

**Eaton Town Council Regular Board Meeting Minutes,
Tuesday, June 10th, 2025 at 6:00 pm
Town of Eaton Office Building, 35 Cedar Street, Morrisville, New York, there were
present:**

Joseph Wicks, Supervisor - Absent
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: Ken Masker, Danielle Papelino, Carol Borg, Celeste Amaral, Samantha Dartt, Lorraine Lindsey, Denise Morris, Billy Franklin, Rod Trask, Terry Ellis, Maryanne Lowell, Larry Cesario

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

PUBLIC COMMENT (5 min):

Danielle Papelino - inquired about the property at 85 Cedar Street as it resides within Village of Morrisville and currently in violation of Property Maintenance Law.

Carol Borg – Gave update on the Beaver Dam

Denise Morris and Bill Franklin – discussed concerns for the Town Board regarding accessory structures without a structure

Samantha Dartt – from BRiDGES – Community Engagement Lead Coordinator gave introduction.

PUBLIC HEARING:

RESOLUTION 2025- 79 :Open the public hearing In the Matter of the Granting of a Cable Television Franchise Held by Spectrum Northeast, LLC in the Town of Eaton, County of Madison, New York

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that Town Board recess the Regular Town Board Meeting and open the Public Hearing at 6:45 p.m.

Councilmember Hilts reviewed the Franchise Agreement with the Board

RESOLUTION 2025- 80 :Close the public hearing

On a motion of Councilmember Dickerson, seconded by Councilmember Verne, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

With all persons being heard for or against, Resolved that the public hearing be closed at 6:48 p.m. and continue with the Regular Scheduled Town Board Meeting.

REGULAR MONTHLY MEETING:**CODES OFFICER REPORT:**

**Town of Eaton
Codes Officer Report
05/01/2025 - 05/31/2025**

Type	Date	Comment	Name	Fee
Special Permit	05/15/2025	2831 Roberts Rd, Manuf HS	Abbott, Joseph	\$175.00
Special Permit	05/19/2025	4739 State Rt 20, Garage	Yousey, Tim	\$175.00
Sub Division	05/19/2025	2 Lot Sub Div, 4739 State Rt	Yousey, Tim	\$175.00
Building Permit	05/05/2025	#18-25 14x74 home & pad	Benedict, Clyde	\$776.00
Building Permit	05/07/2025	#19-25 2 Bed Mod Home	Hagmann, Greg	\$936.50
Building Permit	05/21/2025	#02-25 14x30 Gar, 10x20 shed	Chapman, Ken	\$203.00
Building Permit Ren	05/05/2025	#11-22 Enclosed Entry	Hall, Bradley	\$50.00
Generator Permit	05/23/2025	#20-25 5389 Paddleford Rd	Bigelow, Don	\$220.00
		Total		\$2,710.50

TOWN CLERKS REPORT:

- Board of Assessment Review – Marie Smith and Deb Clark positions are vacated need to appoint two new candidates, mention of Jen Dapson and Terry Ellis as possible candidates

TOWN CLERK'S MONTHLY REPORT

TOWN OF EATON, NEW YORK

MAY, 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

<u>9</u>	DECALS	<u>19.47</u>
<u>1</u>	MARRIAGE LICENSES NO. 25003 TO 25003	<u>17.50</u>
<u>6</u>	MARRIAGE CERTIFIED CPY	<u>60.00</u>

TOTAL TOWN CLERK FEES	96.97
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A1603

<u>20</u>	DEATH CERTIFIED COPIES	<u>200.00</u>
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TOTAL A1603	200.00
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A2544

<u>115</u>	DOG LICENSES	<u>1,140.00</u>
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TOTAL A2544	1,140.00
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B2115

<u>2</u>	SPECIAL PERMIT	<u>350.00</u>
<u>1</u>	SUBDIVISION FEES	<u>175.00</u>

TOTAL B2115	525.00
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B2555

<u>3</u>	BUILDING PERMIT	<u>1,915.50</u>
<u>1</u>	BUILDING PERMIT RENEWAL	<u>50.00</u>
<u>1</u>	GENERATOR	<u>220.00</u>

TOTAL B2555	2,185.50
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DISBURSEMENTS

PAID TO SUPERVISOR FOR GENERAL FUND	<u>1,436.97</u>
PAID TO SUPERVISOR FOR PART TOWN FUND	<u>2,710.50</u>
PAID TO NYS DEC FOR DECALS	<u>1,065.53</u>
PAID TO NYS ANIMAL POPULATION CONTROL PROGRAM	<u>147.00</u>
PAID TO NYS HEALTH DEPT FOR MARRIAGE LICENSES	<u>22.50</u>

TOTAL DISBURSEMENTS	5,382.50
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RESOLUTION 2025- 81 : Acceptance of Minutes – May 13th, 2025

On a motion of Councilmember Dickerson, seconded by Councilmember Verne, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that the minutes for May 13th, 2025 be accepted.

HIGHWAY REPORT:

- Paving- Old county from Stonebridge to Swamp Rd, Wilcox east and West Mill Street in Eaton, Parsonage, the patch on Hagmann Rd, Gulf Rd and a turn-a-round on Neidhart

SUPERVISOR REPORT:**RESOLUTION 2025- 82 : Approval of June 10th, 2025 Supervisor Report**

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that the Supervisor Report Submitted on June 10th, 2025 is accepted and approved

OLD BUSINESS:**NEW BUSINESS:****RESOLUTION 2025- 83 : Resignation of Dean Curtis as Building Safety Inspector**

On a motion of Councilmember Dickerson, seconded by Councilmember Verne, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that Town of Eaton Town Board accept the resignation of Building Safety Inspector Dean Curtis, effective June 9th, 2025

RESOLUTION 2025- 84 : Appointment of New Building Safety Inspector David Smith

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that Town of Eaton Town Board appoint David Smith as New Building Safety Inspector effective June 9th, 2025 – December 31st, 2025 annual salary of \$7,000.

RESOLUTION 2025- 85 : Appointment of Elisa Robertson as Clerk, PT

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that Town of Eaton Town Board appoint Elisa Robertson as Clerk, PT “Zoning Board and Planning Board Secretary” effective June 9th, 2025 – December 31st, 2025 annual salary of \$5,341.

RESOLUTION 2025- 86 : Appointment of Dean Curtis as Clerk, PT

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that Town of Eaton Town Board appoint Dean Curtis as Clerk, PT “Secretary to Codes” effective June 9th, 2025 – December 31st, 2025 annual salary of \$3,812.

RESOLUTION 2025- 87 : Renewal of Franchise Agreement between Town of Eaton and Charter Communications

On a motion of Councilmember Dickerson, seconded by Councilmember Verne, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that Town of Eaton approve and accept the renewal cable television franchise agreement by and between the Town of Eaton and Spectrum Northeast, LLC and indirect subsidiary of Charter Communications.

**RESOLUTION NO. 2025-87
OF THE TOWN BOARD
OF THE TOWN OF EATON**

STATE OF NEW YORK

Town of Eaton

County of Madison

In the Matter of the Granting of a Cable Television Franchise Held by **Spectrum Northeast, LLC** in the **Town of Eaton, County of Madison**, New York

RESOLUTION 2025 - 87

An application has been duly made to the Board of the **Town of Eaton, County of Madison**, New York, by **Spectrum Northeast, LLC**, an indirect subsidiary of Charter Communications, Inc. (“Charter”), a limited liability company organized and existing in good standing under the laws of State of Delaware doing business at 6005 Fair Lakes Rd, East Syracuse, NY 13057, for the approval of a

renewal agreement for Charter's cable television franchise for ten (10) years commencing with the date of approval by the Public Service Commission.

The franchise renewal agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings.

A public hearing was held in the Town of Eaton, New York on June 10, 2025 at 6:05 P.M. and notice of the hearing was published in the Oneida Dispatch on May 18th, 2025, NY0146298.

NOW, THEREFORE, the Board of the Town of Eaton finds that:

1. Spectrum Northeast, LLC has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. Spectrum Northeast, LLC has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
3. Spectrum Northeast, LLC can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

BE IT FURTHER RESOLVED that the Board of the **Town of Eaton** hereby grants the cable television franchise of Spectrum Northeast, LLC and the **Town of Eaton** for ten (10) years commencing with the date of approval by the Public Service Commission and expiring ten (10) years hence.

BE IT FURTHER RESOLVED that the Board of the **Town of Eaton** hereby confirms acceptance of this franchise renewal agreement.

ROLL CALL: the vote was as follows:

David Verne	Councilor	Voted	Yes
Jean Hilts	Councilor	Voted	Yes
Stephen Dickerson	Councilor	Voted	Yes
Jeff Golley	Councilor	Voted	Absent
Joseph Wicks	Supervisor	Voted	Absent

The foregoing resolution was thereupon declared duly adopted.

RESOLUTION 2025 - 88 : Introduction of local law 3-2025 (“A Local Law Amending Chapter 25 of the Town of Eaton Code to Eliminate Residency Requirements for Certain Non-Elected Officials”)

On a motion of Councilmember Dickerson, seconded by Councilmember Verne, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that Town of Eaton Town Board introduce (“A Local Law Amending Chapter 25 of the Town of Eaton Code to Eliminate Residency Requirements for Certain Non-Elected Officials”), also advertise Public Hearing July 8th 2025 at 6:05 pm. Oneida Daily Dispatch **NY01484630**

TOWN OF EATON

TOWN BOARD RESOLUTION 2025 - 88

June 10, 2025

TOWN OF EATON LOCAL LAW NO. 3 OF 2025

(“A Local Law Amending Chapter 25 of the Town of Eaton Code to Eliminate Residency Requirements for Certain Non-Elected Officials”)

Councilmember Dickerson introduced proposed Local Law No. 3-2025, amending Chapter 25 of the Town of Eaton Code to eliminate residency requirements for certain non-elected officials, and made the following motion, which was seconded by Councilmember Verne:

WHEREAS, the New York State Constitution and New York Municipal Home Rule Law §10(1)(ii)(a)(1) grants local governments the authority to enact local laws regarding the qualifications of local officers; and

WHEREAS, the Town desires to supersede Town Law §23(1) and Public Officers Law §3 and eliminate residency requirements for certain non-election, appointed officials; 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 has been prepared and has been reviewed by the Town Board; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria.

NOW, THEREFORE, BE IT

RESOLVED AND DETERMINED that the Town Board, as Lead Agency, has determined this Unlisted action shall have no significant adverse impact on the environment; that, accordingly, an

environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQRA; and it is further;

RESOLVED AND DETERMINED that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. 3-2025 at the Town Hall located at 35 Cedar Street, Morrisville, New York 13408 on July 8, 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.

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 Hilts	Councilor	Voted	Yes
Stephen Dickerson	Councilor	Voted	Yes
Jeff Golley	Councilor	Voted	Absent
Joseph Wicks	Supervisor	Voted	Absent

The foregoing resolution was thereupon declared duly adopted.

RESOLUTION 2025 - 89 : C & S Engineers Inc. Invoice

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that the Board approve C & S Engineers Inc. Invoice and grant authority to Supervisor Wicks to proceed with Inter Municipal Agreement as stated.

ROLL CALL: the vote was as follows:

David Verne	Councilor	Voted	Yes
Jean Hilts	Councilor	Voted	Yes
Stephen Dickerson	Councilor	Voted	Yes
Jeff Golley	Councilor	Voted	Absent
Joseph Wicks	Supervisor	Voted	Absent

The foregoing resolution was thereupon declared duly adopted.

RESOLUTION 2025 - 90 : Intermunicipal Agreement between the Towns of Fenner, Nelson, Eaton and Smithfield for the Town of Fenner to act as the Payee and Dispurser of Local Agency Account Funds.

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that the Board approve Intermunicipal Agreement as stated

**TOWN OF EATON
TOWN BOARD RESOLUTION 2025 - 90**

June 10, 2025

**APPROVING THE INTERMUNICIPAL AGREEMENT BETWEEN THE TOWNS OF FENNER,
NELSON, EATON AND SMITHFIELD FOR THE TOWN OF FENNER TO ACT AS THE PAYEE AND
DISBURSER OF LOCAL AGENCY ACCOUNT FUNDS**

FOR THE HOFFMAN FALLS WIND PROJECT.

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

WHEREAS, Hoffman Falls Wind, LLC, a wholly-owned subsidiary of Liberty Renewables, Inc., is the Applicant for a 100 megawatt wind facility set to be located within Towns of Nelson, Fenner, Eaton and Smithfield (the “Hoffman Falls Wind Project”), pursuant to New York State Public Service Law Article VIII, and related regulations (DMM No 23-02976); and

WHEREAS, pursuant to Article VIII of the State Public Service Law, municipalities, and other locally affected parties, may request funding from Hoffman Falls Wind, LLC, to offset certain expenses they incur in participating in the State permitting process (“intervenor funding”); and

WHEREAS, on April 17, 2024, the Towns of Fenner, Nelson, Eaton and Smithfield were awarded a total amount of \$75,000 from the Local Agency Account Fund (“LAAF”) to hire Costello, Cooney & Fearon, PLLC and C&S Companies to provide legal and engineering services, respectively, in the Hoffman Falls Wind Project; and

WHEREAS, one Town may serve as the payee and disbursing agent of said funds on behalf of all Towns; and

WHEREAS, an Intermunicipal Agreement between the Towns of Fenner, Nelson, Eaton and Smithfield has been drafted, naming the Town of Fenner as the receiver of the intervenor funds and responsible for disbursing the necessary fees to Costello, Cooney & Fearon and C&S Companies; and

WHEREAS, the Town of Eaton Town Board desires for the Town of Fenner Town Supervisor to sign and enter into the Agreement.

NOW, THEREFORE BE IT RESOLVED that the Town Board of the Town of Eaton hereby approves the Intermunicipal Agreement between the Towns of Fenner, Nelson, Eaton and Smithfield and grants permission for the Town of Eaton Town Supervisor to sign the Intermunicipal Agreement.

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 Hilts	Councilor	Voted	Yes
Stephen Dickerson	Councilor	Voted	Yes
Jeff Golley	Councilor	Voted	Absent
Joseph Wicks	Supervisor	Voted	Absent

The foregoing resolution was thereupon declared duly adopted.

RESOLUTION 2025 - 91 :Usherwood Office Technology – Canon Copier

On a motion of Councilmember Dickerson, seconded by Councilmember Verne, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that the Board approve Usherwood's Lease Proposal for Canon Copier and grant authority to Supervisor Wicks to sign such agreement.

RESOLUTION NO. 2025-91**OF THE TOWN OF EATON COUNCIL****A RESOLUTION AUTHORIZING THE SUPERVISOR OF THE TOWN OF EATON TO ENTER INTO 48 MONTH LEASE AGREEMENT WITH USHERWOOD OFFICE TECHNOLOGY FOR CANON IRC 3930I COPIER**

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

WHEREAS, Usherwood Office Technology can provide Copy Equipment to Town of Eaton, Madison County; and

WHEREAS, Copy Equipment provided to Town is Canon IRC3930i;

WHEREAS, Lease agreement for Canon IRC3930i was to be signed by Town of Eaton for 48 Months; and

WHEREAS, the 48 Month Lease amount is \$238.65 per month; and

WHEREAS, the cost of said services includes 2,100 B&W and 2,000 Color Images/mo. Cassette AW1, Inner Finisher L1, Super G3 Fax Board BH1;

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Town of Eaton Town Supervisor be, and hereby is, authorized to execute the Lease/Sales Agreement. Said Agreement is on file in the Office of the Town Clerk.

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 Hilts	Councilor	Voted	Yes
Stephen Dickerson	Councilor	Voted	Yes
Jeff Golley	Councilor	Voted	Absent
Joseph Wicks	Supervisor	Voted	Absent

The foregoing resolution was thereupon declared duly adopted.

RESOLUTION 2025 - 92 : Budget Transfers/Amendments

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 3, 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 June 2025

Appropriation Over Budget	Amount	Transfer from
A1330.4 (Tax Collector Contractual)	\$10.00	A1990.4 Contingency)
A3510.2 (Dog Control Equipment)	\$133.00	A1990.4 Contingency)

Audit and approval of Bills

- **PAY THE BILLS:**

RESOLUTION 2025- 93 : Audit of Claims for Abstract 6 for 2025 dates.

On a motion of Councilmember Verne, seconded by Councilmember Dickerson, the following resolution was: ADOPTED: Ayes: 3, Nays: 0

Resolved that the bills contained on Abstract #6 - 2025 have been reviewed by the Town Board and are authorized for payment in the following amounts:

Abstract 6 – 2025

General A Fund	No.	74	through	85	\$3,909.29
General B Fund Part Town	No.	24	Through	26	\$236.13
General H – Capital Machine	No.	1	Through	2	\$32,150.00
Street Lighting SL	No.	6	through	6	\$636.85
Highway Fund Townwide DA	No.	51	through	54	\$30,291.89
Highway Fund Part Town DB	No.	12	Through	17	\$12,406.32
			Total		\$ 79,630.48

ADJOURNMENT:

With no further business, on a motion of Councilmember Dickerson, seconded by Councilmember Verne, the meeting was adjourned at 7:15 p.m. Carried unanimously.

Respectfully Submitted, Dean Curtis, Town Clerk/Tax Collector

