

**Minutes of the Town of Johnsborg Organizational Meeting January 7, 2014  
Held at the Wevertown Community Center, Wevertown, NY**

Minutes of the regular meeting of the Town Board of the Town of Johnsborg held on Tuesday January 7, 2014 at 7:00PM at the Wevertown Community Center, Wevertown, NY.

Supervisor Vanselow called the meeting to order at 7 p.m. and the pledge to the flag was led by Supervisor Vanselow.

Roll call showed the following persons present: Supervisor Ronald Vanselow; Town Councilmen Eugene Arsenault, Katharine Nightingale, Peter Olesheski, Jr., Arnold Stevens; Town Clerk Jo A Smith.

Guests: On attached list

Supervisor Vanselow announced that the oath of office for the newly re-elected Councilpersons Katharine Nightingale, Arnold Stevens; Supervisor Vanselow and newly elected Town Clerk Jo A Smith would be administered at this time; the Town Clerk administered the oath of office.

**RESOLUTION #1-14**

Mr. Arsenault presented the following resolution and moved its passage with a second from Ms. Nightingale to accept the minutes of the December 17, 2013 regular Town Board Meeting as written.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays- 0

**CORRESPONDENCE:**

1. A letter for Town of Johnsborg Town Clerk Jo A Smith informing the Town Board that she was appointing Samantha Cleveland as her Deputy Town Clerk.
2. A letter from Town of Johnsborg Superintendent of Highways Daniel Hitchcock informing the Town Board that he was appointing Donald Moore as his Deputy Superintendent of Highways
3. A letter from Town of Johnsborg Superintendent of Highways Daniel Hitchcock regarding snow removal at the Ski Bowl Park; the cost and hours to clean the parking lots.
4. A letter from Town of Johnsborg Superintendent of Highways Daniel Hitchcock regarding the 284 agreements with an explanation of the projects for 2014.
5. A letter from Mr. Ed and Mrs. Donna Welch, thanking the Town Board and Mr. Daniel Hitchcock Superintendent of Highways allowing them to install the underground power cable to their home.

Supervisor Vanselow asked about accepting the 284 agreement as submitted by Mr. Hitchcock Superintendent of Highways.

**RESOLUTION #2-14**

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Olesheski to accept the 284 agreement that was submitted by Mr. Hitchcock Superintendent of Highways.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow regarding the Ski Bowl plowing issue, that we are bound by contract with an agreement with ORDA to plow snow at the Ski Bowl. Supervisor Vanselow stated that it is probable a Parks function, as Mr. Hitchcock stated, though they do not have the equipment to do it. Supervisor Vanselow has spoken with Mr. Mike Pratt in the past and Mr. Pratt stated that they would move the piles of snow if a loader was available but would not do the plowing. Supervisor Vanselow said that if they put it out to bid, that the bid process would take about a month and we are already so far into the season. Mr. Arsenault stated that they keep expanding the parking lots and plowing more than once in a snow storm is not feasible. Supervisor Vanselow explained that the employees have called the town hall and also called Mr. Hitchcock complaining that the parking lot is not plowed - Mr. Hitchcock's priorities is the Bus Routes and roads before parking lots. Ms. Cherie Ferguson states that they started with one parking lot and they are up to 3 full lots and the agreement was for 20 years which was signed in 2006. Supervisor Vanselow said he would talk with Mr. Mike Pratt again to see if something could be worked out.

Mr. Arsenault asked about the 12½% that Mr. Hitchcock was talking about. Supervisor Vanselow stated that FEMA pays 75% - State pays 12½% and the Town pays 12½%. This time the state is not paying 12½% and Bettie Little has been approached on this and she was not aware of the situation. She is looking into this. Supervisor Vanselow stated that is why Mr. Hitchcock is stating the town will be paying 25% instead of 12½%.

Supervisor Vanselow explained that this is the organizational meeting for the year of 2014 and that there were several annual resolutions and appointments which would be done at this time.

Supervisor Vanselow made the following appointments for 2014:

1. BUDGET OFFICER: Supervisor Ronald Vanselow
2. 1st DEPUTY SUPERVISOR: Mr. Eugene Arsenault
3. 2<sup>nd</sup> DEPUTY SUPERVISOR: Mr. Arnold Stevens
4. SECRETARY TO THE SUPERVISOR: Ms. Cherie Ferguson
5. TOWN HISTORIAN: Mrs. Jo Ann Smith
6. REGISTRAR OF VITAL RECORDS: Mrs. Jo Ann Smith

7.PETTY CASH OFFICER: Supervisor Ronald Vanselow

**RESOLUTION #3-14**

Mr. Arsenault presented the following resolution and moved its passage with a second from Ms. Nightingale that the Town Board accepts the following appointments for 2014: BUDGET OFFICER: Supervisor Ronald Vanselow, 1st DEPUTY SUPERVISOR: Mr. Eugene Arsenault, 2<sup>nd</sup> DEPUTY SUPERVISOR: Mr. Arnold Stevens, SECRETARY TO THE SUPERVISOR: Ms. Cherie Ferguson, TOWN HISTORIAN: Mrs. Jo Ann Smith, REGISTAR OF VITAL RECORDS: Mrs. Jo Ann Smith, PETTY CASH OFFICER: Supervisor Ronald Vanselow

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow suggested that the Town Board reappoint Danae Tucker as Zoning Enforcement Officer; William Mosher as Animal Control Officer; Attorney for the Town (TBA); Attorney for the Planning Board to reappoint Attorney Mark Schachner of Miller, Mannix, Schachner & Hafner.

**RESOLUTION #4-14**

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Stevens that the Town Board reappoints Danae Tucker as Zoning Enforcement Officer; William Mosher as Animal Control Officer; Attorney for the Planning Board Attorney Mark Schachner of Miller, Mannix, Schachner & Hafner for the year of 2014.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow explained that the Town Clerk may appoint the 1st Deputy Town Clerk and Deputy Registrar; Town Clerk Jo A Smith notified the Town Board in writing that she appoints Samantha Cleveland as 1st Deputy Town Clerk and Supervisor Vanselow as Deputy Registrar through December 31, 2014.

**RESOLUTION #5-14**

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Olesheski for the following appointments; Samantha Cleveland as 1st Deputy Town Clerk and Supervisor Vanselow as Deputy Registrar through December 31, 2014.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow noted that Superintendent of Highways Daniel Hitchcock has notified the Town Board by letter of appointing Mr. Donald Moore as Town of Johnsbury Deputy

Superintendent of Highways for 2014.

**RESOLUTION #6-14**

Mr. Stevens presented the following resolution and moved its passage with a second from Ms. Nightingale for the following appointment; Mr. Donald Moore as Town of Johnsbury Deputy Superintendent of Highways for 2014.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

**RESOLUTION #7-14**

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Olesheski to designate District # 1: Wevertown Community Center, Wevertown, NY for all districts; North Creek News-Enterprise as the official newspaper for the Town of Johnsbury for the year of 2014; the following banks as official depositories for the Town of Johnsbury for the year of 2014; Community Bank, N.A., North Creek, NY and Glens Falls National Bank, Warrensburg, NY.

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0, 1 Abstained (Arsenault)

**RESOLUTION #8-14**

Mr. Olesheski presented the following resolution and moved its passage with a second from Ms. Nightingale to adopt the salaries of elected and appointed officials as per the final adopted budget for 2014.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow suggested keeping the rate of reimbursement for mileage at the same level as year 2013 of \$.50 per mile.

**RESOLUTION #9-14**

Mr. Arsenault presented the following resolution and moved its passage with a second from Ms. Nightingale to keep the compensation for mileage for Town Business at 50 cents per mile for the year of 2014.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

**RESOLUTION #10-14**

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Olesheski that the Town Board adopts the following items: Authorization of the payment of the Town Officers Bond for the year of 2014; Authorize the payment in advance of audit of claim for Public Utility Services and Postage for the year of 2014; Authorize the Supervisor to extend the unexpended balances in their respective accounts for the purpose of encumbering monies during the year of 2014; Authorize Town Officers to purchase necessary supplies to carry on official duties, in amounts not to exceed the budget during the year of 2014; Authorize the Supervisor to pay the annual dues of the N.Y.S. Association of Towns when due during the year of 2014; Authorize the Town Clerk to publish, in two issues, a summary of the 2013 Annual Report of the Supervisor of the Town of Johnsburg.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

**RESOLUTION #11-14**

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Stevens to authorize the placing of Town monies in interest bearing accounts when this can be done without interfering with the operation of Town government.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow presented a schedule of proposed Town Board meeting dates and locations.

**RESOLUTION #12-14**

Mr. Stevens presented the following resolution and moved its passage with a second from Ms. Nightingale to schedule as follows two regular Town Board meetings per month in 2014 with the provision that the location and time be included in the tentative agenda:

**2014 TOWN BOARD MEETINGS (First & Third Tuesday of month -7 p.m. unless noted)**

**January 7** - Wevertown Community Center - **January 21** - Tannery Pond Community Center  
**February 4** - Wevertown Community Center - **February 18** - Tannery Pond Community Center  
**March 4** - Wevertown Community Center - **March 18** - Scout Hall  
**April 1** - Wevertown Community Center - **April 15** - Tannery Pond Community Center  
**May 6** - Wevertown Community Center - **May 20** - Tannery Pond Community Center  
**June 3** - Wevertown Community Center - **June 17** - Tannery Pond Community Center  
**July 1** - Wevertown Community Center - **July 15** - Tannery Pond Community Center  
**August 5** - Wevertown Community Center - **August 19** - Tannery Pond Community Center  
**September 2** - Wevertown Community Center - **September 16** - Tannery Pond Community Center

**October 7** - Wevertown Community Center - **October 21** - Scout Hall

**\*\*\* THURSDAY - November 6** - Wevertown Community Center

**November 18** - Tannery Pond Community Center

**December 2** - Wevertown Community Center-**December 16** - Tannery Pond Community Center

**Locations:** Wevertown Community Center, 2370 State Route 28, Wevertown, Tannery Pond Community Center, 228 Main Street, North Creek, Scout Hall, 4 Peaceful Valley Road, North Creek

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow said that he had revised the committee assignments for 2014.

Mr. Olesheski asked to be changed from Solid Waste Management to the Buildings, Parks & Recreation. Mr. Stevens stated that he would switch with Mr. Olesheski.

**RESOLUTION #13-14**

Mr. Arsenault presented the following resolution with amendments (Mr. Olesheski - Buildings, Parks & Recreation and Mr. Stevens - Solid Waste Management) and moved its passage with a second from Ms. Nightingale to adopt the following Town Board Standing Committees for 2014:

**2014 STANDING COMMITTEE for the JOHNSBURG TOWN BOARD**

**HIGHWAY:** Katie Nightingale and Gene Arsenault

**SOLID WASTE MANAGEMENT:** Gene Arsenault and Arnold Stevens

**FIRE/EMS:** Town Board

**PLANNING & ZONING:** Gene Arsenault and Peter Olesheski

**BUILDINGS, PARKS & RECREATION:** Peter Olesheski and Katie Nightingale

**PERSONNEL:** Katie Nightingale and Arnold Stevens

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow noted that as the organizational portion of the meeting was complete that the Town Board would open the regular meeting.

**NEW BUSINESS:**

Supervisor Vanselow requested that the Town Board authorize the use of a copy of the Supervisor's Annual Report to the Comptroller in lieu of accounting as had been done in previous years.

**RESOLUTION #14-14**

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Olesheski to authorize the use of a copy of the Supervisor's Annual Report to the New York State Comptroller in lieu of accounting for the year of 2014.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow noted that the following monthly reports are in the Town Board members' packets: Animal Control Officer, William Mosher's for the month of December 2013; Zoning Enforcement Officer, Danae Tucker's for the month of December 2013; Town Historian, Jo A Smith's Annual Report for the year of 2013.

Supervisor Vanselow would like to bid out for 3 mowing of the cemeteries and for Scrap Metal. Opening of the bids will be at the February 4th meeting at 7:00 pm.

**RESOLUTION #15-14**

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault to place a legal ad for the bid of 3 Cemetery mowing and for Scrap Metal which will be opened at 7:00 pm, February 4, 2014.

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

**RESOLUTION #16-14**

Mr. Olesheski presented the following resolution and moved its passage with a second from Ms. Nightingale that the following certified bills which have been reviewed by the board members be paid:

**General Fund** (Total \$ 44,995.90) - Claims #13-1100 to 13-1113; Claim # 13-1135, Claim # 13-1136, Claims # 13-1138 to 13-1140; Claims # 14-1 to 14-4; Claims # 14-7 to 14-19 (National Grid Claim #13-1098 Paid)

**Highway Fund** (Total \$71,848.00) - Claims # 13-1113 to 13-1132; Claim # 13-1141; Claims # 14-1 to 14-4; Claim #14-18;

**Capital Projects Funds** (Total \$490.00) Claim # 13-1137;

**Johnsburg Fire Protection District** (Total \$ 16,581.58) Claim # 14-18;

**Water District** (Total \$4,097.50) Claim # 13-1133, Claim # 13-1134, Claim #14-3;



**Library** (Total \$2,002.22) Claim # 14-1, Claim # 14-4, Claim # 14-18;

**Trust and Agency** (Total \$3,323.73) Claim # 13-1099, Claims # 14-3 to 14-6

**Total all warrants \$143,338.93.**

With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

### **PRIVILEGE OF THE FLOOR**

Mr. Robert Nettle regarding the snow removal from the Ski Bowl Park, that we are in a contract with ORDA for the snow removal for the park, so we need to do it and find the funding for it. Ms.

Ferguson suggested maybe taking money out of occupancy tax to do the removal of the snow at the Park. Mr. Olesheski stated that the committee is not in favor of using occupancy tax money for snow removal. Mr. Olesheski suggested having the town attorney to take a look at the contract. Mr. Nettle believes that the town just needs to support ORDA and plow the Parking lots at the Park. Mr. Arsenault just wants it to work out. (A long discussion)

Mr. Olesheski brought up the question of a Town Lawyer. Supervisor Vanselow stated that a couple of years ago the Board authorized to use Jordon & Kelly and other attorneys as needed.

### **RESOLUTION #17-14**

Mr. Olesheski presented the following resolution and moved its passage with a second from Mr. Stevens for the Town to utilities available lawyers as need, until such time, that a Town attorney is appointed.

With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Mr. Olesheski inquired about letters being mailed to the occupancy Tax recipients, Super Vanselow stated they would be mailed out.

A motion to adjourn the meeting was presented by Ms. Nightingale with a second from Mr. Stevens at 8:04 p.m.

With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

The next regular Town Board meeting will be held at 7:00 p.m. on January 21, 2014 at Tannery Pond Community Center, 228 Main Street, North Creek.



Prepared by Jo A Smith, Town Clerk

---