion of Councilman Soules, seconded by Councilman Schwasnick, the following resolution was ADOPTED by roll call vote:

Supervisor Casler	Aye
Councilman Schwasnick	Aye
Councilman Sullivan	Aye
Councilman Soules	Aye

RESOLVED that anytime a qualifying solar/wind project Notice of Intent or Application comes before the town, the Town Supervisor and or Town Clerk are to immediately contact the Wladis Law Firm, to be paid by NYSERDA for their services from funds held from the developer by NYSERDA, and or the developer is to pay for any legal consultant fees.

-Attorney Macri stated that RIC's Little Falls Solar Project's decommissioning agreement is pending.

Councilman Sullivan stated that he has concerns that the board is just shooting at numbers; that we don't know what the numbers should be.

Attorney Macri stated that he wants to see if the town can go back to the table on the decommissioning agreement on the Little Falls Solar Project. Councilman Sullivan stated that he would like to find out if they can get legal council to find out if the decommissioning amounts are correct. Discussion was held on this matter with the board deciding to have Attorney Macri look into this.

-Supervisor Casler motion for an executive session to discuss personnel.

RESOLUTION #51

Executive Session-Personnel Discussion

On motion of Supervisor Casler, seconded by Councilman Sullivan, the following resolution was ADOPTED-vote:

Ayes-Supervisor Casler; Councilmen Schwasnick, Sullivan, Soules  
Noes-0

RESOLVED that the Town Board hereby moves to hold an executive session to discuss personnel.

REGULAR MEETING, TOWN BOARD, TOWN OF LITTLE FALLS, JULY 7, 2023-CONT.

- Regular meeting recessed at 7:50 p.m.
- Executive session commences at 7:50 p.m.
- Executive session ends at 8:10 p.m.
- Regular meeting resumes at 8:10 p.m.

-Attorney Macri stated that discussion was held on personnel during the executive session and that no action was taken during such session.

RESOLUTION #52

Town Justice Mitchell Soules Jr. Not To Be Paid

On motion of Supervisor Casler, seconded by Councilman Schwasnick, the following resolution was ADOPTED by roll call vote:

Supervisor Casler	Aye
Councilman Schwasnick	Aye
Councilman Sullivan	Aye
Councilman Soules	Did not vote

RESOLVED that Town Justice, Mitchell Soules Jr., will not be paid due to his inability to perform his duties as Town Justice at this time.

-Councilman Soules recused himself from voting due to a conflict of interest.

-Town Justice Report:

Supervisor Casler reported that no monthly deposit has been received yet and that some offices supplies paid by the Justice grant have been purchased.

-Planning Board Report:

Clerk Regan reported that no monthly meeting was held; therefore, there is nothing to report; that the planning board is planning to meet in August with ARC on their event center.

-Health Officer Report: None

-Dog Control Officer Report: None

-Highway Superintendent Report:

Highway Superintendent Cotton would like to know what the board would like to do about a snowplow for the new pickup truck, the current 2020 pickup truck and the 1978 Mack Plow Truck.

Discussion was held on this matter with the board deciding to try and sell these through Auctions International and authorized Superintendent Cotton to advertise such.

-Supervisor Casler submitted a written quote received from Charles D. Stahl Sales and Service for a total plow swap over for \$1,119.99 and a new 2023 V Plow for \$7,137.80 with a \$2,000 trade credit.

RESOLUTION #53

Highway Superintendent Authorization to Advertise For Sale the Town's 2020 Ford F-250 Pickup Truck With or Without the Plow Through Auctions International

On motion of Councilman Soules, seconded by Councilman Schwasnick, the following resolution was ADOPTED by roll call vote:

Supervisor Casler	Aye
Councilman Schwasnick	Aye
Councilman Sullivan	Aye
Councilman Soules	Aye

RESOLVED that Highway Superintendent Cotton hereby be authorized to advertise for sale, the town's 2020 Ford F-250 Pickup Truck with or without the plow through Auctions International with the board having the ability to reject any or all bids.

RESOLUTION #54

Highway Superintendent Authorization to Advertise For Sale the Town's 1978 Mack 4x4 Plow Truck Through Auctions International

On motion of Supervisor Casler, seconded by Councilman Sullivan, the following resolution was ADOPTED by roll call vote:

Supervisor Casler	Aye
Councilman Schwasnick	Aye
Councilman Sullivan	Aye
Councilman Soules	Aye

RESOLVED that Highway Superintendent Cotton hereby be authorized to advertise for sale, the town's 1978 Mack 4x4 Plow Truck with two wings through Auctions International with the board having the ability to reject any or all bids.

-Town Clerk Report:

Clerk Regan reported:

-That Supervisor Casler and Councilman Sullivan had audited and approved her 2022 records last month.

-That the town did not receive any Bridge NY funds that the town applied for.

-That she received a memo from Court Clerk Soules that the town's court dates will be changed to the 2<sup>nd</sup> and 4<sup>th</sup> Tuesday of each month at 5:00 with the 4<sup>th</sup> being ADA night, and that Justice Stone has adjourned the July 12th court cases to August 22nd.

RESOLUTION #55

Approval & Audit of Town Clerk End of Year Records For 2022

On motion of Supervisor Casler, seconded by Councilman Sullivan, the following resolution was ADOPTED by roll call vote:

Supervisor Casler	Aye
Councilman Schwasnick	Aye
Councilman Sullivan	Aye
Councilman Soules	Aye

REGULAR MEETING, TOWN BOARD, TOWN OF LITTLE FALLS, JULY 7, 2023-CONT.

(Resolution #55-Cont.)

WHEREAS, Supervisor Casler and Councilman Sullivan have examined the Records of the Town Clerk, and have to the best of their ability found them to be correct,

NOW THEREFORE BE IT RESOLVED that the Town Board does hereby accept as correct the reports and records of the Town Clerk for the year 2022 as presented.

RESOLUTION #56

Approval & Audit of Town Justice End of Year Records For 2022

On motion of Councilman Schwasnick, seconded by Councilman Sullivan, the following resolution was ADOPTED by roll call vote:

Supervisor Casler	Aye
Councilman Schwasnick	Aye
Councilman Sullivan	Aye
Councilman Soules	Aye

WHEREAS, Councilman Schwasnick has examined the Records of the Town Justice, and has to the best of his ability found them to be correct,

NOW THEREFORE BE IT RESOLVED that the Town Board does hereby accept as correct the reports and records of the Town Justice for the year 2022 as presented.

-Attorney Macri stated that he hasn't had time to fully review the Puppy Mill Law or the Humane Society Contract, that he'd like to compare last year's Humane Society contract to this years.

Clerk Regan stated she will look into getting a copy of last's year's contract. This matter was tabled until next month.

-Meeting adjourned at 8:30 p.m. to audit the bills

-Meeting resumed at 8:38 p.m.

-Clerk Regan was asked if the town's web site was up. Clerk Regan stated it wasn't; that Funtech hasn't provided the information he was to give to the new web site designer; that Elaine Cobb was working on this. Clerk Regan stated she would look into this.

RESOLUTION #57

Payment of General Bills

On motion of Councilman Sullivan, seconded by Councilman Soules, the following resolution was ADOPTED-vote:

Ayes- Supervisor Casler; Councilmen Schwasnick, Sullivan, Soules  
Noes-0

RESOLVED that the General Bills #76-90 in the amount of \$29,686.76 hereby be paid.

REGULAR MEETING, TOWN BOARD, TOWN OF LITTLE FALLS, JULY 7, 2023-CONT.

RESOLUTION #58

Payment of Highway Bills

On motion of Councilman Soules, seconded by Councilman Schwasnick, the following resolution was ADOPTED-vote:

Ayes-Supervisor Casler; Councilmen Schwasnick, Sullivan, Soules

Noes-0

RESOLVED that the Highway Bills #82-95, in the amount of \$73,362.20 hereby be paid.

-The next regular meeting will be held on August 8, 2023 at 7:00 p.m. at the town hall.

-Meeting adjourned at 8:40 p.m.-Councilmen Soules, Schwasnick

Respectfully submitted,  
Sandra Regan, Town Clerk