

**Minutes of the Town of Johnsborg Regular Board Meeting November 3, 2011  
Held at the Wevertown Community Center, Wevertown, NY, Including the minutes of the  
Public Hearing on the 2012 Town of Johnsborg Budget and the Public Hearing on a  
Proposed Local Law of 2011 Entitled " A local law to override the tax levy limit established  
in General Municipal Law 3-c"**

Minutes of the regular meeting of the Town Board of the Town of Johnsborg held on Thursday, November 3, 2011 at 7:00pm at the Wevertown Community Center, Wevertown, NY. Supervisor Goodspeed called the meeting to order at 7:00pm 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

The **Public Hearing on the 2012 Town of Johnsborg Budget** was called to order at 7:02pm. by Supv. Goodspeed. The Town Clerk read the legal notice as it appeared in the North Creek News – Enterprise on October 29, 2011.

**CORRESPONDENCE:**

There was one item of correspondence for the Public Hearing on the 2012 Town of Johnsborg Budget.

1. A letter from Rick and Anne Morse asking that the Town Board override the 2% tax cap and expressing support for inclusion in the budget for added funding for the Johnsborg Emergency Squad, the Town of Johnsborg Library and building maintenance.

Supv. Goodspeed opened the public hearing and gave a short presentation on the 2012 budget; he noted that he had made three previous presentations on the budget. Supv. Goodspeed noted that there was an increase in the tax levy of 1.98% and that this was achieved with reductions in funding to the North Creek Railway Depot Preservation Association, the Hudson Headwaters Health Network and the Town of Johnsborg Library. Supv. Goodspeed noted that as a result of increasing sales tax allotments that he has increased the sales tax revenue to balance increases in Sr. Transportation, and Senior meal site building operations. Supv. Goodspeed added that the Warren County Planning and Community Development Department as well as the Warren County Office of the Aging are being eliminated and that significant reductions are being made at the Warren County Department of Public Works. Supv. Goodspeed said that he has tried to work with Mr. Arsenault regarding the budget. Supv. Goodspeed explained that Mr. Arsenault had proposed looking at the Federal Emergency Management Agency (FEMA) distributions for funding for the Highway Department. Supv. Goodspeed noted that the distribution for the Harrington Road bridge has been completed, the funding for the April 2011 flooding event has not been received and the

application for the "Irene" event have just begun. Supv. Goodspeed said that following discussions with FEMA representatives he believes that the Town will receive some funding for the April flooding, probably closer to \$110,000.00 than the amount filed for of approximately \$400,000.00. Supv. Goodspeed said that he had spoken with the NYS Comptroller's Office to find out if FEMA funds could legally be moved from the Highway to the General Fund portion of the budget; that would not be legal. The Comptroller's Office said that if revenue were to be removed from the Highway Department that in expectation of FEMA funding that they would recommend that surplus cash be available or be quite sure that the funding will be forthcoming. Supv. Goodspeed explained that it had been anticipated that the insurance carrier would not allow a 100% deductible payment by the Town; it has been clarified with a letter from Capital Financial that the Town can continue the full deductible payment for this year and the funding for this payment is in the 2011 budget.

Mr. Roger Mosher asked how an insurance company can dictate terms of money to Town employees and also asked the possibility of establishing a co-op of local municipalities; Supv. Goodspeed replied that the deductible use is to encourage shopping by the policy holder and that the insurance company wants to have the employees paying to encourage the seeking of savings and he noted that the towns and counties in the area have looked to establish a larger group, but the insurance companies have been playing games to stop the establishment of a co-op.

Questions from Mr. Roger Mosher and Mrs. Theresa Roeder regarding the legality of reducing Highway Department revenue by adding a note that it would be replaced with FEMA funding and whether the Highway Department funding can only be reduced if it is backed by cash. Supv. Goodspeed replied that it is legal to reduce the Highway Department funding with expectations of FEMA money to replace it, although it is troubling that there is no guarantee of the money being received. Mrs. Susan Hitchcock asked if there was a surplus already taken to reduce taxes; Supv. Goodspeed said that his 2012 budget planned on about \$95,000.00 in unexpended balance. Mrs. Deana Wood asked if the sales tax was not increased, but reduced what would happen next year; Supv. Goodspeed replied that this could be a problem down the road. Mrs. Wood said that the tax money should be left in place; Mrs. Roeder said that it would be better to increase the tax levy. Mr. Arsenault said that the new information regarding FEMA funding was disquieting and added that he had made his proposal based on an award of \$300,000.00; he added that the Highway Department funding has increased over the last three years and the General Fund has lost money. Mr. Arsenault said that there had appeared to be sufficient funds in the Highway Department, but there are needs in the General Fund as well, especially in buildings. Mr. Arsenault said that he would pull back on the FEMA funding issue under the current information; he added that \$100,000.00 of purchases are needed annually to keep up the Highway fleet.

Mr. Arsenault asked about the loss of funding for the Senior Citizens' Center; Supv. Goodspeed said that funding for the Senior Citizens' Center and support for the Sidewalk, 1<sup>st</sup> Wilderness Corridor and Main Street grants will probably be lost with the elimination of the Warren County Planning & Community Development Department. Supv. Goodspeed said that he had suggested bringing back Director Patricia Tatich and Assistant Director Wayne LaMothe as consultants to tie

up the loose ends of the current grants.

Mr. John Donohue asked why the workman's compensation went up 200% in the Johnsbury Fire Protection District and if there was something to be looked at; Supv. Goodspeed replied that there were additional claims and that although the percentage was large that the dollar amount was small.

Mrs. Susan Hitchcock asked what will the use of the Tannery Pond Community Center by the railroad mean in costs; Supv. Goodspeed said that the loss of revenue will be offset by an increase in ridership of the train.

Mr. Vanselow said that the lack of a revaluation has led to loss of revenue due to challenges of assessed value and that it is very difficult to increase the value of the Town to increase sales tax distribution. Supv. Goodspeed said that he is looking to get money and manpower for a revaluation. Mr. David Bulmer asked if Assessor Ann Deppe had an idea of the possible sales tax increase from a revaluation; Supv. Goodspeed replied that there was no specific amount, but some people will be pleased and others upset. Mrs. Theresa Roeder asked when the last revaluation was done; Supv. Goodspeed replied that he did not believe that there had ever been one.

Mr. Peter Olesheski asked for more detail in the budget regarding individual buildings maintenance; Supv. Goodspeed said that the budget has been reviewed and approved in this form by the Comptroller's Office. Mr. David Bulmer asked if the numbers could be broken down further; Supv. Goodspeed said that it could, but it would take time.

(Mr. Arsenault left the meeting at 8:25pm)

Mr. Olesheski said that he was not accusing anyone of inappropriate actions, only looking for further information and trying to make sure that the revenue from Tannery Pond Community Center went to that building.

(Mr. Arsenault returned to the meeting at 8:27pm)

Mrs. Amy Cleveland asked about the increase in contractual funding in the Cemeteries budget line; Supv. Goodspeed replied that this was a movement of funds from personnel to contractual as the mowing of cemeteries was expected to be bid out.

Mr. Arsenault noted that there were no planned increases for General Fund employees and added that this is wrong. Supv. Goodspeed said that he disagreed. Mr. Vanselow said that he believed that the issue was worthy of discussion and suggested that the Personnel Committee (Morehouse, Vanselow) should make recommendations. Mrs. Susan Hitchcock said that not increasing pay would lead to lessening of incentive to do excellent work. Supv. Goodspeed said that there was always an option to run for the position and that he doesn't see private sector increases. Mr. Arsenault said that he believed that increases were appropriate; Supv. Goodspeed said that if ordered to do so by the Town Board that he would look into it. Mr. Stevens said that he was in favor of having the Personnel Committee review increases for the General Fund personnel; Mr. Morehouse asked about the implications of a cost of living increase for General Fund personnel. Supv. Goodspeed asked for a prompt meeting by the Personnel Committee and if directed he will look for funding. Secretary Cherie Ferguson suggested asking the Highway Department employees for a "give back" to help find funding. Mr. Arsenault said that he does not

agree with taking away from some employees to give to others; he added that the cost of living increase is 3.6% and would be a gesture. Mr. Arsenault said that he is not in favor of hurting others. Mrs. Amy Cleveland asked if the Personnel Committee evaluated all employees; Supv. Goodspeed said that government doesn't evaluate well. Mrs. Cleveland said that some positions may need to be reviewed or changed.

Mrs. Kelly Nettle asked about using QuickBooks for payroll and bookkeeping; Supv. Goodspeed said that the NYS Comptroller's Office doesn't accept QuickBooks for municipal budgets. Mr. Morehouse suggested that the assistance of the Warren County technical department be requested. Mr. Peter Olesheski said that there were different ways to approach the budget and possibly add lines to breakdown some wider budget lines to be able to get more detail. Supv. Goodspeed said that everyone brings in different sets of skills; Parks and Buildings Superintendent Matt Olden is a good worker, but not good at budgets. Mr. Olesheski suggested that Supt. Olden may need to be re-evaluated and need more oversight; Supv. Goodspeed said that he has struggled with that.

Mr. Roger Mosher asked about the cost of a revaluation; Supv. Goodspeed replied that the cost unknown. Mr. Arsenault said that it was a multi-year process. Mr. Mosher said that he believed that it would be worth borrowing the money to perform a revaluation as it will come back to the Town. Mrs. Kelly Nettle asked if a revaluation would bring in more money; Supv. Goodspeed said probably, but not definitely. Supv. Goodspeed said that when property sales begin again it is important to be able to add value to the assessment rolls and also to insure fair treatment. Mrs. Theresa Roeder asked if there would be information on the application to show changes; Supv. Goodspeed said that the Town needs personnel in the field to inventory changes. Zoning Enforcement Officer Danae Tucker said that departments are trying to share information with the Assessor to get better information flow.

Supv. Goodspeed said that while this is not a perfect budget, but it is trying to support priorities. Mr. Arsenault said that it was good to have dialogues on priorities and revenues and funding. Supv. Goodspeed said that this budget has been a lot of work with enhancements to buildings and Highways and still stay below the tax cap.

Mrs. Susan Hitchcock asked about the allotment of \$5000.00 for the meal site; Supv. Goodspeed replied that this was designed to pay the utilities and keep the facility open with the meals being delivered from a Warren County facility and the use of volunteers to perform the set up and clean up of the building. Mrs. Hitchcock asked if he really expected to keep the building open with volunteers; she was not sure it could be done. Supv. Goodspeed said that it was not the best plan, but the only way to try; he added that he was seeking a legal solution to keep the program operating for at least a part of next year.

Mr. David Bulmer asked if there was a standard amount for unexpended balance; Supv. Goodspeed said that there was a planned amount of money to be returned to the 2012 budget of \$175,000.00. Mr. Bulmer asked if this money was spoken for; Supv. Goodspeed said that it all was allotted except for \$35,000.00 in the Contingency line.

Mrs. Deena Wood said that the Town needs to move forward with programming and

computers; Supv. Goodspeed said that some money was available and that he wanted to get the new bookkeeper more trained before a change.

A motion was presented by Mr. Arsenault with a second by Mr. Stevens to adjourn the **Public Hearing on the 2012 Town of Johnsburg Budget**. With 5 members voting in favor the motion is carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

The Public Hearing Meeting was adjourned at 9:19pm.

The Public Hearing on a proposed Local Law of 2011 entitled "**A local law to override the tax levy limit established in General Municipal Law 3-c**" was called to order by Supv. Goodspeed at 9:20pm. at the Wevertown Community Center, Wevertown, NY. The Town Clerk read the legal notice as it appeared in the North Creek New-Enterprise on October 29, 2011.

Supv. Goodspeed opened the public hearing and asked that the public hearing comments stay on topic.

Mr. Peter Olesheski spoke against overriding the tax levy limit. Mrs. Kelly Nettle asked what the tax levy increase would have been without the cuts to service organizations; Supv. Goodspeed said that he was not positive. Supv. Goodspeed said that the cuts to the library and the North Creek Railway Depot Preservation Association were \$2500.00 each and that the cut to the Hudson Headwaters Health Network was \$5000.00; he added that there was an increase in sales tax. Supv. Goodspeed said that with the cuts included the increase would be about 5% to 7%. Supv. Goodspeed said that projecting the sales tax needed to be correct. Mrs. Nettle asked if the individual tax bill would go up 2.3% or 3.1%. Supv. Goodspeed said that the individual tax payer hit was questionable; if you don't start the hardship somewhere there will be more difficult budgets to come. Supv. Goodspeed said that the tax cap has created a dialogue on expenses. Mr. David Bulmer asked if in light of the previous public hearing on the budget if the Town Board still feels a need to move forward on this issue. Mr. Vanselow said that he did not see a need to move forward at this time; he added that he had wanted to give the public the ability to have meaningful input on the budget. Mrs. Helen Miner said that as a member of the board of trustees for the North Creek Railway Depot Preservation Association which was an organization which took a cut and as a group the trustees feel that they have to work harder to get money from other sources. Mr. Paul Logue said that people should be happy that the 2012 budget is only up about 2%. Mr. Roger Mosher said that government services were cut, especially garbage collection. Mrs. Nettle said that if the Town doesn't keep up with inflation then there will be a move backwards; there is a need to raise taxes. Supv. Goodspeed said that more spending on services will be cut before the Town gets to where you want to go; he added that there were increases in the Highway Department, Johnsburg EMS and the fire companies. Mr. Bulmer asked about the effect of changes by New York State as happened a year or two ago and raised the Warren County portion of the taxes; he added that he was not in favor of an increased tax rate. Mrs. Deena Wood said that she was not in

favor of a tax increase. Mr. Lloyd Burch said that the point which is being missed is that 6% of the January property tax is Town tax; the largest portion is the Warren County tax.

Mr. Olesheski asked for further input from the Town Board members. Mr. Stevens said that he did not want to go into the budget hearing with hands tied that he is hearing nothing to indicate that an override of the tax cap is necessary. Mr. Morehouse said that without this hearing that there would have been no question of the Town Board being able to accede to any funding requests.

A motion was presented by Mr. Arsenault with a second by Mr. Vanselow to adjourn the Public Hearing Meeting on a proposed Local Law of 2011 entitled "**A local law to override the tax levy limit established in General Municipal Law 3-c**". With 5 members voting in favor the motion is carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

The Public Hearing Meeting was adjourned at 9:45pm.

#### RESOLUTION NO. 214

Mr. Arsenault presented the following resolution, and moved its passage with a second from Mr. Morehouse, to accept the minutes of the October 18, 2011 regular Town Board meeting as written. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

#### RESOLUTION NO. 215

Mr. Arsenault presented the following resolution, and moved its passage with a second from Mr. Morehouse, to accept the minutes of the October 26, 2011 special Town Board meeting as written. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

#### CORRESPONDENCE:

1. A letter of thanks from the Johnsbury Historical Society for permission to place a historical marker sign near the Wevertown Community Center noting the birthplace of Matthew Brady near this site.

2. A letter from the Adirondack Community Outreach Center (formerly North Country Outreach Center) requesting that the Town Board allow that organization to place a toy donation box in the Town Hall.

3. A response from Town of Johnsbury Superintendent of Highways Daniel Hitchcock requesting that the Town Board transfer five thousand dollars into the summer budget (DA5110.4), twenty-one thousand dollars into the winter budget (DA5142.4) and twenty two thousand dollars into the equipment repairs budget line (DA5130.4) for a total of forty-eight thousand, three hundred dollars; there is no suggestion as to the origin of the funds.

4. A letter from Zoning Enforcement Officer Danae Tucker, pursuant to a complaint from the property owner of parked vehicles repeatedly blocking his driveway, requests that the Town Board designate a "no parking" zone in front of the driveway to the Pete's Ahh business

at 265 Main Street, North Creek, NY and as a result of the resolution the Warren County DPW will be authorized to paint a "no parking" zone designation at the entrance of the driveway from Main Street.

Supv. Goodspeed said that the Town Board was not prepared tonight to deal with Superintendent of Highways Daniel Hitchcock's request to transfer funds into the Highway Department budget. Mr. Vanselow asked Highway Supt. Hitchcock for the immediacy of the request; Highway Supt. Hitchcock said that he would need the tires and fuel soon and additionally, that he wanted to know the balance in the unexpended balance from last year. Supv. Goodspeed said that he would get a breakdown as there had been numerous budget amendments. Mr. Vanselow asked if a special meeting would be needed to take care of this item; Supv. Goodspeed said that he had planned to move the November 15, meeting to November 17 to allow for notice of the Johnsbury Fire Protection District funding. Supv. Goodspeed said that he would sign a voucher to allow the tires to be ordered and that the Town Board should be able to deal with the issue at the next regular meeting.

Supv. Goodspeed noted that he would be abstaining from the discussion of and any vote on a resolution dealing with this property as he has done legal work for the property owner. Supv. Goodspeed asked Zoning Enforcement Officer Danae Tucker to explain the issue regarding the request for a "no parking" zone at the entrance of the driveway to the Pete's Ahh business at 265 Main Street, North Creek, NY; ZEO Tucker said that it was a question of common courtesy and that the driveway should not be blocked to allow egress for the owner or delivery trucks parked in the driveway.

#### RESOLUTION NO. 216

Mr. Stevens presented the following resolution, and moved its passage with a second from Mr. Vanselow, to designate a "no parking" zone in front of the driveway to the Pete's Ahh business at 265 Main Street, North Creek, NY and further, to authorize the Warren County Department of Public Works to paint a "no parking" zone designation at the Main Street entrance of said driveway. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Stevens, Vanselow,) Abstained - 1 (Goodspeed)

#### COMMITTEE REPORTS:

#### OLD BUSINESS:

Supv. Goodspeed reminded the Town Board that at the September 6, 2011 Resolution Number 165 authorizing the transfer of Town owned surplus property identified on the tax roles as tax map number 66.10-2-34 on Maiden Lane subject to a permissive referendum; as the time period for the filing of a permissive referendum has expired, Supv. Goodspeed asked that the Town Board authorize him to execute the necessary documents to move forward.

#### RESOLUTION NO. 217

Mr. Stevens presented the following resolution, and moved its passage with a second from Mr. Arsenault to the supervisor of the Town of Johnsbury to execute all necessary documents to effect the transfer of Town owned surplus property identified on the tax roles as tax map number 66.10-2-34 on Maiden Lane. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed asked Secretary Cherie Ferguson to inform the Town Board of the heating fuel prices for the 2012 heating season as a result of the awarding of the Warren County bids. Sect. Ferguson explained that Warren County has awarded Superior Plus Energy Services the contract for kerosene and 50/50mix bid with a differential of \$.1835 per gal over the daily dock price. Warren County did not award a bid for #2 fuel oil bid going instead with the state contract bid price of a differential of \$.1029 per gal over the weekly dock price through Main Brothers Oil Co.

At the request of Supv. Goodspeed the Town Clerk explained that he had received and given to the Town Board the list of exempt properties received from the Town Assessor for inclusion in the 2012 Town Budget and the Town Clerk noted that this information is available at his office during regular business hours.

#### NEW BUSINESS:

Supv. Goodspeed informed the Town Board that the Town Clerk has received a communication from Highway Supt. Hitchcock that he (Highway Supt. Hitchcock) had put an incorrect budget line on voucher number 219 of Warrant Number 18H; the budget line number used was DA5130.2 and it should be corrected to DA5130.4.

#### RESOLUTION NO. 218

Mr. Arsenault presented the following resolution, and moved its passage with a second from Mr. Morehouse, to authorize the correction of Warrant Number 18H of October 18, 2011, in Voucher Number 219 from the incorrect budget line of DA5130.2 to the correct budget line of to DA5130.4. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed asked Zoning Enforcement Officer Danae Tucker to explain the request for permission to purchase a new computer for the Zoning Department; ZEO Tucker explained that she has attempted with the assistance of Warren County Planning Department to add the large, but helpful program "Arc View" to her computer and the result was to slow her computer to a crawl. ZEO Tucker noted that there was approximately \$1200.00 in the zoning budget line with an estimated \$300.00 in outstanding bills and she provided the following quotes for a replacement computer: Wal-Mart-\$448.00, State contract-\$670.00, Staples-\$619.98 (plus additional \$89.00 to upgrade to Windows 7 Professional), Quill-\$469.98 (plus additional \$89.00 to upgrade to Windows 7 Professional). All computers would include a monitor; the Town currently has an

account with Quill which would expedite purchasing, although the cost is \$21.98 more than the Wal-Mart price. ZEO Tucker would recommend the Quill purchase as the computer would come with the ability to upgrade to Windows 7 Professional. Mr. Arsenault said that Town computers seem to be fading one by one; he suggested establishing a committee to try to seek an overview on the situation. Supv. Goodspeed said that linking some departments is an obvious plan. ZEO Tucker said that some programs are proprietary to individual users for information security. There was some discussion of having Supv. Goodspeed speak to the Information Technology department at Warren County for guidance; Supv. Goodspeed said that he would discuss this with that department. Additional suggestions for future software at little or no cost were suggested as well. Supv. Goodspeed asked if the Town Board wished to act upon ZEO Tucker's request.

#### RESOLUTION NO. 219

Mr. Arsenault presented the following resolution, and moved its passage with a second from Mr. Stevens, to authorize the purchase of a computer for the Zoning Enforcement Officer from Quill at a cost of \$469.98 (plus additional \$89.00 to upgrade to Windows 7 Professional); the Town Board accepted this price which was \$21.98 above the lowest quote as the Town already has an account with the company and the computer can be ordered with the Windows 7 Professional upgrade installed. 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 monthly report of the Zoning Enforcement Officer, Danae Tucker, for the month of October 2011, was in the Town Board members' packets; Supv. Goodspeed added that ZEO Tucker has been with the Town for approximately one year and the situation seems to be going well. ZEO Tucker has worked on the end of the Front Street Mountain Development project and has received a broad exposure to the job. Members of the Town Board applauded Supv. Goodspeed's statement.

Supv. Goodspeed noted that the monthly report of the Animal Control Officer, William Mosher, for the month of October 2011, was in the Town Board members' packets.

Supv. Goodspeed distributed the Supervisor's Monthly Report, for the month of October 2011, to the members of the Town of Johnsburg Town Board.

#### PRIVILEGE OF THE FLOOR

Zoning Enforcement Officer, Danae Tucker asked if there was any problem with her changing her working day next week from Thursday to Wednesday; Supv. Goodspeed said that there would be no problem with the change.

Mr. David Bulmer explained that he had met with Warren County Planning and Community Development Assistant Director Wayne LaMothe who expressed his opinion that the two top planning officials in Warren County will not be back. Mr. Bulmer asked that the Town Board authorize a letter of support for the retention of Director Patricia Tatich and Assistant Director

Wayne LaMothe.

(Mr.Vanselow left the meeting at 10:10pm)

Supv. Goodspeed said that the loss of Director Tatich and Assistant Director LaMothe would be a major loss to the Town of Johnsburg.

#### RESOLUTION NO. 220

Mr. Morehouse presented the following resolution, and moved its passage with a second from Mr. Arsenault to authorize the Town Supervisor to draft a letter of support in the name of the Town Board of the Town of Johnsburg for the retention of Warren County Planning and Community Development Director Patricia Tatich and Assistant Director Wayne LaMothe in their positions or by rehire as consultants; and further, the Town Board acknowledges the extensive assistance received by the Town of Johnsburg through assistance from these officials in the exercise of their duties and beyond. With 4 members voting in favor the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Stevens, Goodspeed) Nays – 0 (Mr.Vanselow absent)

(Mr.Vanselow returned to the meeting at 10:13pm)

Secretary Cherie Ferguson asked what department would be handling the Home Energy Assistance Plan (HEAP) funding requests with the loss of the Office of the Aging; Supv. Goodspeed replied that he was not sure at this time. Mrs. Kelly Nessel said that she spoke with Director Patricia Tatich who told her that Supv. Goodspeed was very eloquent in his speech in support of the Planning and Community Development Department.

Supervisor Goodspeed asked the Town Board to set a time for a public hearing on the proposed Johnsburg Fire Protection District 2012 funding.

#### RESOLUTION NO. 221

Mr.Vanselow presented the following resolution and moved its passage with a second from Mr. Arsenault to authorize the Town Clerk to advertise for one week and publish notice in the North Creek News-Enterprise edition of November 12, 2011 for a Public Hearing to be held at the Wevertown Community Center, Wevertown, New York on Thursday, November 17, 2011 at 7:00pm to hear the pros and cons on the funding proposed for 2012 by said Town Board for the six volunteer companies for furnishing of fire protection in the Johnsburg Fire Protection District and the six volunteer companies being North River Vol. Fire Co., Garnet Lake Vol. Fire Co., Bakers Mills/Sodom Vol. Fire Co., Johnsburg Vol. Fire Co., Wevertown Vol. Fire Co., and the Riverside Vol. Fire Co. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed asked that the Town Board change the date of the November 15, 2011 Town Board meeting to November 17, 2011 at 7:00pm at the Wevertown Community Center to allow for the legally required notice for the public hearing on the funding proposed for 2012 for the

furnishing of fire protection in the Johnsbury Fire Protection District.

#### RESOLUTION NO. 222

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault to change the date of the November 15, 2011 Town Board meeting to November 17, 2011 at 7:00pm at the Wevertown Community Center, Wevertown, New York to allow for the legally required notice for the public hearing on the funding proposed for 2012 for the furnishing of fire protection in the Johnsbury Fire Protection District. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Mr. Peter Olesheski asked if the Town board will be acting on the 2012 budget at that meeting; Supv. Goodspeed said that he believed that the Board would act as the budget needs to be passed by November 20, 2011 at the latest.

Mr. Roger Mosher asked how the Town Board planned to fill the seat of Mr. Vanselow if he is elected to be Town Supervisor. Mr. Vanselow said that he expected that the Town Board would act to appoint or that it would be left open until the next general election. Mr. Mosher asked if filling the vacancy created by the election of Supv. Goodspeed by the next highest vote recipient had created a precedent; Supv. Goodspeed and Mr. Vanselow both said that it had not.

#### RESOLUTION NO. 223

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault that the following certified bills which have been reviewed by the board members be paid: General Fund- Warrant #19G/Claims #401-416; Highway Fund- Warrant #19H/Claims #233-240; North Creek Water Dist.- Warrant #18W/Claims#81-85. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed explained that the Town Board would now move into executive session to discuss two personnel issues. Supv. Goodspeed said that it was probable that there would be no action on these issues tonight.

Supv. Goodspeed presented the following motion, with a second from Mr. Stevens to enter into executive session for the purpose of discussing two personnel issues involving workplace violence at 10:25pm. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Mr. Vanselow presented the following motion, with a second from Mr. Arsenault to adjourn the executive session for the purpose of discussing two personnel issues and further, to reenter the regular session at 10:57pm. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault,

Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed explained that the Town Board had discussed two personnel issues and that there were no actions to be taken at this time.

A motion to adjourn the meeting was presented by Mr. Vanselow with a second from Supv. Goodspeed at 10:59pm. 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 November 17, 2011 at the Wevertown Community Center, Wevertown, New York. A Public Hearing on the funding proposed for 2012 for the furnishing of fire protection in the Johnsburg Fire Protection District will be held at 7:00pm on October 17, 2011.

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Prepared by William Rawson, Town Clerk