

***Minutes of the Town of Chesterfield Regular Town Board Meeting Held on Tuesday, December 14th, 2021 at the Town of Chesterfield Offices ,1 Vine Street, in Keeseville, County of Essex, State of New York, Pursuant to Due Notice.***

Supervisor Barber called the Town Board Meeting to order at 6:00 PM

Everyone stood for the Pledge of Allegiance.

**Those Present:**

<b>Supervisor</b>	<b>Clayton Barber</b>
<b>Town Clerk</b>	<b>Bruce Bourgeois</b>
<b>Councilman</b>	<b>David Gload</b>
<b>Councilman</b>	<b>Richard Klages</b>
<b>Councilman</b>	<b>Patrick "Bill" Mitchell</b>
<b>Councilman</b>	<b>John Casey</b>
<b>Town Attorney</b>	<b>Michael McCormick (excused)</b>
<b>Supt. Of Highways</b>	<b>John "Jay"Champine</b>

**Guests Present:**

<b>Laura Ocasio</b>	<b>Dan Ocasio</b>
<b>Cindy Doyle</b>	<b>Rick Doyle</b>

**Supervisor Barber welcomed everyone in attendance.**

**Upon a motion by Councilman Klages and seconded by Councilman Gload and unanimously carried it was**

**#130 Resolved: That the reading of the minutes of the Regular Town Board Meeting of November 9th, 2021 be dispensed with.**

**Supervisor Barber gave the courtesy of the floor to Cindy & Rick Doyle.**

**Cindy Doyle informed the Board that the new Town Website is great but she cannot access local laws. There are 3 campers parked in the backyard of the residence next door to hers with people occupying them for at least 45 days with generators running and one person, in particular, urinating outside every morning.**

**Supervisor Barber has already contacted Code Enforcement Officer Pray and will follow up with notices.**

**Supervisor Barber informed the Board that Town Clerk Bourgeois placed a public notice in the Press Republican informing the public of the Cannabis Dispensary Law.**

**Supervisor Barber requested a resolution in opposition to Governor Hochul's proposed closure of the Moriah Shock Incarceration Facility.**

**Upon a motion by Councilman Mitchell and seconded by Councilman Gload and unanimously carried it was**

**#131 Resolved: To send a letter in opposition to New York Governor Hochul's closure of the Moriah Shock Incarceration Facility.**

**Supervisor Barber thanked everyone who attended the Holiday Celebration, noting especially all the hard work of the volunteers and apologized for being out of town with family.**

**Town Clerk Bourgeois gave a presentation of the Holiday Celebration noting the help of Councilmen Klages, Casey and Mitchell, Highway Department under the leadership of Superintendent Champine and all the people on the Committee who made this possible. He thanked the Boards of both Towns for the support. Attendance was estimated at over 1000 with next year being even better. Town Clerk Bourgeois noted over 11000 hits on Face Book pages counting down to the event and noted Dan & Laura Ocasio's tying the countdown clock to the Town Website.**

Supervisor Barber presented a letter to the Board from the Adirondack Park Local Review Board requesting a renewal contribution of \$300 to represent the Town in matters relating to the Adirondack Park. Supervisor Barber noted the Town did not contribute last year. No motion was introduced by the Board.

Upon a motion by Councilman Mitchell and seconded by Councilman Gload and unanimously carried it was

**#132 Resolved: To schedule the Town of Chesterfield's End of Year Meeting on Wednesday, December 22<sup>nd</sup>, 2021 at 6:00 PM.**

Upon a motion by Councilman Mitchell it was

**#133 Resolved: Be It Resolved that the Town of Chesterfield Town Board hereby introduces proposed Local Law No.1 of 2021 entitled "A Local Law to Opt Out of Allowing Cannabis Dispensaries and On-site Consumption Sites as Authorized Under Cannabis Law Article 4," reading and provided as follows**

**"Town of Chesterfield Local Law No. 1 of 2021"**

**A local law to opt out of allowing cannabis retail dispensaries and on-site consumption sales as authorized under Cannabis Law Article 4.**

**Be it enacted, by the Town of Chesterfield, County of Essex as follows:**

**Section 1. Legislative Intent.**

**It is the intent of this local law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Chesterfield that would otherwise be allowed under Cannabis Law Article 4.**

**Section 2. Authority.**

**This local law is adopted pursuant to Cannabis Law 131 which expressly authorizes the town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary license and/or on-site consumption licenses within the jurisdiction of the town and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law 24.**

**Section 3. Local Opt-Out.**

**The Town Board of the Town of Chesterfield hereby opts out of allowing cannabis retail**

**dispensaries and on-site cannabis consumption sites from being established and operated within the town's jurisdiction.**

**Section 4. Severability**

**If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstances, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgement shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this local law or in its application to the person, individual, firm or corporation, or circumstance, directly involved in the controversy in which such judgement or order shall be rendered.**

**Section 5. Permissive Referendum.**

**This local law is subject to a referendum on petition in accordance with /cannabis Law 131 and the procedure outlined in Municipal Home Rule Law 24.**

**Section 6. Effective Date.**

**This local law shall take effect immediately upon filing with the Secretary of State.**

**Be It Further Resolved that the Town Board of the Town of Chesterfield shall hold and conduct a public meeting on the foregoing proposed law on the 22<sup>nd</sup> day of December, 2021 at 5:45 PM in the forenoon of that day, to hear any and all persons concerning the same: and**

**Be It Further Resolved that the Clerk of the Town of Chesterfield will publish a notice of such hearing in the designated town newspaper at least 5 days prior to said hearing.**

**This resolution was duly seconded by Councilman Klages, and adopted upon a roll call vote as follows:**

**Supervisor Barber Aye**

**Councilman Gload Aye**

**Councilman Klages Aye**

**Councilman Mitchell Aye**

**Councilman Casey Aye**

**Supervisor Barber scheduled the Town of Chesterfield sexual harassment training for Wednesday, December 22<sup>nd</sup> at 3:00 PM.**

**Upon a motion by Councilman Mitchell and seconded by Councilman Gload and unanimously carried it was**

**#134 Resolved: To accept all bids on surplus equipment posted on Auctions International.**

**Supervisor Barber announced he will report all 2022 updated salaries of hourly, appointed and elected employees as well as the Supervisor's financial Report.**

**Supervisor Barber reminded the Board of the End of Year Audits for Town Clerk and Tax Collector by Councilmen Gload and Mitchell and End of Year Audit for Justice Court by Councilmen Casey and Klages.**

**Supervisor Barber informed the public of a Water Project workshop held at 3:00 PM on December 14<sup>th</sup>. Everything has been updated and all readings have been completed and mailed.**

**Upon a motion by Councilman Klages and seconded by Councilman Gload and unanimously carried it was**

**#135 Resolved: That all audited bills presented to the Town Board be paid. Bills in the amount of \$37337.76 were audited and paid from the General Fund. Bills in the amount of \$125769.22 were audited and paid from the Highway Fund. Bills in the amount of \$15335.59 were audited and paid from the Town of Chesterfield Water District. Bills in the amount of \$1904.46 were audited and paid from the Port Kent Water District. Bills in the amount of \$19.60 were audited and paid from the Port Kent Light District. Bills in the amount of \$197416.95 were audited and paid from the TCWD Water Project.**

**Upon a motion by Councilman Casey and seconded by Councilman Klages and unanimously carried it was**

**#136 Resolved: That all letters brought before the Town Board be filed.**

**Supervisor Barber offered the courtesy of the floor to Town Clerk Bourgeois. Town Clerk Bourgeois suggested a dog census. People are quick to report deceased dogs but are slow to register new ones. Supervisor Barber offered the courtesy of the floor for any Councilmen comment. Councilman Klages mentioned house or garage going up on Church Street. Supervisor Barber has brought it up with the Planning Board.**

**Supervisor Barber offered the courtesy of the floor to Highway Superintendent Champine.**

**Superintendent Champine asked for rulings on storm debris pickups. He suggested after Christmas to purchase decorations at a substantial discount.**

**Upon a motion by Councilman Klages and seconded by Councilman Mitchell and unanimously carried it was**

**#137 Resolved: That with no further business to come before this Town Board meeting, this meeting could be adjourned at 7:19 P.M.**

**Bruce Bourgeois**

**Town Clerk**