

**Minutes of the Town of Johnsburg Regular Board Meeting February 21, 2008
Held at the Wevertown Community Center, Wevertown, NY and an Executive Session to
Interview Candidates for Vacancies on the Planning Board**

Minutes of the Executive Session of the Town Board of the Town of Johnsburg held on Thursday, February 21, 2008 at 6:00pm at the Wevertown Community Center, Wevertown, NY. Supervisor Goodspeed called the meeting to order at 6:00pm for the purpose of conducting interviews for vacancies on the Planning Board.

Roll call showed the following persons present: Supv. Sterling Goodspeed; Town Councilmen/ Eugene Arsenault, Arnold Stevens, and Ronald Vanselow; Town Clerk/ William Rawson. Councilman Frank Morehouse, Jr. was absent.

Also present were the following candidates to be interviewed: Mark Bergman, Jean Comstock, Anne Morse, Kenneth Murray, Kelly Nettle and Nate Pelton.

Mr. Arsenault made a motion, with a second from Mr. Stevens to enter into executive session for the purpose of conducting interviews for vacancies on the Planning Board at 6:01pm. With all members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Vanselow, Goodspeed) Nays - 0

Mr. Vanselow made a motion, with a second from Mr. Stevens to adjourn the executive session at 7:05pm. With all members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Vanselow, Goodspeed) Nays - 0

Minutes of the regular meeting of the Town Board of the Town of Johnsburg held on Thursday, February 21, 2008 at 7:00pm at the Wevertown Community Center, Wevertown, NY Supervisor Goodspeed called the meeting to order at 7:08pm and the pledge to the flag was led by Councilman Frank Morehouse, Jr.

Roll call showed the following persons present: Supv. Sterling Goodspeed; Town Councilmen/ Eugene Arsenault, Frank Morehouse, Jr., Arnold Stevens, and Ronald Vanselow; Town Clerk/ William Rawson.

Guests: On attached list

RESOLUTION NO. 39

Mr. Vanselow presented the following resolution, with a second from Mr. Arsenault, to accept the minutes of the February 7, 2008 regular Town Board meeting. as written. With all members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays – 0

RESOLUTION NO. 40

Mr. Vanselow presented the following resolution, with a second from Mr. Vanselow, to accept the minutes of the February 15, 2008 special Town Board meeting on the budget as written. With all members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

CORRESPONDENCE:

1. A letter from Mr. Nate Pelton expressing his interest in being considered to fill a vacancy on the Planning Board.
2. A letter from Mr. Thomas Forrest informing the Town Board of his resignation from the Board of Assessment Review.
3. A letter from Mr. Joel Beaudin, Event Director for the Upper Hudson River Railroad, requesting that the Town Board grant the Upper Hudson River Railroad the use of the Ski Bowl Park for its "Thomas the Tank" event from May 23rd through May 25th and from May 30th through June 1st. The Upper Hudson River Railroad also requests a blanket vendor permit for the Ski Bowl Park for the event and permission to display their signage at the Ski Bowl Park.
4. A letter from Mr. John Elford expressing his interest in being considered to fill a vacancy on the Ski Bowl Park.

COMMITTEE REPORTS:

OLD BUSINESS:

Supv. Goodspeed recognized Mr. Edward Milner, chairman of the Occupancy Tax advisory committee, for a brief report on that committee. Mr. Milner distributed minutes of the committee's first meeting to members of the Town Board and informed the Town Board that the committee had made a very good start. He added that the members were setting up a scoring system for making recommendations on the requests. In related issues, Mr. Milner noted that there would be approximately one thousand skiers from Toronto arriving for the last week in February and that the Chamber of Commerce was working on creating a discount card to increase business around the area; he added that on March 17th, St. Patrick's Day, that there will be a "Ski for Tourism" fun day to be held at the Gore Mt. Ski Center. Lift Passes for the "Ski for Tourism" event are a pre-purchase ticket and will cost about \$39.00; tickets are available from the Gore Mt. region Town of Johnsbury Chamber of Commerce. Supv. Goodspeed asked Mr. Milner for an estimate on when the recommendations for the Occupancy Tax funding would be available; Mr. Milner answered that he expected to be ready in approximately three weeks.

Supv. Goodspeed asked that the Town Board authorize the application for funding in the amount of approximately \$12,000.00 in a member item from Senator E. Little to assist in the purchase of two laptop computers and computer software for accounting and payroll. Supv. Goodspeed also asked that the Town Board authorize him to send a letter of support with the application.

RESOLUTION NO. 41

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault that the Town Board authorizes and acknowledges the application for funding in the amount of approximately \$12,000.00 to assist in the purchase of two laptop computers and computer software for accounting and payroll in a member item from Senator E. Little; and further, the Town Board authorizes the Town Supervisor to send a letter of support with the application. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed recognized Mr. Joel Beaudin for a report on the Ski Bowl Park grant. Mr. Beaudin explained that there were five elements in the grant: signage for the nature trail, the

resurfacing of the basketball and tennis courts, a new playground at the beach, a skateboard park and an activities dock in the swimming area. Mr. Beaudin also said that there were possible insurance liability issues and other oversight issues to be discussed with the Town Board and when the Town Board is ready to move forward then he will arrange a meeting with John Albert to finalize the grant objectives.

Supv. Goodspeed next updated the Town Board on the North Creek Fire District and North Creek Water District Memorandum of Agreement with the Tall Timbers developer. Supv. Goodspeed noted that the North Creek Fire District Memorandum of Agreement needs additional work. Supv. Goodspeed noted that the Tall Timbers developer had drilled two wells on his property with a combined production estimated at 80,000 gallons per day; he noted that a benefit of these wells is that they are on a separate aquifer from the other North Creek Water District wells. Supv. Goodspeed explained that the language concerns noted at the previous meeting had been adjusted and that Town Attorney Jordan was satisfied with the agreement. The contract sets forth that the wells will be taken over by the North Creek Water District and the connections to the water district lines will be done according to water district specifications as well as being overseen by water district representatives and if the production is the expected 80,000 gallons per day it will be split with 50,000 gallons per day to Tall Timbers and 30,000 gallons per day to the water district; if less, the production will be pro-rated with 60% of the production allocated to the water district. Mr. David Bulmer, a Tall Timbers representative, said the developer was ready to move forward. Mr. Arsenaault asked Supv. Goodspeed if he was comfortable with the agreement; Supv. Goodspeed answered that he was sure the agreement had been corrected to be in the best interest of the Town and the North Creek Water District and requested that the Town Board approve the agreement.

RESOLUTION NO. 42

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenaault that the Town Board authorizes the Town Supervisor to execute, as presented and with the approval of the Town Attorney, the Water Memorandum of Agreement between the North Creek Water District and Tall Timbers of North Creek, L.L.C. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenaault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed updated the Town Board on the meeting of the Budget Advisory group on February 15th at the Wevertown Community Center at 4:00pm. Supv. Goodspeed explained that the meeting had been about one hour and forty-five minutes in length and about twelve of the group in attendance wished to continue in a small group format. The group discussed costs associated with Town buildings, as well as other areas.

Supv. Goodspeed informed the Town Board that he had received four or five calls of complaint over the weekend regarding signs; he explained to the Town Board that some question the lack of enforcement while others request more lenient enforcement regarding the sign issue. The issue could possibly be summed up in the following question: does the Zoning Enforcement Officer (Z.E.O.) have to seek out violations or only respond to complaints. Supv. Goodspeed noted that there is no grandfather clause in the Local Land Use Program as regards signs. Mr. Vanselow noted that some signs existed under the old ordinance which should have been

previously dealt with. Mr. Arsenault that as the Z.E.O. is only working two days per week that the Town Board should have a discussion with the Z.E.O. regarding enforcement levels at the next regular Town Board meeting. Mr. Vanselow suggested additional education for realtors on the sign ordinance; he added that there seemed to be multiple jurisdictions which caused confusion. Supv. Goodspeed said that signs creating a public hazard would be immediately removed; while those not causing such a hazard, but in violation of the ordinance would trigger a letter of explanation, followed by an action in Town Justice Court. Mr. Robert Nettle said that the sign ordinance was definitive and arbitrary enforcement was not allowed; he added that the State of Vermont has very tight sign laws and does well at attracting tourism. Mr. Mark Bergman said that the Adirondack Park Agency Act is the basis of the Local Law and is silent on the basis of whether the Z.E.O. needs to be responsive or pro-active on enforcement; he added that he believes that there is a difference between temporary and permanent signs under the law and requests equal enforcement of the ordinance. Mr. Nate Pelton asked why the sign question had come up at this time; Supv. Goodspeed replied that a long period of non-enforcement followed by enforcement being implemented has bred questions. A discussion of the legality of various directional signs highlighting the downtown shopping area ensued; as a result Supv. Goodspeed said that he ask the Z.E.O. to come to the next regular Town Board meeting.

Supv. Goodspeed asked Mr. Morehouse to update the Town Board on the N.Y.S. voting machine mandate that Warren County has received and was discussed at the previous regular Town Board meeting. Mr. Morehouse reported that some Warren County officials believe that the old County Jail wing or the Social Services building could be renovated for the purpose of storing the voting machines; he added that personally, he was of the opinion that this would not be cost effective. Supv. Goodspeed added that an increase in the county tax was an increase to the local taxpayer as well as an increase in the Town tax.

Supv. Goodspeed reminded the Town Board of the resolution from the Adirondack Association of Towns and Villages regarding the recent court decision on New York State paying taxes on Forest Preserve lands to the municipalities in the Adirondack Park (Resolution Number 37) which was defeated at the February 7, 2008 meeting. Supv. Goodspeed explained that the had re-written the resolution in a less offensive manner, but keeping to the point of encouraging the payment of land taxes on Forest Preserve Land by the State of New York; he asked that the Town Board approve this resolution.

RESOLUTION NO. 43

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Morehouse:

WHEREAS, a New York State court decision has cast significant doubt on New York State's continued payment of property taxes for certain Forest Preserve properties, and

WHEREAS, failure to make said payments could result in a catastrophic economic situation for many municipalities throughout the Adirondack Park as municipal budgets would be dramatically affected and services significantly curtailed by the failure of the State of New York to pay said taxes,

THEREFORE BE IT RESOLVED, that the Town of Johnsbury Town Board opposes any interruption, reduction or loss in tax payments to local government on Forest Preserve and any other state owned lands or properties or in which the state holds a conservation easement within the Adirondack Park, and

BE IT FURTHER RESOLVED, that the clerk send a copy of this resolution to Governor Spitzer, the states Legislative leaders and Adirondack region representatives, and

BE IT FURTHER RESOLVED, a copy of this resolution shall also be forwarded to the Adirondack Park Local Government Review Board

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

Supv. Goodspeed noted that the Town Board earlier had conducted interviews of six strong candidates for two vacancies on the Planning Board; one vacancy being a full term of seven years and the other being of one year duration to complete the term of Mr. Vanselow who resigned to take a position on the Town Board. Supv. Goodspeed thanked all of the candidates and asked if the Town Board wished to move to fill the vacancies.

RESOLUTION NO. 44

Mr. Vanselow presented the following resolution and moved its passage with a second from Mr. Arsenault to appoint Jean M. Comstock to a seven year term on the Planning Board to expire on January 31, 2015 and, further, to appoint Nathaniel J. Pelton to fill the balance of a term on the Planning Board to expire on January 31, 2009. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

NEW BUSINESS

Supv. Goodspeed informed the Town Board that he had been notified that the New York State Department of Environmental Conservation will conduct a Public Hearing at the main lodge at the Ski Center at Gore Mt. on March 4, 2008 at 7:00pm. The subject of the Public Hearing is to obtain public input and response regarding the Environmental Impact Statement on the Gore Interconnect with the Ski Bowl Park. Supv. Goodspeed explained that a minor reconfiguration of the lift involved in the interconnect had triggered the new Environmental Impact Statement and that the interconnect is moving closer. Supv. Goodspeed urged all interested individuals to attend and to that end he noted that the next regular Town Board Meeting is also scheduled be Tuesday March 4, 2008 at 7:00pm in the Wevertown Community Center, Wevertown, NY. Supv. Goodspeed asked if the Town Board wished to reschedule the meeting of March 4th in light of the conflict and added that he would like to attend the Public Hearing. Mr. Morehouse wished to reschedule but not on a Thursday; after some discussion it was decided to move the meeting to March 11th at the same location and time. Ms. Candace Lomax then noted that the health insurance payments would be due well in advance of the meeting date and asked permission to pay these bills prior to the March 11th meeting.

RESOLUTION NO. 45

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Vanselow that the Town Board Meeting currently scheduled for Tuesday March 4, 2008 at

7:00pm in the Wevertown Community Center, Wevertown, NY be rescheduled for Tuesday, March 11, 2008 at 7:00pm at the Wevertown Community Center, Wevertown, NY and further that the Town Clerk is authorized to notice this change in the North Creek News-Enterprise and by posting in various locations about the Town. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

RESOLUTION NO. 46

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Stevens that the Town Board authorizes the payment of the health insurance bills for March be made when due prior to the March 11, 2008 Town Board meeting. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed informed the Town Board that the Adirondack Park Agency deemed the Front Street Mountain Development application to be complete as of February 20, 2008 and now has ninety days to rule on the project. The Adirondack Park Agency will be conducting an informal hearing on the project on March 12, 2008 at 3:00pm at the Tannery Pond Community Center.

Supv. Goodspeed informed the Town Board that there was nearly a serious problem on February 18th with the North Creek Water District pump at the Ski Bowl Park. At first it was thought that the main pump had been seriously damaged by an electrical problem. It was determined by Charles Rawson that the problem was less severe and involved the booster pump; it will cost approximately \$250.00 to \$300.00 to repair the booster pump switch and the main pump has been kept on line and there was no service interruption.

Supv. Goodspeed informed the Town Board that he has received a request from O.R.D.A. manager Mike Pratt to make improvements to the old pavilion building (warming hut) at the Ski Bowl Park in lieu of the immediate building a new Ski Hut. O.R.D.A. uses the old pavilion building as a warming hut and for food concessions during its winter operation period and the Johnsburg Youth Program could use the building during the summer. Mike Pratt wants to use the National Grid grant funding to renovate and expand the old pavilion building (warming hut). Supv. Goodspeed asked if the Town Board wished to pursue the upgrade. Mr. Arsenault asked the cost; Supv. Goodspeed answered that the National Grid grant was in the amount of \$250,000.00 with the possibility of some shared services during the summer. Mr. Arsenault asked if there were any O.R.D.A. contributions; Supv. Goodspeed was unsure of any. Mr. Stevens said he didn't see a good reason to spend any additional money on the building; that the Town does not need any additional buildings to maintain and that as he understood the long term planning that the old pavilion building was to be removed. He added that it does not cost money to look into it further. Supv. Goodspeed said that he would ask Mike Pratt to come to the next Town Board meeting to discuss the building. Mr. Robert Nettle said that he did not believe that the Town needs more buildings to upkeep and that the best part of the Ski Hut was that O.R.D.A. would build it and upkeep it and the Johnsburg Youth Program and other residents would have use of the building during the summer; Mrs. Kelly Nettle added that the current location of the old pavilion building was not a good location in the park for such a building and added that O.R.D.A. is too possessive of the Ski Bowl Park. Mr. Joseph LaRocque suggested rebuilding the ceiling at the old pavilion building; Ms. Laurie Konis asked about Department of Health food

issues. Mr. Morehouse asked if there were any plans for the new Ski Hut; Supv. Goodspeed answered that the L.A. Group had produced architectural drawings. Mr. Joel Beaudin asked about ownership of the new Ski Hut; Supv. Goodspeed answered that the building would be controlled by O.R.D.A. with guaranteed usage in the summer for the Johnsbury Youth Program.

Supv. Goodspeed informed the Town Board that Wayne LaMothe, Assistant Director of Warren County Planning and Development was looking for three to seven residents to assist in deciding on the wording to be placed on the kiosk at the Kellogg property for the purpose of directing visitors to local businesses; Ms. Laurie Konis said that there would be a meeting of the Main Street Merchants next week and that she might get some volunteers at that meeting. In addition to the kiosk Warren County plans to construct a small pavilion on the site and do a "Request for Proposal" for the site.

Supv. Goodspeed reminded the Town Board that an authorization had been made on February 7, 2008 to submit a reapplication for funding in the amount of approximately \$220,000.00, to be in a member item from Congresswoman Gillibrand, for a lighted multi-use field to be located in the Ski Bowl Park and asked that the Town Board also approve the submission to Senator Charles Schumer and Senator Hillary Clinton.

RESOLUTION NO. 47

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault that the Town Board authorizes and acknowledges a 2008 application for funding to Senator Charles Schumer in the amount of approximately \$220,000.00, for a lighted multi-use field to be located in the Ski Bowl Park; it is to be noted that this submission is ancillary to the reapplication for a member item from Congresswoman Gillibrand. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays – 0

RESOLUTION NO. 48

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault that the Town Board authorizes and acknowledges a 2008 application for funding to Senator Hillary Clinton in the amount of approximately \$220,000.00, for a lighted multi-use field to be located in the Ski Bowl Park; it is to be noted that this submission is ancillary to the reapplication for a member item from Congresswoman Gillibrand. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed informed the Town Board that there is an apparent controversy at Comlinks, the Malone NY based developer which operates Peaceful Valley Townhouses at 18 Peaceful Valley Road; according to published reports Comlinks has recently terminated two employees and there is a possibility that the facility will be closed by March 31st. Supv. Goodspeed said that he has attempted to contact the president of Comlinks, Mr. John Ray with none of his calls being returned; after several days of attempting to contact various officials of the company, C.E.O. Nancy Reich responded and assured him that Comlinks was still trying to make the project succeed. Supv. Goodspeed asked what the company had done to that end and received copies of several letters to investors and elected officials looking for additional funding and stating that the project was over budget by \$350,000.00. In addition to slow rentals, much of the

explanation for the project being over budget was being blamed on the Town Board and the Planning Board; Supv. Goodspeed said that he resented this assessment of blame for making the company follow the land use rules. Supv. Goodspeed said that his main objective was to protect the tenants from an operation in turmoil and that to this end that he had contacted Senator Little to try to improve the situation. North Creek News-Enterprise reporter Brett Hagadorn asked how many families were involved; Supv. Goodspeed replied ten families. Mr. Joseph LaRocque asked who set the rental fees; while the answer to this was not firm, it seems to be based on a national scale. Supv. Goodspeed said that the area has a need for affordable housing and that it was disappointing to have relationships with a developer and receive no contact when such a problem was happening; he added that he would continue to follow up on this issue.

Supv. Goodspeed reminded the Town Board that in planning to dismantle the “red barn” building alternate storage sites for the items currently stored there must be found; also, many of the items stored there belong to not-for-profit groups in the town. Mr. Stevens asked if the Town could request that the groups to arrange for alternate storage of their items. Mr. Joel Beaudin suggested that there was storage above the new pavilion in the Ski Bowl Park; this would be further looked into regarding accessibility.

Supv. Goodspeed informed the Town Board that he had received numerous complaints about the sidewalks in North Creek; he has discussed this issue with Warren County D.P.W. and he believes that the clearing of the sidewalks will be done in a more timely fashion.

Supv. Goodspeed reported to the Town Board regarding a second more serious act of vandalism at the Ski Bowl Park; on the morning of February 18th an individual or a group broke into the lift shack and trailer for the tubing hill and removed several items. The Warren County Sheriff has been involved. These vandalism events point out the need to protect the recent park improvements.

Supv. Goodspeed informed the Town Board that Highway Supt. Curtis Richards was requesting authority to post the town roads to protect them from damage.

RESOLUTION NO. 49

Mr. Arsenault presented the following resolution and moved its adoption with a second from Mr. Stevens to direct and authorize the Highway Superintendent to post Town Highways according to Subdivision II of Section 1660 of Vehicle and Traffic Law that all Town Roads will be temporarily closed upon posting to all vehicles having a gross weight of over four (4) tons. Further notice is hereby given that any person or persons violating this order shall be subject to punishment as provided in Section 1800 of the Vehicle and Traffic Law; and further that the Town Clerk is authorized to notice said posting in the North Creek News-Enterprise for two (2) weeks. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed updated the Town Board on planned improvements by Warren County at the Kellogg Property in North Creek. Warren County is acquiring the Kellogg Property from the Open Space Institute under certain conditions and has a small amount of money available for use at the site. Warren County plans to do a “Request for Proposal” for the site and to construct a small pavilion on the site. The pavilion will be an aid to both the White Water Derby and the

Thomas the Train events in May; the county expects to have the pavilion completed by the first weekend in May. Mr. Joseph LaRocque asked if the boat launch area would be created as well; Supv. Goodspeed explained that the boat launch would need additional permitting and could be done later. Ms. Kelly Nettle asked about the haste to spend the money; Supv. Goodspeed answered that the project has been under discussion for two years and that the money is available in the current funding cycle.

Supv. Goodspeed reminded the Town Board of the requests made by the Upper Hudson River Railroad in a letter read earlier in the meeting. The Upper Hudson River Railroad requested that the Town Board grant the Upper Hudson River Railroad the use of the Ski Bowl Park for its "A Day with Thomas" event from May 23rd through May 25th and from May 30th through June 1st. The Upper Hudson River Railroad also requests a blanket vendor permit for the Ski Bowl Park for the event and permission to display their signage at the Ski Bowl Park.

RESOLUTION NO. 50

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Morehouse that the Town Board will allow permission for the Upper Hudson River Railroad to use of the Ski Bowl Park for its "A Day with Thomas" event from May 23rd through May 25th and from May 30th through June 1st and further, that the Upper Hudson River Railroad be granted a blanket vendor permit for the Ski Bowl Park for the event and permission to display their signage at the Ski Bowl Park during the event. This resolution was withdrawn by Mr. Stevens, prior to a vote, after the following discussion.

Mr. Robert Nettle asked the amount of compensation received by the Town of Johnsbury from the Upper Hudson River Railroad following the use of the Ski Bowl Park. Mr. Vanselow asked if a fee was charged by the Upper Hudson River Railroad for parking at park; Mr. Joel Beaudin, Event Director for the Upper Hudson River Railroad, replied that no fee was charged and added that the event brings money into the town and also, provides a great deal of exposure for the town. Mr. Vanselow asked the cost of entry to the event; Mr. Beaudin answered that the cost per ticket was \$21.50 of which approximately 40% went to the ticketing agent and the event organization and that there were additional costs to bring the event to town with the railroad making only a minimal profit. Mr. Vanselow suggested that the town should receive compensation for allowing the use of a Town facility. Mr. James Jones suggested that the Town may receive Occupancy Tax funds as a result of lodging visits from the event. Mr. Beaudin added that many local organizations benefit from donations for volunteering labor. Mr. Arsenault asked if there were costs to the Town associated with the event using the park; Ms. Cherie Ferguson, Secretary to the Supervisor, replied that there were added costs associated with extra maintenance and paper product use at the pavilion on the days of the event in 2007. Supv. Goodspeed recused himself from the vote.

RESOLUTION NO. 51

Mr. Arsenault presented the following resolution and moved its adoption with a second from Mr. Vanselow to grant the Upper Hudson River Railroad request of the following: the use of the Ski Bowl Park for its "A Day with Thomas" event from May 23rd through May 25th and from May 30th through June 1st and further, that the Upper Hudson River Railroad be granted a blanket vendor permit for the Ski Bowl Park for the event and permission to display their signage

at the Ski Bowl Park during the event; and further that these requests are granted contingent upon the Upper Hudson River Railroad making a donation to the Town of Johnsbury in an amount to equal the additional expenses incurred by the Town of Johnsbury in granting these requests. With 4 members voting in favor the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Stevens, Vanselow) Nays – 0 Recusals-1 (Goodspeed)

Supv. Goodspeed asked if the Town Board wished to act upon the letter from Mr. Thomas Forrest informing the Town Board of his resignation from the Board of Assessment Review.

RESOLUTION NO. 52

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Vanselow that the Town Board accepts the resignation of Mr. Thomas Forrest from the Town of Johnsbury Board of Assessment Review and further, to set the date, time and place for interviews for the vacancies on the Board of Assessment Review as follows: Tuesday, March 18, at the Town Hall (Library) at 6:30pm and further authorizes the Town Clerk to advertise the vacancies in the North Creek News-Enterprise. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed explained to the Town Board that for the previous two years Cherie Ferguson, Secretary to the Supervisor, has coordinated the 4th of July Celebration at the Ski Bowl Park. Supv. Goodspeed informed the Town Board that he was going to reach out to the Ski Bowl Park Committee and the Johnsbury Youth Committee in hopes of getting a sponsor for the event.

Supv. Goodspeed informed the Town Board that he had received a request from the North Country Outreach Center to be allowed to dispose of used computers for no charge at the Town of Johnsbury Transfer Station. The computers had been collected by the North Country Outreach Center for the purpose of rehabilitating them and redistributing them to individuals in need; some of the computers were too old to be rehabilitated and needed to be disposed of.

RESOLUTION NO. 53

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault that the Town Board will allow the North Country Outreach Center to dispose of computers which had been collected for rehabilitation and redistribution, but are not suitable for that purpose, for no charge at the Town of Johnsbury Transfer Station. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

PRIVILEGE OF THE FLOOR

Mr. Joel Beaudin, in his capacity as the Front Street representative on the shuttle project, noted that the project assessment committee was awaiting leadership from the Town and municipal oversight; Supv. Goodspeed replied that any funding issue of this scope requires study and that this study is not yet completed. Supv. Goodspeed added that the grant funding available is for the purchase of busses, route maps and signage; the grant would not pay for the ongoing payroll and maintenance costs and that is a serious question to be resolved. Supv. Goodspeed noted that he would try to meet with O.R.D.A. manager, Mike Pratt, to discuss the issue and that he will speak to Mr. David Crikelair as well. Mr. David Bulmer said that Okemo Mountain in Ludlow, Vt., which has a much larger commercial base than this area, had closed its shuttle as a

result of the ongoing costs.

Mr. Joel Beaudin voiced his approval and support of the ice making for skating at the Ski Bowl Park. Supv. Goodspeed noted that the town seemed to be exceptionally busy on the previous weekend; he noted that some of the spin-off economic improvement which was hoped for seems to be beginning.

RESOLUTION NO. 54

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Morehouse that the following certified bills which have been reviewed by the board members be paid: General Fund- Warrant #4G/Claims #61-75; Highway Fund- Warrant #4H/Claims #39-47; North Creek Water Dist.- Warrant #4W/Claims#14-19; Library Fund- Warrant #2L/Claims#9-16. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

A motion to adjourn the meeting was presented by Mr. Stevens with a second from Mr. Arsenault at 9:34pm. With 5 members voting in favor the motion is carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

The next regular Town Board meeting will be held at 7:00pm on March 11, 2008 at the Wevertown Community Center, Wevertown, NY.

Prepared by William Rawson, Town Clerk