

**Eaton Town Council Regular Board Meeting Minutes,
Tuesday, February 11th, 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 - Absent

Also present: Amy Will, Bookkeeper, Todd Szewczyk, Chris Cochran, Danielle Papelino

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

PUBLIC COMMENT (5 min):

Todd Szewczyk – asked about any update to the Wind Solar Project – Supervisor Wicks responded with update

Danielle Papelino – asked about update to the Town Park – Supervisor Wicks responded with update, also asked about using the Park for Slow pitch softball league.

Chris Cochran – from Cochran Advisors gave a brief summary of the Economic Development and Vision Plan for the Town of Eaton. Full document can be viewed on line at:

https://www.townofeaton.com/sites/default/files/fileattachments/town_council/meeting/packets/2606/town_of_eaton_vision_plan_2025.pdf

REGULAR MONTHLY MEETING:

CODES OFFICER REPORT:

Town of Eaton
Codes Officer Report
01/01/2025 - 01/31/2025

Type	Date	Comment	Name	Fee
Building Permit	01/28/2025	#03-25 Replace Furnace	Hoolbrook HTG –L Conner	110.00
Building Permit Ren	01/14/2025	#19-23 Pool Permit	Colin- Jacob Donovan	50.00
Generator Permit	01/06/2025	4855 Westcott Rd	Marra, Michael	110.00
COFO	01/23/2025	#18-23 2 nd Temp COFO	McHugh, Dawn & Patrick	75.00
		Total		\$345.00

TOWN CLERKS REPORT:

- Total taxes collected \$2,702,932.15 - 2025 , \$ 2,568,963.88 – 2024, \$2,443,623.82- 2023, 2022 - \$2,331,409.47 – 2022, \$2,381,345.14 – 2021
- Town of Eaton Cable Television Franchise Agreement with Charter Communications
- Planning and Zoning Training Session with Nadine Bell Town Attorney February 25th 7-9 pm open to all Public Notice NY0137672
- Resignation of Deputy Town Clerk Pam Lock

Review minutes of January 15th 2025 Regular Town Board/Organizational Meeting.

TOWN CLERK'S MONTHLY REPORT

TOWN OF EATON, NEW YORK

JANUARY, 2025

TO THE SUPERVISOR:

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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	_____ 5	MARRIAGE CERTIFIED CPY	_____ 50.00
TOTAL TOWN CLERK FEES			50.00
<hr/>			
A1603	_____ 49	DEATH CERTIFIED COPIES	_____ 490.00
TOTAL A1603			490.00
<hr/>			
A2544	_____ 8	DOG LICENSES	_____ 82.00
TOTAL A2544			82.00
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B2555	_____ 1	BUILDING PERMIT	_____ 110.00
	_____ 1	BUILDING PERMIT RENEWAL	_____ 50.00
	_____ 1	GENERATOR	_____ 110.00
TOTAL B2555			270.00
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B2590	_____ 1	CERTIFICATE OF OCCUPANCY	_____ 75.00
TOTAL B2590			75.00

TOWN CLERK'S MONTHLY REPORT

JANUARY, 2025

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DISBURSEMENTS

PAID TO SUPERVISOR FOR GENERAL FUND	_____ 622.00
PAID TO SUPERVISOR FOR PART TOWN FUND	_____ 345.00
PAID TO NYS ANIMAL POPULATION CONTROL PROGRAM	_____ 18.00
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TOTAL DISBURSEMENTS	985.00

RESOLUTION 2025- 36 : Approval of Minutes – 1/15/2025

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 4, Nays: 0
Resolved that the minutes for January 15th, 2025 be approved.

HIGHWAY REPORT:

SUPERVISOR REPORT:

RESOLUTION 2025- 37 : Approval Supervisor Report as Submitted:

On a motion of Councilmember Hilts, seconded by Councilmember Verne, the following resolution was: ADOPTED: Ayes: 4, Nays: 0
Resolved that the Supervisor Report for the month of February 11th 2025 be approved.

NEW BUSINESS:

RESOLUTION 2025- 38 : Advertise/Post Legal Notice for Weight Limits on Town of Eaton Roads

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

Resolved that Town Superintendent have authorization from the Town Board to advertise and post Legal Notice for Weight Limits on Town Roads within the Town of Eaton. Posted on Town Bulletin Board, Town website and Oneida Daily Dispatch. NY0137670

LEGAL NOTICE

Pursuant to Section 1660 of the Vehicle and Traffic Law, any and all Town of Eaton Highways may be closed to any vehicle with a weight in excess of 4 tons per axle. Such closing becomes effective upon posting of signs and terminates when signs are removed per order of the Town Board, Town of Eaton.

Dated: February 12th 2025

Dean Curtis, Town of Eaton/Town Clerk

RESOLUTION 2025- 39 : Codes Enforcement Sharing IMA

On a motion of Councilmember Hilts, seconded by Councilmember Verne, the following resolution was: ADOPTED: Ayes: 3, Nays: 0 Abstentions: 1- Supervisor Wicks

Resolved that the Town of Eaton and the Town of Lebanon, pursuant to the provisions of General Municipal Law Section 119-O regarding mutual sharing plans, are desirous of joining together to provide the other Town with a duly qualified and trained CEO to act when the CEO of their Town is not available or able to provide the required Code Services

RESOLUTION NO. 2025-25

OF THE TOWN OF EATON COUNCIL

INTERMUNICIPAL AGREEMENT REGARDING SHARED SERVICES OF CODE ENFORCEMENT OFFICERS

THIS AGREEMENT, made and entered into this 11th day of February, 2025, between the TOWN OF EATON, a municipal cooperation of the State of New York, with office located at 35 Cedar Street, Morrisville, New York 13408 (“Eaton”) and the Town of Lebanon, a municipal corporation of the State of New York, with offices at 1210 Bradley Brook Road, Earlville, New York 13332 (“Lebanon”).

WITNESSETH:

Whereas, Eaton and Lebanon have each enacted local laws to administer and enforce the New York State Fire Prevention and Building Code (the “Code”) and local land use regulations and Building Codes, which codes require the appointment of a Code Enforcement Officer (“CEO”) to enforce the provisions of said Codes (“Codes Services”), and

Whereas, the Boards of the Town of Eaton and the Town of Lebanon have each appointed CEOs for their respective towns, but recognize that from time to time said CEO’s may not be available to perform Code Services by reason of illness, emergency, absence, or vacation, and

Whereas, the Town of Eaton and the Town of Lebanon, pursuant to the provisions of General Municipal Law Section 119-O regarding mutual sharing plans, are desirous of joining together to provide the other Town with a duly qualified and trained CEO to act when the CEO of their Town is not available or able to provide the required Code Services.

NOW, THEREFORE, IT IS HEREBY AGREED, by the Town of Eaton and the Town of Lebanon as follows:

1. To the greatest extent possible, both Eaton and Lebanon agree to cooperate in providing Codes Services as needed in either of said municipalities when its CEO is unavailable or unable to provide such Codes Services. Each Town reserves the right to deny a request for Code Services if the requesting Town does not have adequate staffing within its Code Enforcement Department to support the request.
2. In providing Code Services, the responding Town shall make available and provide a duly trained or qualified CEO to the requesting Town.
3. To facilitate the responding Town's CEO's furnishment and administration of Codes Services on behalf of the requesting Town, any authority heretofore conferred upon the requesting Town's CEO pursuant to the requesting Town's Town Code or other applicable law, rule, or regulation, is hereby conferred upon the responding Town's CEO.
4. For the sole purpose and to the extent necessary in order to give official status to the acts of the responding Town's CEO when performing municipal duties and functions for the requesting Town, said responding Town's CEO shall be considered a duly appointed official of the requesting Town, authorized to perform Codes Services in and on behalf of the requesting Town.
5. Each requesting Town shall provide such supplies, materials, staff, and other items needed for the responding Town's CEO to perform Codes Services in and for the requesting Town.
6. Each party shall respond to any need and request for the Code Services as soon as able.
7. The parties agree that the respective CEO for each Town shall at all times, remain an employee of such Town and shall not be an employee of the requesting Town. As such, all personnel costs associated with the CEOs, which shall include, but are not limited to compensation, benefits, Workers' Compensation insurance, and retirement, shall continue to remain the exclusive responsibility of the respective Town employer. Accordingly, each Town shall:
 - (a) be responsible for injury to its own CEO when said CEO is providing cooperative Code Services, if it is a Workers' Compensation injury.
 - (b) Pay its CEO as it would if the Code Services were being performed for the provider Town. Notwithstanding this provision, if requested by the providing Town, the services of the CEO will be reimbursed to the providing Town in accordance with the providing Town's hourly CEO rate, plus the cost of benefits to that CEO.
 - (c) The receiving Town shall be liable for the providing Town's CEO actions which occur in the performance of such Code Services and shall indemnify and hold the providing Town harmless with respect to same, including any attorneys' fees incurred resulting therefrom or related thereto.

- 8. Eaton and Lebanon do each hereby agree to obtain and thereafter continue to keep in full force and effect general liability insurance, and public officers’ liability insurance relative to this Agreement during all phases of the performances of the various provisions to be performed herein.
- 9. The term of this Agreement shall be from the date of acceptance through to December 31, 2024, and shall be renewed automatically for an additional term of one (1) year each starting January 1st the following year, unless either party shall notify the other in writing, no later than sixty (60) days prior to the end of the term, of its election not to renew.
- 10. Each Supervisor has executed this Agreement pursuant to a Resolution duly adopted by the Boards of their respective Town and are duly authorized and empowered to execute this instrument and enter into such an agreement on behalf of the Town. This instrument shall be executed in multiple copies. At least one copy shall be permanently filed, after execution thereof, in the office of the Clerks of the Town of Eaton and the Town of Lebanon.
- 11. This Agreement may be executed in counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument.
- 12. This Agreement represents the entire agreement of the parties and may not be modified or amended except in writing duly approved by each of the parties.
- 13. This Agreement specifically rescinds, replaces and supersedes any and all previous agreements between parties related to shared Code Services, including but not limited to any previous agreement between the Town of Eaton and the Town of Lebanon.

IN WITNESS WHEREOF, the parties hereto affix their hands and seals the dates set forth below.

Dated: February 11th , 2025

TOWN OF EATON

RESOLUTION 2025- 40 : Resignation of Town of Eaton Deputy Town Clerk/Building Custodian

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

Resolved that Town of Eaton Town Board accept the resignation of Deputy Town Clerk/Building Custodian Pam Locke effective April 30th 2025. The Board also grants permission for Town Clerk to advertise and post position and start the interview process.

- **Budget Transfers**

RESOLUTION 2025- 41 : February 2025 Budget Transfers :

On a motion of Councilmember Verne, 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 February 2025

<u>Appropriation Over Budget</u>	<u>Amount</u>	<u>Transfer from</u>
A1330.4 (Tax Collector Contractual)	\$434.00	A1990.4 (Contingency)
B9040.8 (Workers Compensation)	\$135.00	B9010.8 (State Retirement)

Audit and approval of Bills:

RESOLUTION 2025- 42 : Audit of Claims for Abstract 2 for 2025 dates.

On a motion of Councilmember Verne, seconded by Councilmember Hilts, the following resolution was: ADOPTED: Ayes: 4, Nays: 0
 Resolved that the bills contained on Abstract #2 have been reviewed by the Town Board and are authorized for payment in the following amounts:

Abstract 2 – 2025

General A Fund	No.	13	through	31	\$ 8,854.11
General B Fund Part Town	No.	6	through	10	\$ 983.23
Street Lighting SL	No.	2	through	2	\$ 572.34
Highway Fund Townwide DA	No.	9	through	20	\$ 30,477.10
Highway Fund Part Town DB	No.		Through		
			Total		\$ 40,886.78

ADJOURNMENT:

With no further business, on a motion of Councilmember Dickerson, seconded by Councilmember Verne, the meeting was adjourned at 6:51 p.m. Carried unanimously.

Respectfully Submitted, Dean Curtis, Town Clerk/Tax Collector