

**Eaton Town Council Regular Board Meeting Minutes,
Tuesday, September 16th, 2025 at 6:00 pm
Town of Eaton Office Building, 35 Cedar Street, Morrisville, New York, there were
present:**

Joseph Wicks, Supervisor
Jeff Golley, Councilmember - Absent
Dave Verne, Councilmember
Stephen Dickerson, Councilmember
Jean Hilts, Councilmember
Dean Curtis, Town Clerk
Larry Phillips, Highway Superintendent
Amy Will, Secretary to Supervisor

Also present: Paul Rhyde, Carol Borg, Jim Kallmerten, Ken Masker, Mary Helmer

Call to order & Welcome: The Meeting opened at 6:00 pm with the Pledge of Allegiance.

PUBLIC COMMENT (5 min):

Carol Borg – Inquired about the speed study being done on Westcott Rd, Supervisor Wicks gave update.

Ken Masker – Asked if there was any update on the STR (Short Term Rental) Law, Supervisor Wicks stated it was still in the discovery process.

RESOLUTION 2025- 117 : Open the public hearing (“A Local Law Amending Chapter 180 of the Town of Eaton Code to Establish Traffic Regulations”)

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

Resolved that Town Board recess the Regular Town Board Meeting and open the Public Hearing at 6:08 p.m.

Supervisor Wicks reviewed the Local Law with the Board

RESOLUTION 2025- 118 : Close the public hearing

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

With all persons being heard for or against, Resolved that the public hearing be closed at 6:12 p.m. and continue with the Regular Scheduled Town Board Meeting.

REGULAR MONTHLY MEETING:**CODES OFFICER REPORT:****Town of Eaton****Codes Officer Report****08/01/2025 - 08/31/2025**

Type	Date	Comment	Name	Fee
Variance	08/07/2025	Septic 5116 Westcott Rd	Hiser, Janet & Mike	175.00
Variance	08/11/2025	2 nd Story Add 4872 Westcott	Conrad, Russ	175.00
Variance	08/25/2025	Deck, 3248 Howlett Rd	Sisson, Deborah	175.00
Special Permit	08/21/2025	Manuf Home, Pratts Rd	Schaffer, William	175.00
Building Permit	08/12/2025	#35-25 12x26 Deck 3474 Westview	Morgan, William/David	216.80
Building Permit	08/12/2025	#34-25 2 bdr mod, 5218 Westcott	Hallam, Cheryl	871.75
Building Permit Ren	08/01/2025	#19-24 New Car Dealership	CFI Design Mgt	50.00
Building Permit Ren	08/20/2025	#09-23 4820 House/Sept	Maciag Jr, Henry	50.00
Building Permit Ren	08/28/2025	#12-19	Mckaig, Daryl	50.00
Building Permit Ren	08/29/2025	#36-18 3300 Rt 46	Hutch Realty LLC	50.00
Fire Works Permit	08/15/2025	#37-25 Heritage Farm Inc	Speciale FW Inc	110.00
Generator Permit	08/14/2025	#36-25 4241 Trestle Lake	Cerullo, Scot	110.00
Septic Permit	08/08/2025	#32-25 5164 Westcott Rd	Kelly, Kyle	110.00
Septic Permit	08/18/2025	#38-25 3046 Camp Road	Winston, Linda	110.00
Tent Permit	08/04/2025	#28-25 40x100 Tent w/ Sides	Camp, Aaron	110.00
		Total		\$2,788.55

TOWN CLERKS REPORT:

- Board of Assessment Review – Still need two members
- .gov website is up and running
- Dog licensure and Wanderers Rest- waiting on guidance from Town Attorney

TOWN CLERK'S MONTHLY REPORT

TOWN OF EATON, NEW YORK

AUGUST, 2025

TO THE SUPERVISOR:

PAGE 1

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>175.90</u>
<u>1</u>	MARRIAGE LICENSES NO. 25009 TO 25009	<u>17.50</u>
<u>1</u>	MARRIAGE OFFICIANTS NO. 000004 TO 000004	<u>25.00</u>
<u>12</u>	MARRIAGE CERTIFIED CPY	<u>120.00</u>

TOTAL TOWN CLERK FEES	338.40
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A1603

<u>25</u>	DEATH CERTIFIED COPIES	<u>250.00</u>
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TOTAL A1603	250.00
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A2544

<u>43</u>	DOG LICENSES	<u>638.00</u>
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TOTAL A2544	638.00
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B2110

<u>3</u>	VARIANCE	<u>525.00</u>
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TOTAL B2110	525.00
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B2115

<u>1</u>	SPECIAL PERMIT	<u>175.00</u>
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TOTAL B2115	175.00
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B2555

<u>2</u>	BUILDING PERMIT	<u>1,088.55</u>
<u>5</u>	BUILDING PERMIT RENEWAL	<u>450.00</u>
<u>2</u>	SEPTIC PERMIT	<u>220.00</u>
<u>1</u>	GENERATOR	<u>110.00</u>
<u>1</u>	TENT PERMIT	<u>110.00</u>
<u>1</u>	FIRE WORKS PERMIT	<u>110.00</u>

TOTAL B2555	2,088.55
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TOWN CLERK'S MONTHLY REPORT

AUGUST, 2025

page 2

DISBURSEMENTS

PAID TO SUPERVISOR FOR GENERAL FUND	<u>1,226.40</u>
PAID TO SUPERVISOR FOR PART TOWN FUND	<u>2,788.55</u>
PAID TO NYS DEC FOR DECALS	<u>3,065.10</u>
PAID TO NYS ANIMAL POPULATION CONTROL PROGRAM	<u>73.00</u>
PAID TO NYS HEALTH DEPT FOR MARRIAGE LICENSES	<u>22.50</u>
TOTAL DISBURSEMENTS	7,175.55

RESOLUTION 2025- 119 : Acceptance of Minutes – August 12th, 2025

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

Resolved that the minutes for August 12th, 2025 be accepted.

HIGHWAY REPORT:

Highway Superintendent Phillips painted parking lines for Town Building

OGS contract was awarded for Salt, Town buying off the State Contract \$1.48 a ton, which is higher than last year, Town bought 600 ton ordered

Superintendent Phillips has concerns about the Salt Shack roof

Dolomite/Ulster – Pave Pugh Road, Davis Corner to the Town Line.

Suit Kote – Micro Paving, majority of roads are completed, shoulders are on

SUPERVISOR REPORT:

Extension Court Grant, Emergency Door for Court, 3 quotes

Park Finalizing Contract – waiting on determination letter per Supervisor Wicks

Softball League donated \$250 to the Town in appreciation for use of the Park

RESOLUTION 2025- 120 : Approval of September 16th, 2025 Supervisor Report

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

Resolved that the Supervisor Report Submitted on September 16th, 2025 is accepted and approved

OLD BUSINESS:

Pine Woods/Fargo's Corner Cemetery – Still waiting on decision on ownership, waiting on update from Town Attorney.

NEW BUSINESS:**RESOLUTION 2025- 121 : Adoption of local law 4-2025 ("A Local Law Amending Chapter180 of the Town of Eaton Code to Establish Traffic Regulations")**

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

Resolved that Town of Eaton Town Board adopt ("A Local Law Amending Chapter180 of the Town of Eaton Code to Establish Traffic Regulations")

TOWN OF EATON
TOWN BOARD RESOLUTION 2025-121
September 16, 2025
TOWN OF EATON LOCAL LAW NO. 4 OF 2025

(“A Local Law Amending Chapter 180 of the Town of Eaton Code to Establish Traffic Regulations”)

The following resolution was offered by Councilmember Hilts, who moved its adoption, seconded by Councilmember Verne, to wit:

WHEREAS, pursuant to the provisions of § 1660(a)(28) of the Vehicle and Traffic Law of the State of New York, a proposed local law titled Local Law No. 4-2025, “A Local Law Amending Chapter 180 of the Town of Eaton Code to Establish Traffic Regulations” was presented and introduced at a regular meeting of the Town Board of the Town of Eaton held on August 12, 2025; and

WHEREAS, a public hearing was held on such proposed Local Law on this 16th day of September, 2025, by the Town Board of the Town of Eaton and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed Local Law having been in the possession of the members of the Town Board of the Town of Eaton in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, the enactment of Local Law No. 4-2025 has previously been determined to be a Type II action, thus concluding the environmental review process; and

WHEREAS, it is in the public interest to enact said Local Law No. 4-2025.

NOW, THEREFORE, it is

RESOLVED, that the Town Board of the Town of Eaton, Madison County, New York, does hereby enact Local Law No. 4-2025 as follows:

**“TOWN OF EATON
LOCAL LAW NO. 4 OF 2025
A LOCAL LAW AMENDING CHAPTER 180 OF THE TOWN OF EATON CODE
TO ESTABLISH TRAFFIC REGULATIONS**

Be it enacted by the Town of Eaton Town Board, as follows:

Section 1.

So that a new Article III of Chapter 180 of the Town of Eaton Code, titled “Traffic Regulations,” is hereby established, which shall read in its entirety as follows:

“Article III Traffic Regulations

§180-8 Schedules; adoption of regulations.

- A. For the purpose of maintaining an accurate record of all regulations adopted under the provisions of this Chapter, there is hereby established a system of schedules, appearing in this Article, in which shall be entered all regulations after adoption. Such schedules shall be deemed a part of the section to which they refer. All regulations shall be adopted with reference to the appropriate schedule as indicated in the various sections of this chapter.
- B. Regulations shall be adopted by the Town Board in accordance with provisions of the Town Law and the Vehicle and Traffic Law, or by an officer or agency authorized by the Town Board to adopt regulations pursuant to § 1603 of the Vehicle and Traffic Law.

§180-9 Truck route.

- A. Through freight motor truck routes.

1. Those routes, including roads and parts of roads, as may be periodically designated by regulation of the Town Board and filed with the Town Clerk, are hereby declared to be through freight motor truck routes.
2. No through freight motor truck having a gross weight of vehicle plus load in excess of five tons or 10,000 pounds, said weight to be ascertained by computing the entire weight of a vehicle or truck plus load or, in the event that said vehicle is a tractor-trailer, then by computing the entire weight of the tractor and trailer plus load, shall be permitted, driven or operated on any public roads other than those established by resolution or local law as through freight motor truck routes; provided, however, that adequate visible signs shall be posted at intersections marking the street so designated.
3. The provisions hereof shall not be construed to prevent deliveries of merchandise or other property along any public road from which such vehicles are excluded; provided, however, that freight motor trucks (in excess of 10,000 pounds) must use the most direct route to and from the through truck route nearest their destination unless, in the interest of safety, a variation is approved by the Town Board after cause is shown for the variation. The provisions hereof shall not be construed to prevent the normal operation of trash and garbage pickup, nor shall it apply to emergency, fire, police, rescue or public utility vehicles.

B. Through freight motor truck routes.

1. Cole Road at the intersection of Route 26 to Brown Road.
2. Brown Road at the intersection Cole Road to the Madison County Highway Facility.

§180--10 Trucks over certain weights excluded.

Trucks in excess of the weights indicated are hereby excluded from the streets or parts of streets described in Schedule I: Trucks Over Certain Weights Excluded (§ 180-11), attached to and made a part of this Chapter, except for the pickup and delivery of materials on such streets.

§180-11 Schedule I: Trucks Over Certain Weights Excluded

In accordance with the provisions of § 180-10, trucks in excess of the weights indicated are hereby excluded from the following streets or parts thereof, except for the pickup and delivery of materials on such streets:

Name of Street	Weight Limit (tons)	Location
Cole Road	4	NYS Route 20 to Brown Road
McQueen Road	4	Entire Road

§180-12 Penalties for offenses.

Any violation of this Article shall be punishable as follows:

- A. For a first offense, by a fine of not more than \$100 or imprisonment for not more than 15 days, or both.
- B. For a second conviction within 18 months, by a fine of not more than \$200 or imprisonment for not more than 45 days, or both.
- C. For a third conviction within 18 months, by a fine of not more than \$300 or imprisonment for not more than 90 days, or both."

Section 2. Validity and Severability.

If any clause, sentence, paragraph, section, or part of this Local Law is declared by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to said clause, sentence, paragraph, section, or part of this Local Law.

Section 3. Effective Date.

This Local Law shall take effect immediately upon filing in the office of the Secretary of State."

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

David Verne	Councilor	Voted	Yes
Jean Hills	Councilor	Voted	Yes
Stephen Dickerson	Councilor	Voted	Yes

Jeff Golley

Councilor

Voted

Absent

Joseph Wicks

Supervisor

Voted

Yes

The foregoing resolution was thereupon declared duly adopted.

RESOLUTION 2025 - 122 : Introduction to Local Law 5 – 2025 (“A Local Law Authorizing a Tax Levy in Excess of the Limit Established in General Municipal Law §3-C for the 2026 Fiscal Year”).

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

Resolved that Town of Eaton Town Board introduce Local Law 5-2025 (“A Local Law Authorizing a Tax Levy in Excess of the Limit Established in General Municipal Law §3-C for the 2026 Fiscal Year”).also advertise Public Hearing October 14th, 2025 at 6:05 pm.

TOWN OF EATON

TOWN BOARD RESOLUTION 122 - 2025

September 16, 2025

LOCAL LAW NO. 5 OF 2025

(“A Local Law Authorizing a Tax Levy in Excess of the Limit Established in General Municipal Law §3-C for the 2026 Fiscal Year”)

Councilmember Dickerson introduced proposed Local Law No. 5 of 2025 to authorize a tax levy in excess of the limit established in General Municipal Law §3-c for the 2026 fiscal year and made the following Resolution, which was seconded by Councilmember Verne:

WHEREAS, proposed Local Law No. 5 of 2025 will allow the Town of Eaton to adopt a budget for the fiscal year commencing January 1, 2026 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. 5 of 2025 at the Eaton Town Hall located at 35 Cedar Street in the Village of Morrisville, New York on October 14, 2025 at 6:05 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	Yes
David Verne	Councilmember	Voted	Yes
Jeffrey Golley	Councilmember	Voted	Absent
Joseph Wicks	Supervisor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

RESOLUTION 2025 - 123 : Appointment of Christine Boyden to Clerk Part Time.

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

Resolved that the Town Board appoint Christine Boyden to Clerk Part Time effective September 16, 2025 – December 31, 2025 paid \$5,341.00 annually.

RESOLUTION 2025 - 124 : Appointment of Christine Boyden to Deputy Town Clerk - TABLED

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

Resolved that the Town Board appoint Christine Boyden to Deputy Town Clerk effective September 16, 2025 – December 31, 2025 paid \$9,417.00 annually.

RESOLUTION 2025 - 125 : Budget Transfers/Amendments

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

Resolved that the Board grant authority to Supervisor Wicks to move monies within 2025 Budget to keep all lines in balance:

Budget Transfers for September 2025

<u>Appropriation Over Budget</u>	<u>Amount</u>	<u>Transfer from</u>
A1410.4 (Town Clerk Contractual)	\$200.00	A1990.4 (Contingency)

Audit and approval of Bills

- **PAY THE BILLS:**

RESOLUTION 2025- 126 : Audit of Claims for Abstract 9 for 2025 dates.

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

Resolved that the bills contained on Abstract #9 - 2025 have been reviewed by the Town Board and are authorized for payment in the following amounts:

Abstract 9 – 2025

General A Fund	No.	114	through	126	\$3,569.95
General B Fund Part Town	No.	34	Through	38	\$1,329.16
General H – Capital Machine	No.		Through		
Street Lighting SL	No.	9	Through	9	\$584.07
Highway Fund Townwide DA	No.	64	through	67	\$3,971.04
Highway Fund Part Town DB	No.	30	Through	33	\$72,186.67
			Total		\$81,640.89

EXECUTIVE SESSION**RESOLUTION 2025- 127 : Executive Session**

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

Resolved that this Board move into an Executive Session for 1. F. employment at 6:39 p.m.

RESOLUTION 2025- 128 : Return to Regular Session

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

Resolved that the Board return to regular session at 6:53 p.m.

ADJOURNMENT:

With no further business, on a motion of Councilmember Dickerson, seconded by Councilmember Hiltz, the meeting was adjourned at 7:03 p.m. Carried unanimously.

Respectfully Submitted, Dean Curtis, Town Clerk/Tax Collector