

**Minutes of the Town of Johnsburg Special Board Meeting February 10, 2011
Held at 4:00pm at the Tannery Pond Community Center, North Creek, NY**

Minutes of the special meeting of the Town Board of the Town of Johnsburg held on Thursday, February 10, 2011 at 4:00pm at the Tannery Pond Community Center, North Creek, NY for the purpose of the Town Board acting on the transfer of the ski lift parcels from Front Street Mountain Development to the Town of Johnsburg.

Supervisor Goodspeed called the meeting to order at 4:00pm

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

Guests: David Crikelair (Front Street), Daniel Smith (Front Street Attorney), Laurie Arnheiter, David Bulmer, Mark Schmale, Evelyn Greene, Emily Stanton, Danae Tucker

The Town Clerk read the notice as it was posted at the Town Hall, Tannery Pond Community Center, the Town website, the Town "Facebook" site, and sent to Jon Alexander at the Glens Falls Post Star and Lindsay Yandon of the North Creek News – Enterprise on February 8-10, 2011.

Supervisor Goodspeed informed the Town Board that the Town of Johnsburg, ORDA and Front Street Mountain Development are incurring a liability as a result of individuals attempting to ski the trail beneath the new lift which is very steep and as yet not opened by ORDA. Supervisor Goodspeed said that ORDA Manager Mike Pratt would like to open the trail during Presidents Week and that Front Street Mountain Development would like to convey ownership of the property to the Town. Supervisor Goodspeed said that he was asking that the Town Board approve his signing of a ninety day lease agreement between the Town of Johnsburg and Front Street Mountain Development at a cost of \$1.00 to the Town; this lease agreement will allow ORDA to operate and patrol the trail as it will now be on municipal property and not on private property; this will also limit the liability to all involved entities and enhance the economic boost from the interconnect.

Attorney Daniel Smith representing Front Street Mountain Development presented stamped maps of the ski lift parcel to be leased and the lease agreement. Attorney Smith explained that the property conveyance requires subdivision action from the Planning Board and could not be accomplished before late March 2011; he noted that Mr. David Crikelair was present and the lease agreement could be signed today. If the agreement was signed today; then ORDA could potentially open the trail over the weekend and the Town could possibly see increased activity over Presidents Week.

Mr. Vanselow asked to see the lease agreement; Supervisor Goodspeed added that Town Attorney Jordan has reviewed the lease agreement and approved of the language.

RESOLUTION NO. 33

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

WHEREAS, it is the desire of the Town of Johnsburg, ORDA and Front Street Mountain Development allow access to old and new ski terrain in Ski Bowl Park , and

WHEREAS, it is understood that the ski trails will be part of a future subdivision and transfer from Front Street to the Town, and

WHEREAS, time is of the essence to obtain access to the property during this ski season in order to realize the full economic boost from the Interconnect, and

NOW, THEREFORE BE IT RESOLOVED that the Town of Johnsburg be authorized to enter into a lease agreement with Front Street Mountain Development for these lands for the purpose of enhancing the ski experience at the North Creek Ski Bowl, and

FURTHER, BE IT RESOLOVED that the Town Supervisor be authorized to sign any other appropriate documents related thereto, and

FURTHER, BE IT RESOLOVED amendments to any other agreements between the Town, ORDA and Front Street be authorized as necessary as a result of this action.

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 special meeting was presented by Supervisor Goodspeed with a second from Mr. Morehouse at 4:20pm. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

The next regular Town Board meeting will be held at 7:00pm on February 15, 2011 at the Town Hall (Library), North Creek, New York.

Prepared by William Rawson, Town Clerk