

**TOWN OF HANNIBAL  
REGULAR BOARD MEETING  
MARCH 16, 2016  
7:00 PM**

**Present:** Deputy Supervisor Virginia Wilbur  
Councilman Randy Hendricks  
Councilman Richard Shoults  
Councilman Gary Thompson  
Town Clerk Denise Hafner  
Highway Supervisor George Ritchie

**Absent:** Supervisor Ronald Greenleaf

**Others Present:** Code Enforcement Officer Wayne Newton; Justice Jack S. Beckwith, Jr.; Planning Board Member Gregg Stupp, Sr.; County Legislator Terry Wilbur; Dog Control Officer Theresa Penfield; Gregg Stupp, Jr.; George & Carol Darling; Larry Flint; Ellen Killicutt; Chris Harris; Alicia Hafner; Sean Simpson; Katie Taylor; Mike Pereira; Reporter for The Valley News; and several other members of the community.

Deputy Supervisor Virginia Wilbur called the meeting to order at 7:00pm with the Pledge of Allegiance to the Flag. Gregg Stupp, Sr. opened the meeting with prayer.

**Public Session:**

- A concerned resident from Kelly Road expressed deep concerns and frustrations about the situation with the business Affinity operating and dumping loads of waste from the Nestle site in Fulton onto the property on Kelly Road even though the property is not zoned for commercial use. Code Enforcement Officer Wayne Newton replied that he would be speaking with the gentleman on Friday to fill out an application and that if there is no compliance, the matter will be handled in court.
- Carol Darling, State Route 3, informed the Board that there will be a Rabies Clinic held at the Town Barn on July 6<sup>th</sup>, 2016 from 6-8 pm. She also stressed the importance of having your pet vaccinated and that this is a State Law.
- County Legislator Terry Wilbur mentioned that the Clinic would be held every other year in Hannibal alternating with Granby.
- Councilman Gary Thompson publicly thanked Mrs. Darling for promoting the Rabies Clinic.
- Sean Simpson, Durbin Road, expressed several concerns with the way the Highway Department is now operated. Recently a plow and truck were damaged due to mismanagement. He also questioned whether the Town's Insurance would cover incidents when plows are being operated by one man rather than the recommended two. Another concern expressed was the decision to hire W.D. Malone to repair a washed out culvert on Muck Drive that could have been handled by the Highway Department or the County. He also felt there was a conflict of interest for the Highway Superintendent to hire W.D. Malone due to the fact the Highway Superintendent's son works for the company.
- Highway Superintendent Ritchie explained that he chose to use an excavator due to the hole in the road reaching five feet. He also explained that the accident with the plow truck was a result of plowing the roads when the employees had been told by him to sand only.

- Ellen Killicutt, Hannibal resident, reminded the Highway Superintendent that he works for the Town of Hannibal and that he should conduct himself in a professional manner, especially during a Board Meeting addressing a Town resident and taxpayer who has a right to ask questions. There should be no tone or bad verbiage spoken from someone sitting at the bench.
- Carl Salvagan, County Route 7, questioned what the status of the solar panel project was and whether any research had been done. He also asked if the Town would consider providing a dumpster for collecting roadside litter again this year in recognition of Earth Day/Week.
- County Legislator Terry Wilbur stated that if the Town did want to participate again this year it would need to be approved at this meeting in order to hold during Earth Week. He also recommended leasing a smaller bin than the one leased last year which was too big.
- Justice Jack Beckwith, Jr. suggested that the Town allow residents to put their household trash in the bin if it is not charged by weight. This would help those residents with piled up trash to clean up their property when they may not be able to afford having the trash hauled away.
- Highway Superintendent George Ritchie offered the use of a town dump truck parked at the Town Barn to collect the trash. After some discussion it was decided that there could be a liability problem if a dump truck were used.
- Councilman Gary Thompson responded to the question about the solar panel project stating that due to the cost of electricity dropping last year the project would not actually be cost effective. However, some new information was received and the Board will be looking into it again.

#### **Approval of February Minutes:**

- Deputy Supervisor Virginia Wilbur requested a motion be made to approve the February Regular Board Minutes.
- Councilman Rick Shoults made a motion to accept the minutes; Councilman Gary Thompson seconded the motion.

Ayes: 4 [Wilbur, Hendricks, Shoults, Thompson]

Nays: 0

#### **No February Financial Report**

#### **Correspondence and Notifications:**

- A copy of the letter the Town Attorney sent to Mr. Lindsley about the Kelly Road matter was read by Deputy Supervisor Virginia Wilbur. The Deputy Supervisor stated that Mr. Lindsley would be in to see Code Enforcement Officer Wayne Newton on Friday. A resident who lives on Kelly Road expressed frustration that a year has passed by since this matter had been brought to the Board's attention and that nothing has yet been done to rectify the situation. Deputy Supervisor Virginia Wilbur explained that there are procedures that must be followed and that it does take time to review and follow those procedures. Once the application is received then the Planning Board will address the matter.
- An agreement from the County Highway Department was received and needs to be signed by the majority of the Town Board and the Town Supervisor.
- A card of appreciation from the family of Ethel Donaldson (Deanna Scott's mother) was received and read by Deputy Supervisor Virginia Wilbur.

- A letter of interest in the position open on the Planning Board was received from Kelly LaRock.
- Bob Dilts turned in a letter of resignation from Ellen Killicutt to the Board.

**Department Reports:** Written reports for the following departments were provided to and reviewed by all board members.

- **Town Clerk Report**
- **Highway Department Report**
- **Code Enforcement Report**
- **Assessment Report - No Report**
- **Dog Control Report**
- **Planning Board Report - No Report**
- **Zoning Board of Appeals Report - No Report**
- **Water Department Report**

Councilman Rick Shoults made a motion to accept the above reports; Councilman Gary Thompson seconded the motion.

Ayes: 4 [Wilbur, Hendricks, Shoults, Thompson]

Nays: 0

**Old Business:**

- Deputy Supervisor Virginia Wilbur requested reports from the committees previously formed. The following reports were presented:
- Councilman Rick Shoults informed the board that the committee reviewing the town zoning laws will meet again on March 21<sup>st</sup> at 6:30pm and that they were continuing to review the material. He mentioned that he was very impressed with the members of the Zoning Committee and was enjoying working with them.
- Councilman Gary Thompson reported that a committee was not formed to discuss a possible merge of the Town Court of Hannibal with the Town Court of Granby due to a lack of interest/support.
- Councilman Randy Hendricks reported that the audio system has been purchased. On a motion made by Deputy Supervisor Virginia Wilbur, seconded by Councilman Randy Hendricks, the following resolution was proposed:

**Resolution 4-2016**

**Be it resolved to transfer the funds necessary to pay for the audio system from the Sales Tax Fund.**

Ayes: 4 [Wilbur, Hendricks, Shoults, Thompson]

Nays: 0

**New Business:**

- A. It was decided to table the review of the Dog Laws for now and wait to schedule a Public Hearing.
- B. Deputy Supervisor Virginia Wilbur asked the Board for their opinion on whether to change the time from 6:30pm to 6:00pm on the night of the Board meetings to review the bills. After some discussion, it was decided to leave the time at 6:30pm. It was asked if a financial report could be given to the public at the board meeting. Deputy Supervisor Virginia Wilbur replied that the idea could be discussed further at the next Board Workshop.

- C. A discussion took place to have the department heads schedule a month to attend a Board Workshop to discuss their departmental needs. Councilman Gary Thompson pointed out that this would assist the Board to know what each department needs and to plan for the preparation of the budget more effectively. Code Enforcement Wayne Newton signed up for the April Workshop and Highway Superintendent George Ritchie signed up for the May Workshop. The Board would arrange to hold the workshop in the evening for any department heads who work during the day. A Public Notice would be posted to announce the time change.
- D. Denise Hafner has requested to attend The New York State Town Clerk's Association annual training in Saratoga Springs, N.Y. from April 17, 2016 through April 20, 2016. Deputy Supervisor Virginia Wilbur asked for a motion to be made.

Councilman Rick Shoults made a motion for Denise Hafner to attend the NYSTCA annual training from April 17, 2016 through April 20, 2016; Councilman Gary Thompson seconded the motion.

Ayes: 4 [Wilbur, Hendricks, Shoults, Thompson]  
Nays: 0

- E. The Community Center will honor Deanna Hubbard as the Woman of the Year this Saturday, March 20<sup>th</sup>, 2016. On a motion made by Councilman Randy Hendricks, seconded by Councilman Rick Shoults, the following resolution was proposed:

**Resolution 5-2016**

**Be it proposed that Deanna Hubbard will be honored as Woman of the Year at the Hannibal Community Center this Saturday, March 20<sup>th</sup>, 2016.**

Ayes: 4 [Wilbur, Hendricks, Shoults, Thompson]  
Nays: 0

- F. It was requested that the Water Department be allowed petty cash in the amount of fifty dollars in order to be able to make change more easily.

Councilman Gary Thompson made a motion for the Water Department to have fifty dollars petty cash; Councilman Rick Shoults seconded.

Ayes: 4 [Wilbur, Hendricks, Shoults, Thompson]  
Nays: 0

- G. Highway Supervisor George Ritchie was granted permission to respond to the discussion over the truck accident. It was explained by Mr. Ritchie that the plow was not ripped off the truck but was only damaged. He further explained that it was unfortunate and unprofessional that rumors were being spread around town. Councilman Randy Hendricks asked if Mr. Ritchie would explain why he hired W.D. Malone to repair the culvert on Muck Road. Highway Supervisor Ritchie said that it would have taken the Highway Department a couple of days to do the repair whereas W.D. Malone repaired it in four and half hours and that they were the lowest bid of three contractors contacted. When asked if that he would make the same decision if the situation were to occur again, Mr. Ritchie replied that he would. A controversial discussion continued with input from other board members disapproving of the hiring of an outside agency to do work that the employees of the Highway Department were capable of doing.

**Approval to Pay Town Bills:**

Deputy Supervisor Virginia Wilbur asked that a motion be made to approve payment of the Town Bills with the exception of one Highway Department bill for the cutting of trees payable to Oswego County. The bill needs clarification due to a discrepancy between several amounts on the bill.

Councilman Randy Hendricks made a motion to approve the payment of the Town bills excluding the one Highway bill for tree cutting; Councilman Rick Shoults seconded.

Ayes: 4 [Wilbur, Hendricks, Shoults, Thompson]

Nays: 0

**Other Business:**

- A further discussion took place about the businesses that are being operated on Kelly Road, Martville Road and Harris Hill Road. Several residents are concerned that businesses can continue to operate without the proper permits and outside the law. Code Enforcement Officer Wayne Newton stated that it did not appear that a business is being operated on Martville Road and that many of the cars have been removed from the property. If the remaining cars are not removed within a month, it will then be addressed in court.
- Larry Flint mentioned that the roads were not built to handle the trucks that are traveling down Harris Hill Road several times a day.
- Carol Darling, State Route 3 resident, expressed a concern over the piles of tires that are still remaining on the Kyle Farm. Code Enforcement Officer Wayne Newton replied that they should be removed by the end of May and that the snow and mud have made it difficult to remove the tires.
- Several residents again expressed concerns that it takes too long for the Town Board to address the issues that are brought to their attention when properties are not in compliance with the zoning laws of the Town. Deputy Supervisor Virginia Wilbur stated that the proper procedures have to be followed and unfortunately, it takes time to follow each of those steps, however she does understand the frustration.
- After a long discussion, County Legislator Terry Wilbur suggested that the Deputy Supervisor call the DEC over the concerns being raised about the alleged business operating on Kelly Road. The DEC would be the agency to investigate possible dumping of toxic materials, including asbestos. Deputy Supervisor Virginia Wilbur stated she would call the DEC and the Town Attorney.
- Providing a dumpster to collect roadside trash for Earth Day/Week was discussed further and it was decided that a smaller bin than last year should be used. Deputy Supervisor Virginia Wilbur asked that a motion be made.

Councilman Randy Hendricks made the motion that a smaller sized garbage dumpster than last year be provided and placed at the Town Hall for the public to place collected roadside trash from 4/18/16 to 4/25/15 in recognition of Earth Day/Week; Councilman Gary Thompson seconded.

Ayes: 4 [Wilbur, Hendricks, Shoults, Thompson]

Nays: 0

Deputy Supervisor Virginia Wilbur asked that a motion be made to adjourn the meeting.

A motion was made by Councilman Randy Hendricks to adjourn the meeting; Councilman Rick Shoults seconded.

Ayes: 4 [Wilbur, Hendricks, Shoults, Thompson]

Nays: 0

The meeting was adjourned at 8:35pm.

Respectfully submitted,

Denise Hafner  
Hannibal Town Clerk

APPROVED