

Mexico Town Board  
Minutes of the Regular Meeting  
Held February 13, 2023 at the Town Hall 64 S Jefferson Street Mexico  
Commencing at 7:00 P.M.

Present: Eric Behling, Supervisor  
Cindy Robert, Councilor  
Russell Partrick, Councilor  
Graham Seiter, Town Attorney  
Judy Greenway, Councilor  
Russ Marsden, Highway Superintendent  
Richard Diehl, Park Manager  
Diane Chepko-Sade, Friends of Mexico Point Park  
Ned Waterbury, ZBA Chairman  
Nancy Weber, Planning Board Chairwoman  
Terry Grimshaw, Water Commissioner  
Ian Yerdon, C2AE Engineer  
Nicole Wild, Town Clerk

Absent: Larry Barber, Councilor  
Ron Marsden, Code Enforcement Officer  
Carrie Bond, Mexico Point Park  
Jack Spriggs, Dog Control Officer

And 2 in the audience.

Supervisor Behling opened the regular Town Board meeting at 7:01 pm with the Pledge of Allegiance.

**Resolution 2023-9 Approval of Minutes**

A motion was made by Councilor Greenway and seconded by Councilor Partrick to approve the following resolution. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

Resolved the Mexico Town Board approves the minutes from the December 28, 2022 and January 9, 2023 Town Board meetings.

**Communications**

- County Health Department Houde Violation
- Nuggets & Nibbles
- SPDES Permit for Cindy Mears

**Public Comment**

There were no public comments.

## Reports

**Town Clerk/Water Clerk-** A motion was made by Councilor Partrick and seconded by Councilor Robert to accept the January report as presented. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**Dog Control-** A motion was made by Councilor Greenway and seconded by Councilor Robert to accept the January report as presented. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**Zoning Officer/Building Inspector-** Supervisor Behling read the report and made the board aware that the Code Enforcement Officer's truck may need to be repaired or replaced. A motion was made by Councilor Robert and seconded by Councilor Partrick to accept the January report as presented. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**Highway Superintendent-** A motion was made by Councilor Greenway and seconded by Supervisor Behling to accept the January report as presented. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**Park Manager-** no report

**Mexico Point Park-** Chepko-Sade received the DEC permit for the trail and notified the contractor, who will begin work as soon as it's dry enough. Chepko-Sade said they are designing various signs for the trail. Chepko-Sade said Young Explosives generated a contract for the 2023 Fireworks display, the trolley for the event has submitted an invoice, and the proposed lineup for the concert is \$1,500. Chepko-Sade also requested the town purchase changing stations for the restrooms and that another request was made to install a memorial bench in the park. Partrick asked Chepko-Sade to touch base regarding the musician's union grant. Behling asked Chepko-Sade to get an idea about cost for traffic control for the evening of the fireworks show.

**Planning Board-** Weber said there are no applications before the board. A motion was made by Councilor Robert and seconded by Supervisor Behling to accept the January report as presented. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**Zoning Board of Appeals-** Waterbury said the board recommends John Sharkey for approval as a new ZBA member. A motion was made by Councilor Partrick and seconded by Councilor Robert to accept the January report as presented. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**Water Commissioner-** Partrick asked who is responsible for meter/meter pit replacement. Grimshaw said water shutoff at a meter pit by the homeowner damaged a meter so the homeowner is responsible but a better meter pit will be installed. Grimshaw said shutting water off at the curb stop is better but homeowners are not obligated to do that. A motion was made by Councilor Partrick and seconded by Councilor Robert to accept the January report as presented. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**Supervisor-** A motion was made by Councilor Partrick and seconded by Councilor Robert to accept the January report as presented. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**Water District Update-** Yerdon said a DEC wetland delineation requirement is going to push the bid to summer/fall and estimates construction to be complete by Fall of 2024. Partrick asked C2AE to look into CBDG grants to help pay low-income homes to connect to new water mains. Yerdon said USDA has something as well. A motion was made by Councilor Greenway and seconded by Supervisor Behling to accept the January report as presented. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**McAuslan Hall Update-** Wild said construction will begin soon with scaffolding visible within the next week; a safe entryway will be provided but the Planning and Zoning Boards have agreed to change their meeting location to the Town Hall until construction on the portico is complete.

**Review of Accessory use/Building-** Partrick said he and Greenway met with two members of each of the Planning and Zoning Boards and plan to meet again after the next ZBA meeting to continue discussions.

### **Resolution 2023-10 Payrolls**

A motion was made by Councilor Greenway and seconded by Supervisor Behling to accept the following resolution. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

Resolved the Mexico Town Board approves the January payroll.

### **USDA Rural Development Payments**

Regularly-scheduled loan payment; resolution unnecessary.

### **Resolution 2023-11 Zoning Board of Appeals Appointment**

A motion was made by Councilor Partrick and seconded by Councilor Greenway to approve the following resolution. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

Resolved the Mexico Town Board appoints John Sharkey to the Zoning Board of Appeals effective immediately.

### **Resolution 2023-12 Tug Hill Commission Training Approval**

A motion was made by Councilor Partrick and seconded by Councilor Robert to approve the following resolution. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

Resolved the Mexico Town Board approves the use of budgeted funds, not to exceed \$1,800, for eight members of the Planning and Zoning Boards to attend the NYS Tug Hill Commission Training in April.

### **Resolution 2023-13 NYSTCA Conference Approval**

Wild requested use of budgeted funds to attend the annual NYS Town Clerk Association training conference. A motion was made by Councilor Robert and seconded by Supervisor Behling to approve the following resolution. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

Resolved the Mexico Town Board approves the use of budgeted funds, not to exceed \$1,000, for the Town Clerk to attend the NYSTCA training conference.

### **Resolution 2023-14 Mexico Point Park Firework and Trolley Approval**

Partrick suggested signage making it clear that the park is carry-in/carry-out regarding trash. The board discussed the possibility of closing the bathhouses during large events and

getting blue bowls instead. The board advised Chepko-Sade to use budgeted funds to purchase changing stations. A motion was made by Councilor Partrick and seconded by Supervisor Behling to approve the following resolution. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

Resolved the Mexico Town Board approves the Young Explosives Fireworks display for \$3,200 and the Walker Enterprise Trolley invoice for \$1,175.

#### **Other Business-**

McAuslan Hall Building Use- Supervisor Behling explained the use of McAuslan Hall for probation officer, Julie Mason. Partrick asked about liability issues. Seiter said this type of use would fall under the town's policy. Greenway suggested having an agreement for building use. Partrick said keys should not be signed out to anyone who wants to use the building. Behling said Julie is the only probation officer for this area. Seiter said the town can terminate use of the key at any time.

#### **Resolution 2023-15 Removal of EDU**

A motion was made by Councilor Greenway and seconded by Councilor Robert to approve the following resolution. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**WHEREAS**, a property on Gillette Road has been charged a full EDU on Town & County Property Taxes in 2022 and 2023

**WHEREAS**, the property on Gillette Road has been subdivided off a property in Water Service Area 3 but is not actually located within said water district

**RESOLVED** the Mexico Town Board authorizes the removal of the EDU from the property and a refund to be issued to the property owner for the EDU charges paid in the amount of \$1,263.45.

#### **Resolution 2023-16 Approve Snow Plow Purchase**

A motion was made by Supervisor Behling and seconded by Councilor Partrick to approve the following resolution. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

**RESOLVED** the Mexico Town Board approves the purchase and installation of a snow plow for an existing town highway truck for \$7,700.

Commissioner Grimshaw left the meeting at 8:07pm.

Councilor Partrick asked Supervisor Behling if he could keep items that have been tabled or unresolved somewhere on the agenda.

Wild asked Seiter if the committee discussing the accessory use section of the zoning law is subject to open meetings law. Seiter said he would find out.

Supervisor Behling said he would like to establish a park use agreement with sports organizers. Behling said that if the sports teams cannot agree on use of the park, the board will have to get involved. Behling said that field use was trying to be resolved between the teams and they may want to reach out to Shannon Bigelow for assistance. Behling said that if the teams cannot work together to figure out use of the park, they are to notify Councilor Robert

because she is their liaison to the board. Seiter and Councilor Greenway said the teams have to get along or risk not being able to use the park. Supervisor Behling read a letter from Dan Cavello regarding the portable fence. Diehl said teams have been able to organize use of the park in the past but there is not enough room for all teams and the organizers for each sport are not working together to come up with a solution.

**Resolution 2023-17 Audit Claims**

A motion was made by Councilor Partrick and seconded by Councilor Greenway to approve the following resolution. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

Resolved the bills for Abstract 2 have been reviewed by the Town Board and are authorized for payment in the following amounts:

General A Fund	voucher #20-49	\$	198,388.93
General B Fund	voucher #9-18	\$	42,929.40
Highway Fund	voucher #15-37	\$	73,380.41
Water Fund	voucher #1-4	\$	381,864.27
Special Districts Fund	voucher #2-3	\$	270,669.72

A motion was made by Councilor Partrick and seconded by Councilor Robert to adjourn at 8:49pm. The motion was adopted by a vote of 4 ayes: Behling, Greenway, Partrick, and Robert, and 0 nays.

Respectfully submitted,

Nicole Wild  
Town Clerk