

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
HGUY SUPT HYATT
TOWN CLERK BUYEA

The regular meeting of the Fenner Town Board was called to order at 12:40 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Jones. Approved by the Board.

NEW BUSINESS:

After brief discussion, Councilperson Jones moved to reappoint David Dain to Planning Board and Sharon Larkin to the Zoning Board. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

Councilperson Jones moved to adopt Resolution #1 Organizational Appointments for 2009 (Reappointed David Jones-Deputy Supervisor, Jim Stokes-Town Attorney, Gerald Davies- Town Historian, Roger Cook-Code Enforcement Officer, Maravene Marion-Town Bookkeeper, Gary Gardner-Dog Control Officer, Jeanette Gardner-Deputy Dog Control Officer, Donna Griffin-Chairman Planning Board. , Russell Cary-Budget Control Office. Also the Town Abstract. Seconded by Councilperson Strack. Approved by the Board

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

**RESOLUTION #1
OF THE TOWN BOARD OF THE TOWN OF FENNER
ORGANIZATIONAL APPOINTMENTS 2009**

Official Newspaper	Oneida Daily Dispatch
Health Officer	Hamilton Morrisville Tribune
Zoning Board of Appeals Secretary	Madison County
Planning Board Secretary	\$8.00 per hour
Registrar of Vital Statistics	Judy Carmen \$825.00 per year
Zoning and Codes Officer	Joanne Buyea \$150.00 per year
Town Attorney	Roger Cook
	James Stokes
Youth Recreation Committee Reps	Henry Stoker & Charles Pace
Official Bank	Key Bank

Grievance Board @ \$50.00 per member /
per meeting

Town Historian @ \$50.00 per year
Dog Control Officer @ \$1,121.00 per year
Deputy Dog Control Officer
Secretary to Supervisor & Bookkeeper @ \$10,040/yr.
Budget Officer @ \$1,350.00 per year
Deputy Supervisor
Election Board Inspectors
Regular Monthly Town Board Meeting

Mileage rate per mile
Salaries of Elected Officials per year

Assessor @ \$9,842.00 per year
Monthly salaries to be paid
Purchases without Town Board approval
Zoning and Planning Clerk @ \$787.00/Year
Deputy Town Clerks @ \$8.00 per hour
Investment Policy 2009
Procurement Policy 2009

Donald Shephard, Russell Stone
Fred Bosworth, Paul Galgan &
Stephen Weisbrod
Gerald A. Davies
Gary Gardner
Jeanette Gardner
Maravene Marion
Russell Cary
David Jones
Madison County Handles
2nd Wed. of month – 8.00 P.M.
Dec., Jan., Feb. & Mar. – 12:30
\$.48.5 (to be pre-approved by Bd)
Supervisor \$6,688.00
Councilmen 4 @ \$1,614.00
Highway Supt. \$42,856.00
Town Justice \$4,765.00
Town Clerk \$7,571.00
Tax Collector \$2,000.00
Rhonda Weigand
Between 25th & end of month
\$2,500.00
Joanne Buyea
Melinda Wilkinson
No change from 2008
No change from 2008

HIGHWAY DEPARTMENT 2009

The longevity is as follows:

5 years of service - \$400.00 per year
10 years of service - \$800.00 per year
15 years of service - \$1,000.00 per year

Holidays: New Year's Day, Memorial Day, Fourth of July, Labor Day, Election Day,
Thanksgiving, Christmas and 4 floating days - a total of 11 days.

Vacation: 2 weeks after 1 year
3 weeks after 5 years

Sick & Personal days: 5 days per year. Earn five sick days per year. Accumulated at the rate of 1/12 per month up to a maximum of 24 days, which can be carried over year to year to be used for sick time only. Upon termination, employee can not be paid for balance.

Health Insurance: Will be provided for all full time highway employees. All new employees will pay 55% of the Family Coverage. Health Insurance will be provided for the Highway Superintendent.

Dated: January 14, 2009

After brief discussion, Councilperson Jones moved to adopt Resolution #2, A resolution to retain Mitchell, Goris & Stokes, LLC to assist in the preparation of a Comprehensive Plan for the Town, and authorizing Supervisor Cary to work with the Attorney on same. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

**RESOLUTION NO. 2
OF THE TOWN BOARD
OF THE TOWN OF FENNER**

A RESOLUTION TO RETAIN MITCHELL GORIS & STOKES, LLC TO ASSIST IN THE PREPARATION OF A COMPREHENSIVE PLAN FOR THE TOWN.

WHEREAS, the Town Board of the Town of Fenner deems it in the best interest of the Town to develop a comprehensive plan for the Town, and

WHEREAS, the law firm of Mitchell Goris & Stokes, LLC has experience in the preparation of comprehensive plans and is familiar with the Town of Fenner and its existing land use regulations.

NOW, THEREFORE BE IT HEREBY RESOLVED that the law firm of Mitchell Goris & Stokes, LLC be, and hereby is retained by the Town of Fenner to assist the Town in the preparation of a comprehensive plan for the Town with services to be compensated on an hourly basis at the rate of \$140.00 per hour for Attorney time, and \$80.00 per hour for paralegal time, with the total compensation to be paid not to exceed \$2,000 except upon the prior approval of the Town Board.

Dated: January 14, 2009

After brief discussion, Councilperson Strack moved to adopt Resolution #3, A Resolution to authorize Lease Renewal with Syracuse Community Radio. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

**RESOLUTION NO. 3
OF THE TOWN BOARD
OF THE TOWN OF FENNER**

A RESOLUTION TO AUTHORIZE LEASE RENEWAL WITH SYRACUSE COMMUNITY RADIO.

WHEREAS, the Town of Fenner has an existing lease agreement with Syracuse Community Radio (“SCR”) pursuant to which SCR maintains a radio tower on Town property, and

WHEREAS, SCR pays minimal annual rent to the Town in the amount of \$100 per year, and

WHEREAS, SCR has been habitually delinquent in the payment of rent and the Town has been required every year to devote significant resources and utilize the attorneys for the Town to collect the rent from SCR, and

WHEREAS, pursuant to the lease agreement, the Town may terminate the lease agreement with SCR at any time.

NOW, THEREFORE BE IT HEREBY RESOLVED that Town Board authorizes the renewal of the lease agreement with Syracuse Community Radio for the term commencing January 1, 2009 only upon the condition that the annual rent amount in the lease agreement be increased to \$300 per year, and in the event SCR refuses to agree to such terms, that the lease agreement be, and hereby is terminated.

Dated: January 14, 2009

After discussion, Councilperson Strack moved to adopt Resolution #4, a resolution authorizing the Town of Fenner Assessor to proceed and implement a town-wide reassessment of all real property for the 2010 final assessment roll. .Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

**RESOLUTION #4
OF THE TOWN BOARD
OF THE TOWN OF FENNER**

Whereas, Section 305 of the NYS Real Property Tax Law mandates uniform and equitable assessments; and

Whereas, computer systems, technical advice and financial assistance are available through cooperative agreements with NYS Office of Real Property Services and the Madison County Real Property Tax Services; and

Whereas, the last town-wide reassessment was completed for 2006; and

Whereas, \$4120 additional compensation to original salary will be appropriated in the 2010 budget to compensate the town assessor with additional costs for supplies and clerical work being approximately \$2800, additional postage expense of \$440 and folding and stuffing charge of \$30 which will be appropriated in the 2010 budget.

Therefore be it Resolved that the Town of Fenner Assessor is authorized to proceed and implement a town-wide reassessment of all real property for the 2010 final assessment roll.

Dated: January 14, 2009

Councilperson Strack moved to accept Retainer Agreement for Town Attorney, Jim Stokes, and authorize Supervisor Cary to sign same. (copy on file in Town Clerk's Office). Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

Councilperson Strack moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

Councilperson Jones moved to accept Supervisor's Report as presented. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

Councilperson Strack moved to approve the payment of the General Fund Claim Nos. 1-22 in the amount of \$10,168.34 as set forth in Abstract #1 and as audited. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

Councilperson Jones r moved to approve the payment of Highway Fund Claim Nos 1-10 in the amount of \$18,578.58 as set forth in Abstract #1 and as audited. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

Councilperson Strack moved to adjourn meeting. Seconded by Councilperson Jones. Meeting adjourned at 1:40 p.m.

Handouts and Reports: On file in Town Clerk's Office

Dog Control Officer's Report

Code Enforcement Officer's Report

Judge Mevec Report

Bill Danley Request to use Town Bldg – Census School

Mad. Co. Hgwy Ltr dtd 12/24/08

Assn. Towns Packet

Copy Syr. Comm. Radio check for \$300

By Order of the Town Board
Joanne E. Buyea, Town Clerk

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
COUNCILPERSON STOKER
COUNCILPERSON WESTER
HGWY SUPT HYATT
TOWN CLERK BUYEA

The regular meeting of the Fenner Town Board was called to order at 12:35 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Stoker. Approved by the Board.

NEW BUSINESS:

After brief discussion, Councilperson Stoker moved to adopt Resolution #5 appointing Committee for developing Comprehensive Plan to include Town Board Members, David Jones and Russell Cary, as well as members of the Planning Board. Seconded by Councilperson Strack. Approved by the Board.

**RESOLUTION NO. 5
OF THE TOWN BOARD
OF THE TOWN OF FENNER**

**A RESOLUTION TO APPOINT A SPECIAL BOARD TO PREPARE A COMPREHENSIVE
PLAN FOR THE TOWN OF FENNER.**

WHEREAS, the Town Board of the Town of Fenner deems it in the best interest of the Town to develop a comprehensive plan for the Town, and

WHEREAS, pursuant to the provisions of section 272-a of the Town Law, the Town Board may designate a "special board" consisting of one or more members of the Town Planning Board and such other members as may be appointed by the Town Board to prepare a comprehensive plan for the Town of Fenner.

NOW, THEREFORE BE IT HEREBY RESOLVED that the Town Board does hereby create and constitute a "special board" to prepare a comprehensive plan for the Town of Fenner, as contemplated by section 272-a of the Town Law. Said special board shall have nine (9) members, consisting of the seven members of the Planning Board, Donna Griffin, Jim Burke, Judy Carmen, Jim Clarke, Russell Stone, David Dain and Pete Snyder, and two members of the Town Board, Russell Cary and David Jones. Said special board shall designate a chairman from among its members and shall perform the functions of a special board as provided in section 272-a of the Town Law.

Dated: February 11, 2009

Supervisor Cary - Aye
Councilperson Jones - Aye

Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Stoker moved to accept the Town Clerk’s Report as presented. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Stoker moved to accept Supervisor’s Report as presented. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

After brief discussion, Councilperson Strack moved to hold the Spring Clean-up this year May 1 and 2, 2009. Seconded by Councilperson Jones. Approved by the Board. Supervisor Cary will confirm with Madison County Solid Waste Department.

Charlie Pace spoke briefly to the Board regarding the Town of Cazenovia Lake Access and Boat Launch changes. Fee raised from \$40 for 2008 to \$75.00 for 2009.

The Town Board audited and signed the year-end books for the Town Clerk, Town Justice and Bookkeeper.

Town Justice asked the Board for Pre-approval of mileage for attendance at two required schools during the 2009 fiscal year. After brief discussion, Councilperson Wester moved to approve at the current approved rate of 48.5 ¢ per mile. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary informed Board that Edward Link has approached him regarding the process and requirements to be appointed Marriage Officer for the Town of Fenner. Supervisor Cary will discuss with Town Attorney and report back at next meeting.

Councilperson Stoker moved to approve the payment of the General Fund Claim Nos. 23-45 in the amount of \$7,175.76 as set forth in Abstract #2 and as audited. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Jones moved to approve the payment of Highway Fund Claim Nos 11-20 in the amount of \$15,485.46 as set forth in Abstract #2 and as audited. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to adjourn meeting. Seconded by Councilperson Jones. Meeting adjourned at 1:40 p.m.

Handouts and Reports: On file in Town Clerk's Office

Dog Control Officer's Report

Code Enforcement Officer's Report

Highway Supt. Report

Time Warner Ltr. Re: Rate Changes

CACDA Ltr Re: Community Initiatives

By Order of the Town Board
Joanne E. Buyea, Town Clerk

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
COUNCILPERSON STOKER
DEPUTY CLERK WILKINSON
HGWY SUPT HYATT

The regular meeting of the Fenner Town Board was called to order at 12:35 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Jones. Approved by the Board.

NEW BUSINESS:

After brief discussion, Councilperson Strack moved to hold the Spring Clean-up this year May 1 and 2, 2009. Seconded by Councilperson Jones. Approved by the Board..

John Troyer appeared before Board. Is purchasing Toole Farm and would like open a Store on Nelson Road to sell bulk foods, vegetable, meat, dairy and possibly goods. Building would be approximately 2500 sq. ft., located 100' off road right of way. Because located in Zone he approached Planning Board on February 18, 2009 and was directed to go to Town Board and request Zoning be modified to allow Special Use Permit in A Zone for small retail business as part of farm operation. After discussion it was decided to send back to Planning Board and the County for wording for the change and their recommendations. Will hold public hearing on 4/8/09 at 12:45 pm to look at adding Special Use Permit to A Zone.

Councilperson Strack moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye

Councilperson Strack moved to accept Supervisor's Report as presented. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye

Councilperson Stoker moved to approve the payment of the General Fund Claim Nos. 46-58 in the amount of \$3,401.72 as set forth in Abstract #3 and as audited. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye

Councilperson Jones moved to approve the payment of Highway Fund Claim Nos 21-32 in the amount of \$4,661.21 as set forth in Abstract #3 and as audited. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye

Councilperson Strack moved to adjourn meeting. Seconded by Councilperson Jones. Meeting adjourned at 1:40 p.m.

Handouts and Reports: On file in Town Clerk's Office
Dog Control Officer's Report
Code Enforcement Officer's Report
Highway Supt. Report

By Order of the Town Board
Melinda Wilkinson, Deputy Town Clerk

PRESENT: SUPERVISOR CARY
COUNCILPERSON STRACK
COUNCILPERSON STOKER
COUNCILPERSON WESTER
TOWN CLERK BUYEA
HWY SUPT HYATT

The regular meeting of the Fenner Town Board was called to order at 12:30 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Stoker. Approved by the Board.

OLD BUSINESS:

After brief discussion on Nuisance Regulation, draft guidelines were distributed and copy given to Town Attorney. Committee will present edited version to Board at next meeting so it can be finalized and presented to Board of Elections to be on ballot for next election.

After brief discussion, Councilperson Wester moved to adopt Resolution #7, a resolution appointing Marriage Office for the Town of Fenner. Seconded by Councilperson Stoker. Approved by the Board

**Resolution #7
Of the Town Board
Of the Town of Fenner**

WHEREAS. The Town of Fenner has deemed it appropriate to appoint a Marriage Officer, and

WHEREAS, Edward Link has expressed an interest in being appointed a Marriage Office for the Town of Fenner,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Fenner has appointed Edward Link as Marriage Officer for the Town of Fenner on an annual basis without compensation, health or pension benefits. Current term to end 12/31/2009.

Dated: April 8, 2009

Supervisor Cary	-	Aye
Councilperson Stoker	-	Aye
Councilperson Strack	-	Aye
Councilperson Wester	-	Aye

NEW BUSINESS:

Ralph Momford of the Cazenovia Area Senior Association (CASA) approached the Board and asked the Town to send a letter of support for a grant they are applying for from the New York State Office of Aging (NYSOFA) for an Aging in Place Program.

After brief discussion, Councilperson Strack moved to send letter of support. Seconded by Councilperson Wester. Approved by the Board.

Supervisor Cary - Aye
Councilperson Stoker - Aye
Councilperson Strack - Aye
Councilperson Wester- Aye

The Public Hearing was opened at 12:53 p.m. Attorney Stokes explained Resolution #6. Public Hearing was closed at 1:01 pm.

After short discussion, Councilperson Wester moved to adopt Resolution #6, A Resolution making a determination of environmental Non-significance and approving an amendment of the Town of Fenner Land Use Regulations. Seconded by Councilperson Strack. Approved by the Board.

**RESOLUTION NO. 6
OF THE TOWN BOARD
OF THE TOWN OF FENNER**

**A RESOLUTION MAKING A DETERMINATION OF ENVIRONMENTAL
NON-SIGNIFICANCE AND APPROVING AN AMENDMENT
OF THE TOWN OF FENNER LAND USE REGULATIONS**

WHEREAS, the Town Board of the Town of Fenner, acting on its own initiative, has proposed a local law to effect an amendment of the Land Use Regulations of the Town of Fenner, and

WHEREAS, the purpose and effect of the proposed local law is to add retail stores operated by a resident of the premises and selling at least in part, but not necessarily exclusively, products grown, processed and/or manufactured upon the same premises in a building separate from the residence but containing not more than 2,500 square feet of sales floor area accessible to the public, and not more than 5,000 square feet of total floor area, as a permitted use upon the issuance of a special permit in the "A" zoning district in the Town of Fenner, and

WHEREAS, the Planning Board of the Town of Fenner has made a positive recommendation in favor of the adoption of this local law, and

WHEREAS, a long environmental assessment form has been prepared and reviewed, and

WHEREAS, upon notice duly published and posted as required, a public hearing on this proposed local law was held by this Town Board on April 8, 2009, and closed on said date, and

WHEREAS, the purpose of the amendment of the Land Use Regulations is to promote value added enterprises to help preserve family farms and the rural economy of the Town, and

WHEREAS, pursuant to a referral duly made pursuant to the provisions of Section 239-m of the General Municipal Law, the Madison County Planning Agency has reviewed the proposed change of zone, and by its report dated April 6, 2009 made a recommendation to this Board that the application be returned to this Board for local determination, and

WHEREAS, this Board, after due deliberation, finds it in the best interest of the Town of Fenner to adopt this proposed local law, and further finds the same to be in accordance with the comprehensive plan for the Town of Fenner.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the adoption of the proposed local law entitled, "A local law to amend Section 301.3 of the Town of Fenner Land Use Regulations", is a Type 1 action, that the Town of Fenner Town Board is the only involved agency and that the action will not have any significant adverse effects upon the environment. The basis for this determination is that the proposed local law is a legislative act which effects an amendment to the Town of Fenner Land Use Regulations that is consistent with the Town's comprehensive plan, and does not involve any construction or physical impact on the environment, and

IT IS FURTHER HEREBY RESOLVED, that the proposed local law entitled, "A local law to amend Section 301.3 of the Town of Fenner Land Use Regulations", is hereby approved and adopted, and the Town Clerk is hereby directed to attach a copy of said local law to this resolution and to enter said local law in the minutes of this meeting and in the local law book of the Town of Fenner, and to give due notice of the adoption of said local law to the public and to the Secretary of State.

Dated: April 8, 2009

Supervisor Cary	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Strack moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Stoker moved to accept Supervisor's Report as presented. Seconded by Councilperson Wester. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

After brief discussion. Councilperson Strack moved to adopt Resolution #8, a resolution approving Town of Fenner Office Building as polling place for 2009. Seconded by Councilperson Wester. Approved by the board.

**RESOLUTION #8
OF THE TOWN BOARD
OF THE TOWN OF FENNER**

WHEREAS, the County of Madison has proposed to enter into a lease agreement with the Town of Fenner to use the Town of Fenner office building as a polling place for elections conducted by the County of Madison,

NOW, THEREFORE BY IT HEREBY RESOLVED, that the Lease Agreement between the Town of Fenner and the County of Madison in the form attached is hereby approved, and

IT IS FURTHER HEREBY RESOLVED, that the Supervisor of the Town of Fenner is hereby authorized to sign the attached Lease Agreement and any other such documents as may be required to carry out the intent and purpose of the Lease Agreement.

Dated: April 8, 2009

Supervisor Cary	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Grievance Day for Town of Fenner has been set for June 3, 2009 between the hours of 4 – 8pm at the Fenner Town Office Building, 3151 East Road. Notice have been filed with the Newspapers, Put on the Town Web Site and posted in the Town Clerk’ Office as required. Copy of Notice on file in Town Clerk’s Office.

Councilperson Stoker moved to approve the payment of the General Fund Claim Nos. 59-77 in the amount of \$5,113.09 as set forth in Abstract #4 and as audited. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Stoker moved to approve the payment of the Highway Fund Claim Nos.33-45 in the amount of \$7,083.43 as set forth in Abstract #4 and as audited. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to adjourn meeting. Seconded by Councilperson Strack. Meeting adjourned at 1:15 p.m.

Handouts and Reports: On file in Town Clerk’s Office
Dog Control Officer’s Report
Code Enforcement Officer’s Report
Highway Supt. Report
Grievance Day Notice – Set for June 3, 2009 – 4-8pm
McKinney’s Law on Marriage Officer

By Order of the Town Board
Joanne Buyea, Town Clerk

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
COUNCILPERSON STOKER
COUNCILPERSON WESTER
TOWN CLERK BUYEA
HWY SUPT HYATT

The regular meeting of the Fenner Town Board was called to order at 8:00 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Stoker. Approved by the Board.

OLD BUSINESS:

After brief discussion of Noise and Vicious Dog Ordinance, Board reviewed and copy will be sent to Town Attorney for final approval before presenting to Board of Elections to be put on November Ballet.

Highway Superintendent Hyatt reported that Clean-up days were a big success. Filled 4 dumpsters.

NEW BUSINESS:

After brief discussion support of Smoke free Resolution presented by Madison County Reality Check – No action was taken. Copy On file in Town Clerk's Office.

Town Clerk Buyea asked the Board for Approval of her Records Destruction Authorization for the year ending 2001. There will be a Shredding Program at Madison County in Wampsville on Saturday May 16. Records will be destroyed then. Councilperson Jones moved to approve. Seconded by Councilperson Wester. Approved by the Board. Town Clerk Buyea also mentioned the Rabies Clinic here at Fenner Town Garage on Wednesday, May 20 from 5:00-7:00 pm.

Councilperson Jones moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Wester. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Strack moved to accept Supervisor's Report as presented. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye

Councilperson Wester - Aye

After brief discussion, Councilperson Wester moved to authorize Supervisor Cary to create requested CACDA Support letter for Town of Fenner area for this 'green' community initiative. Seconded by Councilperson Jones. Approved by the Board.

Scott Griffin approached board regarding accident involving his tractor on February 23 and asked that it be placed in minutes. Total cost of repairs to his tractor is \$19,600 and he stated that he only wants to be made "whole". He was informed that it has been reported and is in the hands of the insurance companies.

Councilperson Westermoved to approve the payment of the General Fund Claim Nos.77-96 in the amount of \$4,246.84 as set forth in Abstract #5 and as audited. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary - Aye
Councilperson Jones - Aye
Councilperson Strack - Aye
Councilperson Stoker - Aye
Councilperson Wester - Aye

Councilperson Jones moved to approve the payment of the Highway Fund Claim Nos.46-59 in the amount of \$17,063.71 as set forth in Abstract #5 and as audited. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary - Aye
Councilperson Jones - Aye
Councilperson Strack - Aye
Councilperson Stoker - Aye
Councilperson Wester - Aye

Councilperson Wester moved to adjourn meeting. Seconded by Councilperson Strack. Meeting adjourned at 8:55 p.m.

Handouts and Reports: On file in Town Clerk's Office

Dog Control Officer's Report
Code Enforcement Officer's Report
Highway Supt. Report
Smoke Free Resolution
Quote for Assessor Lap Top
Dog Control Officer Inspection Report

By Order of the Town Board
Joanne Buyea, Town Clerk

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
COUNCILPERSON STOKER
COUNCILPERSON WESTER
TOWN CLERK BUYEA
HGWY SUPT HYATT

The regular meeting of the Fenner Town Board was called to order at 8:05 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Stoker. Approved by the Board.

OLD BUSINESS:

Supervisor Cary informed the Board that the Committee is moving along with the Draft of the Comprehensive Plan and should have something submitted soon. The Planning Board will hold a public hearing when completed and submit to the Town Board and then the Town Board will have to hold a second public hearing before adoption.

NEW BUSINESS:

Supervisor Cary discussed enforcement of zoning regulations in regard to clean-ups with the Board. He spoke with Town Attorney and said the Board could enact a Local Law to support town cleanup after 2 or 3 years of non-compliance and have town cleanup and put cost on tax role. It was suggested that Town attorney attend next meeting to discuss process and wording for local law.

Councilperson Jones moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Wester. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Stoker moved to accept Supervisor's Report as presented. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Strack moved to approve the payment of the General Fund Claim Nos.97-110 in the amount of \$1,264.65 as set forth in Abstract #6 and as audited. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Jones moved to approve the payment of the Highway Fund Claim Nos.60-70 in the amount of \$84,178.49 as set forth in Abstract #6 and as audited. Seconded by Councilperson Wester. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to adjourn meeting. Seconded by Councilperson Jones. Meeting adjourned at 9:05 p.m.

Handouts and Reports: On file in Town Clerk's Office
Dog Control Officer's Report
Highway Supt. Report

By Order of the Town Board
Joanne Buyea, Town Clerk

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
COUNCILPERSON STOKER
COUNCILPERSON WESTER
TOWN CLERK BUYEA
HGWY SUPT HYATT

The regular meeting of the Fenner Town Board was called to order at 8:05 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Wester. Approved by the Board.

OLD BUSINESS:

Supervisor Cary informed the Board that the Committee is planning to hold a public hearing on the Comprehensive Plan at the Planning Board Meeting. It will then be presented to the Town Board for a Public Hearing before adoption.

NEW BUSINESS:

After discussion with the Town Attorney on a Local law for Property Cleanup, the Board asked the Attorney to work up a draft law for review. Attorney also discussed Noise Ordinance. Will review and return for Board approval.

Councilperson Strack moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Strack moved to accept Supervisor's Report as presented. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to approve the payment of the General Fund Claim Nos.111-121. in the amount of \$1,192.09 as set forth in Abstract #7 and as audited. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Stoker moved to approve the payment of the Highway Fund Claim Nos.72-79 in the amount of \$50,426.69 as set forth in Abstract #7 and as audited. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to adjourn meeting. Seconded by Councilperson Jones. Meeting adjourned at 9:00 p.m.

Handouts and Reports: On file in Town Clerk's Office

Dog Control Officer's Report

Highway Supt. Report

Code Enforcement Ofcr Rpts – May/June

Ltr from Dept of Air Force on Exp at Windfarm

Pub. Serv. Comm notice on Area Code Changes

By Order of the Town Board
Joanne Buyea, Town Clerk

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
COUNCILPERSON WESTER
TOWN CLERK BUYEA

The regular meeting of the Fenner Town Board was called to order at 8:10 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Wester. Approved by the Board.

OLD BUSINESS:

Councilperson Jones moved to sign lease agreement for Board of Elections to use Town Building as polling place for 2009 elections. Seconded by Councilperson Wester. Approved by the Board

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Wester	-	Aye

NEW BUSINESS:

Town Clerk Buyea read the Highway Superintendents Report for the month of July, 2009.

Town of Fenner Resident, Carol Toole approached the Board with a concern regarding the Hiring practices for the Joint Youth Recreation Committee. Students from the Town of DeRuyter were being hired over residents from the Towns of Cazenovia, Nelson and Fenner. She felt this was an unfair practices to the tax paying citizens of the three towns who supported this committee. Asked the Board to look into it. The Town will look into the matter and discuss with Mr. Stoker, representative from the town of Fenner and write letter of concern to the Recreation Board.

Attorney Jim Stokes presented a draft local law on town clean-up to the Board for review. Will review and decides at September meeting. Attorney Stokes also presented a draft Nuisance/Noise Ordinance for review. Will review and decide at September meeting.

Supervisor Cary as for Board approval to send letter to Enel stating interest in looking into using solar energy which is on the same infrastructure as wind energy. Approved by the Board

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Wester	-	Aye

Councilperson Jones moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
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Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to accept Supervisor’s Report as presented. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to approve the payment of the General Fund Claim Nos.125-140 in the amount of \$19,457.26 as set forth in Abstract #8 and as audited. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Wester	-	Aye

Councilperson Strack moved to approve the payment of the Highway Fund Claim Nos.80-88 in the amount of \$16,153.22 as set forth in Abstract #8 and as audited. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to adjourn meeting. Seconded by Councilperson Jones. Meeting adjourned at 9:10 p.m.

Handouts and Reports: On file in Town Clerk’s Office
 Dog Control Officer’s Report
 Highway Supt. Report
 Code Enforcement Ofcr Rpts – May/June
 Ltr from Dept. of Air Force-Exp. Near Fenner Wind Farm
 Nationalgrid ltr. Re: surcharge assessment.
 Barb Henderson – Handout Local Farm Resources Worth Protecting

By Order of the Town Board
 Joanne Buyea, Town Clerk

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
COUNCILPERSON STOKER
COUNCILPERSON WESTER
HWY SUPT. HYATT
TOWN CLERK BUYEA

The regular meeting of the Fenner Town Board was called to order at 8:05 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Stoker. Approved by the Board.

OLD BUSINESS:

Board reviewed draft letter to Mayor Dougherty and approved same. Letter will be mailed.

NEW BUSINESS:

After brief discussion, Board approved setting up public hearings on Comprehensive Plan, Nuisance/Noise Ordinance and Property Maintenance Ordinance for October 14, 2009. Town Clerk Buyea will do Public Notices and also have put on the Town Website also with copies of ordinances.

Councilperson Stoker stated concerns received regarding tax collection site. Supervisor Cary passed out information received from the Town Attorney. After brief discussion, no action was taken at this time.

Councilperson Strack moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Jones Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Stoker moved to accept Supervisor's Report as presented. Seconded by Councilperson Wester. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Jones moved to approve the payment of the General Fund Claim Nos.140-151 in the amount of \$7,021.24 as set forth in Abstract #9 and as audited. Seconded by Councilperson Wester. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Strack moved to approve the payment of the Highway Fund Claim Nos.89-101 in the amount of \$38,778.17 as set forth in Abstract #9 and as audited. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to adjourn meeting. Seconded by Councilperson Jones. Meeting adjourned at 8:45 p.m.

Handouts and Reports: On file in Town Clerk's Office

Dog Control Officer's Report

Highway Supt. Report

Code Enforcement Ofcr Rpts – Sept. 09

NYS 1961 Opinions – Re: Location Receiver of Taxes

Village Vet Bill - \$109.55 (Held- payment by Owner)

Noise Ordinance

Property Maintenance Ordinance

By Order of the Town Board
Joanne Buyea, Town Clerk

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
COUNCILPERSON STOKER
COUNCILPERSON WESTER
HGWY SUPT. HYATT
TOWN CLERK BUYEA

The regular meeting of the Fenner Town Board was called to order at 8:01 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Stoker. Approved by the Board.

OLD BUSINESS:

NEW BUSINESS:

Councilperson Wester moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Stoker Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Stoker moved to accept Supervisor's Report as presented. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

After brief discussion, Town of Fenner Tax Collector informed Board that taxes will be collected at the Town Building one (1) day per week and at her home the other two (2) days, or by appointment. Times, hours and location will appear on tax bills. Supervisor Cary will check with Attorney and get back to Board.

Councilperson Wester reported concerns and complaints he has received about the boom mowing on Moraine Road. .

Public Hearing on Preliminary Budget for 2010 was opened at 8:15 p.m. Supervisor Cary informed Board that he had been informed that he received a new estimate from the State Retirement System raising cost from \$9,000 to \$18,000. Change approved and made on page 1 and page 15. No other comments were made. Public hearing closed at 8:18 p.m.

Councilperson Strack moved to adopt the Preliminary Budget as the Tentative Budget for 2010 with changes. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Supervisor Cary informed Board that the Vet bill presented at last meeting had been paid by the owner.

After brief discussion, Councilperson Strack moved to accept letter received from Mayor Dougherty regarding the Joint Youth Recreation Program concerns and send copy to concerned citizen. Seconded by Councilperson Stoker. Approved by Board.

The Public Hearing on the Comprehensive Plan was opened at 8:25 p.m. After brief discussion, no action was taken. It was noted that the Comprehensive Plan was not yet on the website and will be. The hearing was left open for more input throughout the month to Board members after posting.

The Public Hearing on the Noise/Nuisance Ordinance was opened at 8:40 p.m. and closed at 9:00 p.m. The Public Hearing on the Property Maintenance Ordinance was opened at 9:00 p.m. Numerous residents spoke stating opposition to these ordinances stating they were too strict and violated rights. A petition was presented with 50 signatures opposing these ordinances and 23 comments were heard opposing and expressing concerns about adding more laws. A comment made was that we still need to address the issues in a less restrictive and more cost efficient manner. Public Hearing minutes and petition on file in Town Clerk's office. The Board thanked everyone for their input. Several volunteers signed up to work with Town Board to address these issues in a more productive, cost efficient manner. Public Hearing Closed at 9:30 p.m.

Councilperson Strack moved to approve the payment of the General Fund Claim Nos.153-176 in the amount of \$2,937.93 as set forth in Abstract #10 and as audited. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Jones moved to approve the payment of the Highway Fund Claim Nos.102-116 in the amount of \$35,043.39 as set forth in Abstract #10 and as audited. Seconded by Councilperson Wester. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to adjourn meeting. Seconded by Councilperson Jones. Meeting adjourned at 9:35 p.m.

Handouts and Reports: On file in Town Clerk's Office
Dog Control Officer's Report
Highway Supt. Report
Code Enforcement Ofcr Rpts – Sept. 09
Copy showing Vet Bill paid - \$109.55 (by Owner)
Village of Caz. Ltr – Joint Rec. Prog.
Assoc. of Towns Teleconference Letter

By Order of the Town Board
Joanne Buyea, Town Clerk

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
COUNCILPERSON STOKER
COUNCILPERSON WESTER
HWY SUPT. HYATT
TOWN CLERK BUYEA

The regular meeting of the Fenner Town Board was called to order at 12.32 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Wester. Approved by the Board.

OLD BUSINESS:

Discussion continued on Previous Month's Public Hearing on Comprehensive Plan. Attorney Stokes handed out Madison County's Report on Plan. Resident suggested having maps showing public grounds, open space, etc. Identify Ag portion of town, including wet lands. Public Hearing was closed at 12:55 p.m.

Supervisor Cary reported that Tax collector has proposed her hours will be One (1) day per week at Town Building, or by appointment, and remainder at home. Councilperson Stoker moved to accept these hours. Seconded by Councilperson Wester. Approved by the Board. Supervisor Cary will notify Insurance Company of same.

NEW BUSINESS:

After brief discussion, it was decided to have a Citizen's Advisory Committee on enforcement meet and report back.. Robin Clarke will set same up.

Supervisor Cary reported that he had met with Representatives from Enel and discussed possibility of solar farm with them. The town is interested in pursuing in conjunction with Wind Farm on marginal land.

After brief discussion, Councilperson Strack moved to adopt Preliminary Budget as the 2010 Final Budget as presented. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to continue the process of getting a sign board for outside. Will get prices and suggestions for next meeting.

Councilperson Wester moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Strack Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Strack moved to accept Supervisor's Report as presented. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

After brief discussion of new No Burn Law - Highway Supt. Hyatt will check with Landfill on the costs, etc. of a 3 yd. dumpster and report back at next meeting.

After brief discussion of request from residents, businesses, etc. Supervisor Cary asked Board for authorization to talk with 911 about changing address which has caused problems as there are two East Roads in Cazenovia. Will report back at next meeting.

Councilperson Stoker reported that he recently attended Joint Youth Recreation Meeting. They will hold a couple meetings each year.

Councilperson Strack moved to approve the payment of the General Fund Claim Nos.176-188 in the amount of \$2,911.38 as set forth in Abstract #11 and as audited. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Jones moved to approve the payment of the Highway Fund Claim Nos.117-133 in the amount of \$8,970.07 as set forth in Abstract #11 and as audited. Seconded by Councilperson Wester. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to adjourn meeting. Seconded by Councilperson Jones. Meeting adjourned at 1:25 p.m.

Handouts and Reports: On file in Town Clerk's Office
Dog Control Officer's Report
Highway Supt. Report
Code Enforcement Ofcr Rpts – Oct. 09
“Just Elected” – Teleconference
County Memo on Sales Tax distribution
Joe Fallon Memo on JYR meeting.

By Order of the Town Board
Joanne Buyea, Town Clerk

FENNER TOWN BOARD
TOWN OFFICE BUILDING – 12:30 PM
December 09, 2009

PRESENT: SUPERVISOR CARY
COUNCILPERSON JONES
COUNCILPERSON STRACK
COUNCILPERSON STOKER
COUNCILPERSON WESTER
HWY SUPT. HYATT
TOWN CLERK BUYEA

The regular meeting of the Fenner Town Board was called to order at 12.35 p.m. by Supervisor Cary with the pledge to the flag.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Stoker. Approved by the Board.

OLD BUSINESS:

Supervisor presented three options proposed by 911 on the address change for East Road. Town Clerk will send copies of options to all residents on East Road and ask for input. Public Hearing will be set up at later date.

Councilperson Wester updated board on information received on outdoor sign. Asked Board for authorization to purchase not to exceed \$800.00. Councilperson Stoker moved to authorize purchase. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary reported that the building is in need of a new roof. Asked Board for permission To pursue grant funding for same and also to pay bill to Mike Bodley when received for emergency repairs he recently made. Approved by Board.

NEW BUSINESS:

Attorney Stoke presented copies of suggested maps and minor editing on Comprehensive Plan. After brief discussion, Councilperson Wester moved to adopt Resolution #9, a resolution making a determination of significance under the NYS Environmental Quality Review Act and adopting a Town Comprehensive Plan pursuant to Section 272-a of the Town Law. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

**RESOLUTION NO. 9
OF THE TOWN BOARD
OF THE TOWN OF FENNER**

A RESOLUTION MAKING A DETERMINATION OF SIGNIFICANCE
UNDER THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT
AND ADOPTING A TOWN COMPREHENSIVE PLAN PURSUANT TO
SECTION 272-a OF THE TOWN LAW

WHEREAS, pursuant to the direction of this Town Board, a special committee consisting of members of the Town Planning Board and the Town Board (“Special Committee”) has prepared and presented a proposed Town Comprehensive Plan to the Town Board of the Town of Fenner, and

WHEREAS, a long form environmental assessment form (“EAF”) has been prepared and reviewed in regard to the adoption of the Comprehensive Plan, which EAF is currently on file with the Town Clerk, and

WHEREAS, the Special Committee has previously conducted a public hearing on the proposed Comprehensive Plan as required under Section 272-a of the Town Law, and

WHEREAS, pursuant to a reference duly made pursuant to the provisions of Section 239- m of the General Municipal Law, the Madison County Planning Agency has recommended the return of the proposed Comprehensive Plan for local determination, and

WHEREAS, upon notice duly published and posted, the Town Board held a public hearing on the proposed Comprehensive Plan, which public hearing was closed on the 12th day of November, 2009.

NOW THEREFORE IT IS HEREBY RESOLVED AS FOLLOWS:

1. The adoption of the Comprehensive Plan is a Type I action for purposes of the New York State Environmental Quality Review Act. There are no involved federal agencies and no other involved agencies. The proposed Comprehensive Plan does cover areas of the Town located within agricultural districts but does not involve the exercise of eminent domain or other public acquisition of land or the advance of public funds for any construction within an agricultural district.
2. The adoption of the Comprehensive Plan will not result in any significant adverse environmental impacts. A negative declaration pursuant to the New York State Environmental Quality Act shall be prepared and filed in accordance with SEQRA’s implementing regulations. The reasons supporting this determination are as follows:
 - a. the action consists solely of a legislative enactment designed and intended to minimize future adverse environmental effects from inadequately planned land use and development;
 - b. no specific development projects are planned under, envisioned by or made more likely as a consequence of the adoption of the Comprehensive Plan;
 - c. the Comprehensive Plan seeks to foster the preservation of farmland and open space, which, if achieved, would avoid potential adverse effects from future development actions on these lands;
 - d. no concerns or complaints related to potential environmental issues were expressed either at the public hearing held by the Special Committee or at the public hearing held by this Town Board;

3. The Town of Fenner Comprehensive Plan dated December, 2009 is hereby approved and adopted. Said adopted plan shall be filed in the office of the Town Clerk of the Town of Fenner.

Dated: December 9, 2009

Supervisor Cary informed the Board that he has authorized Ron Proctor to repair/replace South door.

Councilperson Jones moved to accept the Town Clerk's Report as presented. Seconded by Councilperson Wester Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Stoker moved to accept Supervisor's Report as presented. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to approve the payment of the General Fund Claim Nos.188-205 in the amount of \$4,899.65 as set forth in Abstract #12 and as audited. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Strack moved to approve the payment of the Highway Fund Claim Nos.134-147 in the amount of \$3,786.44 as set forth in Abstract #12 and as audited. Seconded by Councilperson Stoker. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye
Councilperson Stoker	-	Aye
Councilperson Wester	-	Aye

Councilperson Wester moved to adjourn meeting. Seconded by Councilperson Jones. Meeting adjourned at 1:12 p.m.

Handouts and Reports: On file in Town Clerk's Office
Dog Control Officer's Report
Highway Supt. Report
Code Enforcement Ofcr Rpts – Nov. 09
911 Options on Address Change
Time Warner Cable Legal Notice
Caz. Joint Rec. Budget

By Order of the Town Board
Joanne Buyea, Town Clerk