

**Resolution #1 - January 4, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Dunkley that the Town Board of the Town of Johnsbury hold regular meetings of the Town Board of said Town every first and third Thursday of each month for the year of 1988 at 7:30 P.M. alternating between the Town Hall, North Creek, N.Y. and the other hamlets of the Town (Resolution declared passed; roll call vote- Dunkley,aye; Prouty,no; Cornwall,aye; Arsenault,aye; Montfort,aye~ Carried.)

**Resolution #2 - January 4, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault that the compensation for the Town Officials using their own Car on Town Business be .21¢ per mile for the year of 1988. (Resolution declared passed; roll call vote-all voting aye.)

**Resolution #3 - January 4, 1988** - Mr. Prouty presented the following resolution, seconded by Mrs. Cornwall that the North Creek News-Enterprise be named as the official paper for the Town of Johnsbury for the year of 1988. (Resolution declared passed; roll call vote-all voting aye.)

**Resolution #4 - January 4, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty that the First American Bank of New York (North Creek Branch and the Norstar Bank (Warrensburg Branch) be named as depositories for the Town of Johnsbury for the year of 1988. (Resolution declared passed; roll call vote- Dunkley, aye; Prouty, aye; Cornwall, aye; Arsenault, abstain; Montfort, aye.)

**Resolution #5 - January 4, 1988** - Mr. Dunkley presented the following resolution, seconded by Mr. Prouty that William A. Montfort be named as a delegate to the Annual Meeting of the N.Y.S. Association of Towns to be held in New York City, February 14-17, 1988, with Margaret Savage be named alternate, and be it further resolved that any Town Official be entitled to attend said meeting upon giving Town Clerk notice in writing, and be it further resolved that the necessary expenses be a Town charge. (Resolution declared passed; roll call vote-all voting aye.)

**Resolution #6 - January 4, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Dunkley that Richard Armstrong of Wevertown, N.Y. be appointed as Zoning Enforcement Officer for the year of 1988. (Resolution declared passed; roll call vote-all voting aye.)

**Resolution #7 - January 4, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Arsenault that Rodney Sargent of North Creek, N.Y. be named as Chairman of the Board of Assessors for the Town of Johnsbury for the year of 1988. (Resolution declared passed; roll call vote-all voting aye.)

**Resolution #8 - January 4, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Dunkley that Mrs. Rawson be allowed to hire a third Deputy Town Clerk/Tax Collector of her choice for a period of six weeks, five hours per day to be paid \$4.00 per hour from the General Fund to help during the tax collecting period. Resolution declared passed; roll call vote-all voting aye.)

**Resolution #9 - January 4, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault that the salaries of elective and appointive officials be fixed as per shown in the budget for 1988. (Resolution declared passed; roll call vote-all voting aye.)

**Resolution #10 - January 4, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Dunkley that the Town Officers Bonds for the year of 1988 be approved. (Resolution declared passed; roll call vote-all voting aye.)

**Resolution #11 - January 4, 1988** - Mr. Dunkley presented the following resolution, seconded by Mr. Prouty that the Supervisor be directed and authorized to pay the annual dues of the N.Y.S. Association of Towns when due. (Resolution declared passed; roll call vote-all voting aye.)

**Resolution #12 - January 4, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Dunkley authorizing payments in advance of Audit of Claims for Public Utility Service. (Resolution declared passed; roll call vote-all voting aye.)

**Resolution #13 - January 4, 1988** - Mr. Arsenault presented the following resolutions collectively, seconded by Mrs. Cornwall: that the Supervisor be directed and authorized to extend the unexpended balances in their respective accounts for the purpose of encumbered moneys.

**Resolution #14 - January 4, 1988** - that the Town Officers be authorized to purchase the necessary books and supplies to carry on the duties of his or her office, an amount which is not to exceed the Budget.

**Resolution #15 - January 4, 1988** - that the Supervisor be named the Budget Office for the year of 1988.

**Resolution #16 - January 4, 1988** - that the Supervisor be authorized and directed to place Town monies in Interest Bearing Accounts when this can be done without interfering with the operation of Town Government.

**Resolution #17 - January 4, 1988** - That the Town Board authorize the Town Clerk to publish in two (2) issues of the North Creek News-Enterprise a summary of the Annual Report of the Supervisor of the Town of Johnsburg for the year of 1987.

**Resolution #18 - January 4, 1988** - to designate the following polling places in the Town of Johnsburg for the year of 1988: WHEREAS, pursuant to Article 4-104 of the New York State Election Law, the Town Board of the Town of Johnsburg must submit to the Warren County Board of Elections a listing of the polling places in the Town of Johnsburg in each Election District in which Elections and Registrations may be held, Therefore, be it RESOLVED that the following locations be and hereby are designated as the respective polling places in the Districts as enumerated: District #1/Wevertown- Town of Johnsburg Community Center, Wevertown, N.Y. District #2/North Creek- Town of Johnsburg Town Hall, North Creek, N.Y. District #3/Bakers Nills- Bakers Hills-Sodom Vol. Fire Co. Firehouse, Bakers Mills, N.Y. and that such locations are accessible to the Physically Handicapped, pursuant to Article 4-104-1-1 of the Election Law (unless otherwise noted) and be it further RESOLVED that a copy of this resolution be forwarded to the Warren County Board of Elections.

(Resolutions #13 thru #18 declared passed; roll call vote-all members voting aye.)

**Resolution #19 - January 4, 1988** - Mr. Dunkley presented the following resolution, seconded by Mr. Prouty to ban smoking at all Town Meetings during the year of 1988. (Resolution declared passed; roll call vote-all voting aye.)

**Resolution #20 - January 7, 1988** - Mrs. Cornwall presented the following resolution and it was seconded by Mr. Dunkley to appoint Edward S. Stewart as Town Attorney for the year of 1988 at a salary as stated in adopted budget. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #21 - January 7, 1988** - Mr. Dunkley presented the following resolution, seconded by Mr. Montfort to appoint William Mosher as Dog Enforcement Officer until February 1, 1988. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #22 - January 7, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Arsenault to appoint Norma N. Rawson as Registrar of Vital Statistics for a term to run from January 1, 1988 to December 31, 1989 with Carroll W. Rawson as Deputy Registrar of Vital Statistics. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #23 - January 7, 1988** - Mr. Dunkley presented the following resolution, seconded by Mr. Prouty to authorize and direct the Supervisor to sign the Senior Citizen Transportation Contract and the N.Y.S. Department of Environmental Conservation Memorandum of Understanding for the Town of Johnsbury for the year of 1988. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #24 - January 7, 1988** - Mr. Dunkley presented the following resolution, seconded by Mr. Prouty to allow the Supervisor to change job description of Highway Superintendent, Town Supervisor, and Secretary/Bookkeeper to a full-time position rather than a part time position with office hours from 9 A.M. to 5 P.M. at Town Hall, North Creek, N.Y. with prior approval by N.Y.S. Audit and Control Department. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #25 - January 21, 1988** - Mr. Dunkley presented the following resolution and moved its adoption, seconded by Mr. Arsenault that the following certified bills which have been reviewed by the Board Members be paid: General Fund - Warrant 1/claims 1--25; Highway Fund - warrant 1H/claims 1--13; North Creek Water District - warrant 1W/claims 1--6 and Revenue Sharing - warrant 1 RS/claim 1. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #26 - January 21, 1988** - Mr. Dunkley presented the following resolution, seconded by Mr. Prouty for the Town to go to bid for a contract for a dog enumerator for an enumeration of the entire town with a follow-up on unlicensed dogs in a three-month period. Enumerator will be paid their bid price plus 21 cents per mile for mileage. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #27 - January 21, 1988** - Mr. Prouty presented the following resolution, seconded by Mrs. Cornwall to appoint William Mosher as Dog Enforcement Officer for the year of 1988. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #28 - January 21, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to appoint Robert Nettle as a member of the Board of Assessment Review for a term to expire on April 12, 1989. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #29 January 21, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Dunkley for the creation of the Health and Well-being Advisory Committee. (Resolution declared passed; roll call vote- Dunkley aye; Prouty aye; Cornwall no; Arsenault aye; Montfort aye.)

**Resolution #30 - January 21, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault for the creation of a Development and Recreation Advisory Committee. (Resolution declared passed; roll call vote- Dunkley aye; Prouty aye; Cornwall no; Arsenault aye; Montfort aye.)

**Resolution #31- January 21, 1988** - Mr. Montfort presented the following resolution, seconded by Mrs. Cornwall to propose the creation of an extensive survey to be delivered to all tax payers of the Town of Johnsbury; to be delivered by school students, volunteers and mailed to seasonal residents living out of town; based on Audit & Control's approval of section of the budget to pay for printing and postage; with changes made to split question five of last section into two areas regarding: 1) rent, own or live with parents; and 2) legal residents or seasonal residents; and any other question can be added by Board Members if they desire. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #32 - January 21, 1988** - Mr. Dunkley presented the following resolution, seconded by Mr. Arsenault to transfer \$1,200.00 from Supervisor's contractual expense account #A1220.4 to Personnel contractual expense account #A1430.4 for bookkeepers schooling expenses. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #33 - January 21, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Arsenault to appoint Doris Patton of Star Route, North Creek, N.Y. as Town Historian for the year of 1988. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #34 - February 4, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty to amend Resolution #26 to exclude mileage. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #35 - February 4, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall that the following certified bills which have been reviewed by the Board Members be paid: General Fund - warrant 2/claims 26--42; Highway Fund - warrant 2H/claims 14--25; North Creek Water District - warrant 2W/claims 7--9 and Revenue Sharing - warrant 2RS/claim 2. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #36 - February 4, 1988** - Mr. Prouty presented the following resolution and moved its adoption, seconded by Mrs. Cornwall to rescind Resolution #28 of the Jan. 21 / 1988 meeting. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #37 - February 18, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Dunkley that the following certified bills which have been reviewed by the Town Board Members be paid: General Fund - warrant 3/claims 43--51; Highway Fund - warrant 3H/claims 26--37 and North Creek Water District - warrant 3W/claims 10--11. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #38 - February 18, 1988** - Mrs. Cornwall made the following resolution, seconded by Mr. Arsenault to direct Mr. Montfort to get an engineering firm to do a study for the landfill closure, as long as it does not cost the Town of Johnsburg anything. (Resolution declared passed; roll call vote - all members voting aye, one absent.)

**Resolution #39 - February 18, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Dunkley to allow Mr. Hitchcock to buy a cab, etc. for the Road Broom/Mower Tractor. (Resolution declared passed; roll call vote-all members voting aye; one absent.)

**Resolution #40 - February 18, 1988** - Mr. Dunkley presented the following resolution, seconded by Mr. Arsenault to allow Mr. Hitchcock to purchase a Fisher Plow for \$1,760.00 for the Town pick-up. (Resolution declared passed - roll call vote-all members voting aye; one absent.)

**Resolution #41 - March 3, 1988** - Mrs. Cornwall presented the following resolution and moved its adoption, seconded by Mr. Arsenault that the following certified bills which the Town Board Members have reviewed be paid: General Fund~warrant 4/claims 52--61; Highway Fund-warrant 4H/claims 38--46; Revenue Sharing-warrant 3RS/claim 3. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #42 - March 3, 1988** Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to appoint Highway Superintendent Fred Hitchcock as Park Superintendent for the year of 1988 with a salary of \$1,001.00. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #43 - March 3, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty that the following persons be appointed to the Board of Assessment Review for terms to terminate as follows: Victor Sasse term to terminate April 15, 1993; William Starling term to terminate April 15, 1991; Arthur Perryman term to terminate April 15, 1990; Robert Nettle term to terminate April 15, 1989. (Resolution declared. passed; roll call vote-all members voting aye.)

**Resolution #44 - March 3, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Montfort to amend the 1988 Revenue Sharing Fund Budget in the amount of \$2,760.00(CF1620.1)Town Bldgs Personal Services; \$4,200.00 (CF1620.4) Town Buildings contractual Expenses and Social Security (CF9030.8) in the amount of \$40.00 making a total appropriation of \$7,000.00 left over from 1987 Budget; therefore Estimate Revenues and Estimate Unexpended Balance will reflect interest and earnings (CF2401) of \$86.00 and Unexpended Balance from 1987 of \$6,914.00 making a balance of \$7,000.00. (Resolution declared passed-roll call vote/all members voting aye.)

**Resolution #45 - March 3, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Arsenault to use the Revenue Sharing monies for furnishings and complete the refurbishing of the Sodom Building and exterior furnishings as long as it is permissible in Revenue Sharing laws. (Resolution declared passed-roll call vote/all members voting aye.)

**Resolution #46 - March 3, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to adopt resolution and empower Supervisor to sign lease agreement between Chamber of Commerce and Town of Johnsburg for Oktoberfest from September 21 to September 28, 1988. (Copy of Resolution and copy of lease agreement are attached and part of these minutes.) At a regular meeting of the Town Board of the Town of Johnsburg, held at the Wevertown Community Building, Wevertown, New York, on the 3rd day of March 1988, at 7:30 p.m., there were Present: Supervisor William Montfort, T/Council Leon Prouty, Helen Cornwall, Eugene Arsenault and Jarvis Dunkley. Absent: none. Mr. Arsenault offered the following resolution and moved its adoption. WHEREAS, the Gore Mountain Region Chamber of Commerce has requested the use of the area known as the North Creek Ski Bowl for the period from September 21, 1988 to September 28, 1988 for the purpose of conducting an Oktoberfest including various activities related thereto, and WHEREAS, the Town Board has determined that the granting of the use of the North Creek Ski Bowl area to the Gore Mountain Region Chamber of Commerce, as requested, would be in the best interest of the Town of Johnsburg, it is hereby RESOLVED, that the Town of Johnsburg, hereinafter referred to as the Town, does hereby lease to the Gore Mountain Region Chamber of Commerce, hereinafter referred to as the Chamber, the town area known as the North Creek Ski Bowl for the period commencing on the 21st day of September, 1988, and ending on the 28th day of September, 1988, for the purpose of conducting its Oktoberfest and other related activities under the following terms and conditions The Chamber shall a) provide to the Town a \$1000.00 cash deposit to be refunded upon satisfactory clean-up of the area. b) provide a certificate of liability insurance in the sum of One Million Dollars (\$1,000,000.) naming the Town as additional insured. Such policy shall be delivered to the Town 2 weeks prior to the date of commencement of the Oktoberfest and shall be

subject to the approval of the town attorney. c) reimburse the Town for electricity used for the Oktoberfest activities. d) shall provide adequate temporary sanitary facilities, e) shall provide security for the area, including crowd control and traffic control. IT IS FURTHER RESOLVED that the Town shall grant, and hereby does grant to the Chamber the right to construct a stage and dance area at the North Creek Ski Bowl, and to install a 200 AMP electrical service to the stage area and hockey ice rink upon approval by the Town Board of the plans, specifications and location, and dates of construction of such improvements. The investment to be made in such improvements by the Chamber shall have a minimum value of \$3000. IT IS FURTHER RESOLVED that during the period of this lease, the Town shall also permit the Chamber to use snow fences to assist in crowd control, and to use trash barrels, and also permit the use of one or more ambulances, subject to the approval and control of the North Creek Fire Company Rescue Squad. IT IS FURTHER RESOLVED that the Supervisor is hereby authorized and directed to enter into a written Lease agreement with the Chamber containing the general terms and conditions specified in this resolution. Seconded by Mr. Prouty and duly put to a vote which resulted as follows AYES: 4 NOES: 0

Lease Agreement This lease agreement, dated the 3rd day of March 1988, by and between the Town of Johnsbury, hereinafter referred to as the Town, and the Gore Mountain Region Chamber of Commerce, hereinafter referred to as the Chamber. Witnesseth: The Town does hereby lease to the Chamber the town area known as the North Creek Ski Bowl for the period commencing on the 21st day of September 1988 and ending on the 28th day of September 1988 for the purpose of conducting its Oktoberfest and other related activities under the following terms and conditions: 1. The Chamber shall provide to the Town a \$1000. cash deposit to be refunded upon satisfactory clean-up of the area. 2. The Chamber shall provide a certificate of liability insurance in the sum of \$1,000,000. (One Million Dollars) naming the Town as additional insured. Such policy shall be delivered to the Town 2 weeks prior to the date of commencement of the Oktoberfest and shall be subject to the approval of the town attorney. 3. The Chamber shall reimburse the Town for electricity used for the Oktoberfest activities. 4. The Chamber shall provide adequate temporary sanitary facilities. 5. The Chamber shall provide security for the area, including crowd control and traffic control. 6. The Town shall grant to the Chamber the right to construct a stage and dance area at the North Creek Ski Bowl and to install a 200 AMP electrical service to the stage area and hockey ice rink, upon approval by the Town Board of the plans, specifications and location, and dates of construction of such improvements. The investment to be made in such improvements by the Chamber shall have a minimum value of \$3000. (Three Thousand Dollars). 7. The Town, during the period of this lease agreement, shall also permit the Chamber to use snow fences to assist in crowd control, and to use trash barrels, and also permit the use of one or more

ambulances, subject to the approval and control of the North Creek Fire Company Rescue Squad. IN WITNESS WHEREOF, the parties hereto have executed this lease agreement the day and year first above written TOWN BOARD OF TOWN OF JOHNSBURG By: William Montfort Town Supervisor GORE MOUNTAIN REGION CHAMBER OF COMMERCE By: Douglas Cole.

**Resolution #47 - March 3, 1988** - Mr. Prouty presented the following resolution, seconded by Mrs. Cornwall to advertise for three weeks in the North Creek News-Enterprise for the Town to accept bids for the sale of two pieces of Town property on Fairview Avenue, North Creek, N.Y. which will be subject to permissive referendum; also, with the Board's right to refuse any or all bids with an upset price of \$6,600.00. Bids will be accepted by Town Clerk until 5:00 P.M. on Thursday, April 21, 1988 and bids will be opened on Thursday, April 21, 1988 at 7:30 P.M. at a regular meeting of Town Board of Town of Johnsbury to be held at North River Firehouse, North River, N.Y. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #48 - March 17, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall to accept the bid from Pauline May in the amount of \$900.00 plus mileage for Dog Enumerator for 1988. (Resolution declared passed; roll call vote - all members voting aye.)

**Resolution #49 - March 17, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Dunkley that the following certified bills which the Town Board Members have reviewed be paid: General Fund - warrant 5/claims 62--78; Highway Fund - warrant 5H/claims 47--58 and North Creek Water District - warrant 4W/Claims 12--17. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #50 - March 17, 1988** - Mr. Montfort made the following resolution, seconded by Mr. Arsenault to raise the water rents 39% as of the April 1988 billing and a list of regulations and rules for the water district be sent to each renter with the following charges to be included: New Hookups \$250.00; To fill swimming pool from the wells \$100.00; Turn off and on-one free per year-thereafter \$25.00 (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #51 - March 17, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to go with the Lawrence Group without the Umbrella Policy in the amount of \$53,519.00 for liability insurance for the Town for the year beginning 3-14-88 to 3-14-89. (Resolution declared passed.; roll call vote- Dunkley No; Prouty yes; Cornwall, undecided; Arsenault yes; Montfort yes.)

**Resolution #52 – March 17, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Dunkley to authorize the Supervisor to sign the contract with the Adirondack Tri-County Nursing Home to provide a health center for medical services to the Town of Johnsburg. (Resolution declared passed; roll call vote- all members voting aye.)

**Resolution #53 – March 17, 1988** – Mr. Dunkley presented the following resolution, seconded by Mr. Prouty Giving permission for Margaret Savage, Bookkeeper, to attend the Audit and Control Seminar in Albany, NY March 29 – 31 /88 and April 5 – 7/88. (Resolution declared passed; roll call vote – all members voting aye.)

**Resolution #54 – March 17, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Montfort to allow camping under a controlled situation in the Ski Bowl Area for White Water Weekend with rules and regulations to be made up at a later meeting and will be part of the minutes. (Resolution declared passed-roll call vote, all members voting aye.)

**Resolution #54-A – March 17, 1988** - Mr. Montfort presented the following resolution, seconded by Mrs. Cornwall that the following certified bills which have been reviewed by the Board Members be paid: General Fund-warrant 6/ claims 79--109; Highway Fund-warrent 6H/claims 59--67; North Creek Water District - warrant 5W/claims 18--22 and Revenue Sharing-warrant 4RS/claim 4. (Resolution declared passed-roll call vote, all members voting aye.)

**Resolution #55 – March 17, 1988** – Mr. Arsenault presented the following resolution and moved its adoption, seconded by Mr. Prouty to accept Mr. Dunkley’s resignation with regret and ask the Town Clerk to send a letter of appreciation to him for his six years on the Town Board. (Resolution declared passed; roll call vote – all members voting aye.)

**Resolution #56 – March 17, 1988** – Motion by Mr. Montfort, seconded by Mr. Arsenault to appoint Mr. James Smith of Johnsburg to the Planning Board to fill a vacancy. (Resolution was deadlocked: roll call vote – Prouty, no; Cornwall – no; Arsenault – yes; Montfort – yes. No appointment.)

**Resolution #57 – March 17, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall - drawn up by Attorney Stewart and is page 4 of minutes. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #57 – April 7, 1988** – At a regular meeting of the Town Board of the Town of Johnsburg, held at the Town Hall, North creek, NY on the 7<sup>th</sup> day of April 1988, at

7:30 pm there were Present: Town Supervisor / William Monfort; Town Councilman / Leon J Prouty; Town Councilwoman / Helen O Cornwall; Town Councilman / Eugene Arsenault; Absent: None; Mr. Arsenault offered the following resolution and moved its adoption. Whereas, NL Industries has heretofore leased a 33 mile right-of-way between NL Industries mine at Sanford Lake and the Delaware and Hudson Railroad line at North Creek, Town of Johnsborg, Warren County, N.Y., from the Federal Government since 1942, and WHEREAS, NL Industries has heretofore paid the real property taxes assessed against said right-of-way, and WHEREAS, NL Industries has brought a proceeding in Supreme Court for the purpose of having determined to be tax exempt, and WHEREAS, a Supreme Court decision held that the property was not tax exempt, but on appeal, the Appellate Division reversed the determination of the Supreme Court and held that the leased premises were not taxable since the title was in the United States even though the use, occupancy and possession was in NL Industries, and WHEREAS, this decision eliminates the necessity of a private corporation owned for profit from paying its fair share of the ever increasing costs of town government, not only in the Town of Johnsborg but the other towns similarly adversely affected by the decision, and WHEREAS, the decision points out that the Legislature has the power to classify property as real property or not for purposes of taxation provided there is a reasonable basis for the classification, and WHEREAS, Real Property Tax Law Section 402(1) presently permits the taxation of real property that is owned by the United States and the State when the use and occupation or possession thereof is in another person, partnership, association or corporation under certain circumstances which do not presently include a leasehold interest. Now, therefore, be it hereby RESOLVED that the Town Board of the Town of Johnsborg hereby authorizes and directs the Supervisor of the Town of Johnsborg to undertake such proceedings and steps as may be reasonable and necessary and to work with the Legislature of the State of New York to amend the appropriate sections of the Real Property Tax Law to include the taxing of leasehold interests which would otherwise be untaxable due to the ownership being in the United States or State. A suggested revision of Section 402(1) would read, as follows: 1. Whenever the legal title of real property in the United States, or in the State of New York, but the use, occupation or possession thereof is in a person, partnership, association or corporation under a contract of sale or other agreement whereby a right to acquire the premises through an option, a first privilege of a first refusal is granted, or whereby upon one or more payments the legal title thereto is to be or may be acquired by such person, partnership, association or corporation, or where such person, partnership, association or corporation has a leasehold interest in said property, his or its interest in such real property shall be assessed and taxed as real property and shall be entered in the assessment roll in the same manner as if such person, partnership, association or corporation held the legal title to such property, except for the addition to the description of the words "interest under contract", "interest under option", "interest under lease", or other appropriate words

descriptive of the interest in the property so assessed. Such assessment shall be at the full value of such interest. (Matter underlined is New) Seconded by Mrs. Cornwall and uly put to a vote which resulted as follows: AYES: All members voting Aye.; NOES: None.

**Resolution #59 - April 14, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to authorize and direct the Supervisor to sign a contract with K&D Electrical of Chestertown to do the electrical work needed at the Ski Bowl Area and have it completed by White Water Weekend. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #60 – April 14, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall to transfer \$4,500.00 from Parks and Recreation A7110.1 (Personnel) to Parks and Recreation A7110.4 (Contractual) to cover electrical expenses. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #61 – April 14, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to have Youth Commission's equipment ordered for the Tot- Lot, have it put together and installed when it arrives, refurbish the old equipment and have it returned to the Park Area, put a gate in the fence around the Little League Field, pick up the rocks on the Little League Field and get the area seeded in the fall. (Resolution declared passed; roll call vote-Prouty-yes; Cornwall- yes; Arsenault-yes; Montfort-no.)

**Resolution #62 – April 21, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to accept the new steel bridge over Vly Brook on Waddell Road, Wevertown, from Niagara Mohawk when their new power line is installed in this area and also indemnify Niagara Mohawk for the liability. (Resolution declared passed-roll call vote: all members voting aye.)

**Resolution #63 - April 21, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty to proclaim May as Older American Month as per Proclamation which is page 3 of these minutes. (Resolution declared passed-roll call vote: all members voting aye.) TOWN BOARD OF TOWN OF JOHNSBURG PROCLAMATION WHEREAS, Town of Johnsbury continues to benefit from the numerous contributions made by our Older Americans, which contributions inure to the general welfare of all the citizens of our Town, and WHEREAS, because of the substantial contributions made by our Older Americans, it is important that we recognize the elderly as one of our most vital and significant human resources, and WHEREAS, it is traditional in Town of Johnsbury, and in New York State, to set aside a special month in honor of our Older Americans, and WHEREAS, government has many programs administered by the State and County Offices for the Aging which offer opportunities to the elderly and to all our

citizens to benefit from the contributions to our society, NOW, THEREFORE, BE IT RESOLVED, that We, the Board Members of the Town of Johnsburg, do hereby proclaim the month of Mayas OLDER AMERICANS MONTH in the Town of Johnsburg. Dated: April 21, 1988 Town Supervisor: William A. Montfort Town Councilman: Leon J. Prouty Town Councilman: Helen O. Cornwall Town Councilman: Eugene M. Arsenault

**Resolution #64 – April 21, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Montfort to place a full-page advertisement in the Oktoberfest 1988 newspaper the same as last year. (Resolution declared passed-roll call vote: all members voting aye.)

**Resolution #65 – April 21, 1988** - Mr. Prouty presented the following resolution, seconded by Mrs. Cornwall to accept the bid from William Starling for \$11,509.00 upon approval by the Town Attorney and the bid is subject to a permissive referendum. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #66 – April 21, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to accept rules and regulations for camping at the Ski Bowl Area for White Water Weekend. (Resolution declared passed-roll call vote-all members voting aye.) RULES AND REGULATIONS - PART I - The following rules and regulations, WITH FULL LAW ENFORCEMENT AUTHORITY have been passed by the Town of Johnsburg. Their purpose is to improve the recreational experience for campers by maintaining a norm of conduct through strict law enforcement. THE RULES ARE: No Person under 21 years of age shall possess or bring alcoholic beverages into park. Persons age 21 or over who possess or consume alcoholic beverages must produce adequate identification and proof of age upon demand by the Park Manager or his/her designated representative, Security Patrol, Sheriff Deputy, or State police. All persons camping in Park must obtain a camping permit from Park Manager or his/her designated representative. No person under 18 years of age shall apply for or be issued a camping permit. The person to whom camping permit is issued is responsible for the conduct of all persons under 18 years in the party and is liable for any violations of campgrounds Rules and Regulations committed by any member of the party under 18 years of age. Quiet Hours must be observed between 11p.m. and 7a.m. Firearms and Fireworks are not allowed in park. Violation of any provision of this part shall be grounds to remove the violator from the park and deny the violator use of the park. Any person so denied shall not be entitled to any refund of fees or to future use of the park. In addition, Violator is subject to arrest. No Driving on Banks Motor Vehicle use will be restricted to transportation to your campsite and to exit the area only. PART II No Glass containers around play area of Park. Play area closed from 8p.m. to 8a.m. Animals (Household Pets)

must be confined on a leash restricting them to the immediate site of the owner. Motor vehicles of any kind may not Exceed 15 M.P.H. in Park. The use of chainsaws is prohibited at any time in the Park. Also, Do Not drive nails into trees. No Refunds. Please Keep Park Clean, Use Garbage Bags Provided. Statement below is to be added to permit to be read by camper and signed. Permission is granted the undersigned to occupy the Ski Bowl for the purpose of camping. Permittee shall abide by the Town of Johnsburg Rules and Regulations governing the use of the Park for camping and shall require all others in his / her party to do likewise. Violators may result in cancellation of this permit, removal from Park and subject to arrest. To be Added to Newspapers: Sections #1190, Reckless Driving; Sections #1192, Operating a M.V. while under the influence of alcohol or drugs. Of the Motor Vehical Law will be strictly enforced.; Section 3240.20, disorderly conduct of the NYS Penal Law will be strictly enforced. Part I of Rules and regulations of Town of Johnsburg Park, will be strictly enforced.

**Resolution #67 – April 21, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Arsenault to authorize the Supervisor to go ahead order a gate for the Little League Field and have it installed at the best price available. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #68 - April 21, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty to allow the Supervisor to hire a person to paint the storeroom and the kitchen at the Senior Citizen Center. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #69 - April 21, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Arsenault to authorize the Supervisor to place an advertisement in the North Creek News-Enterprise to get rid of old cars by having them brought to the landfill for a car crusher if it will come. This advertisement to be written up by the Supervisor. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #70 - April 21, 1988** - Mr. Prouty presented the following resolution and moved its adoption, seconded by Mrs. Cornwall that the following certified bills which have been reviewed by the Board Members be paid: General Fund - warrant 7/claims 110--123; Highway Fund - warrant 7H/claims 68--79; North Creek Water District - warrant 6W/claims 23--24. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #71 - May 5, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty that the following certified bills which have been reviewed by the Board Members be paid: General Fund/Warrant 8- claims 124--135; Highway

Fund/Warrant 8H-claims 80--91; North Creek Water District/warrant 7W-claims 25--26; Revenue Sharing/ warrant 5RS-claim 5. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #72 - May 5, 1988** - Mr. Arsenault made the following resolution, seconded by Mr. Prouty to sell the old garbage truck chassis from the General Fund to the Highway Department for the amount of \$6,000.00. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #73 - May 5, 1988** - Mr. Prouty presented the following resolution, seconded by Mrs. Cornwall to allow the Highway Superintendent to purchase a rear end for the Ford Garbage truck chassis from Ronald Maxam for \$300.00. (Resolution declared passed-roll call Vote-all members voting aye.)

**Resolution #74 - May 5, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall to accept the offer from Wamko Rubbish Removal for the garbage compactor for \$1,500.00 based on an Audit & Control decision. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #75 - May 5, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Arsenault to contract Morse Engineering of Glens Falls, N.Y. to do an Engineering Study for the dam proposal. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #76 - May 19, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall that the following certified bills which have been reviewed by the Board Members be paid: General Fund/warrant #9/claims 136-- 144; Highway Fund/warrant #9H/claims 92--102; North Creek Water District/warrant #8W/claims 27--29. (Resolution declared passed-Roll call vote-all members voting aye.)

**Resolution #77 - May 19, 1988** - Mr. Arsenault presented the following resolution and moved its adoption, seconded by Mrs. Cornwall authorizing the Highway Superintendent and the Councilpersons to sign the Certificate of Abandonment for three roads, described in the certificates and shown on Department of Transportation maps as Bartman Road, Meade Road and Allen Road making up about ½ mile in the Bakers Mills, N.Y. area, and file them in the Town Clerk's Office. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #78 - May 19, 1988** - Mr. Prouty presented the following resolution, seconded by Mrs. Cornwall to rescind resolution #65 of the April 21, 1988 meeting and

refuse all bids and go to private sale, with Attorney Stewart's legal opinion in writing. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #79 - May 19, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to accept William Starling's private sale adjusted price of \$8,105.40 for the Fairview Avenue, North Creek property which is subject to permissive referendum. (Resolution declared passed; roll call vote-all members voting aye.)

**Resolution #80 - May 19, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Arsenault authorizing and directing the Supervisor to send a letter to ORDA requesting a meeting with them and the Town Board before June 1, 1988 to negotiate water rent at the North Creek reservoir and to place them on notice that the present agreement will be terminated six months after June 1st., 1988 if a meeting is not held. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #81 - May 19, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall that all information that was on the blackboard be written up and presented to all hospitalization participants for their information and input which will be taken into consideration at the next regular Town Board Meeting. (Resolution declared passed- roll call vote-Prouty Yes, Cornwall Yes, Arsenault yes, Montfert NO.)

**Resolution #82 - May 19, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Arsenault to accept Adirondack Mountain Times as our second official Town Newspaper for this period of time. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #83 - May 19, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty to ask the Planning Board for their recommendation to the above change and also to publish in the Adirondack Mountain Times (2 issues) for a public hearing on June 2, 1988 at 7:00 P.M. at the Town Hall, North Creek to hear any pro and con on the change of the Industrial Zone to a Residential/Business Area, and also to publish one issue of the legal notice in the North Creek News-Enterprise. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #84 - May 24, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to accept the proposal from Morse Engineering for the design phase of closure of the landfill in the amount of \$ (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #85 - May 31, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty to rescind Resolution #79 of May 19, 1988 meeting to sell the Fairview Avenue, North Creek property to William Starling. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #86 – May 31, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to accept the bid proposal from William Starling for the Fairview Avenue, North Creek, N.Y. property in the amount of \$8,105.40. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #87 – May 31, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Arsenault to accept the bid of \$205.00 from Gordon L. Persons III of Johnsburg, N.Y. for the Tandy Corp. Computer. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #88 - June 2, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to rescind a portion of Resolution #86 of June 9, 1987 minutes which states: "The Commission shall make a preliminary report and hold public hearings before submitting its final report to the Town Board and the Town Board shall not hold its public hearing or take action until it has received the final report of the commission"; again ask the Planning Borad to give their decision on merits; have Town Clerk advertise in two issues of the North Creek News-Enterprise for a public hearing to be held in the Town Hall, North Creek, N.Y. on June 16, 1988 at 7:00 P.M.; and then pass resolution at regular meeting to proceed with amendment procedure which will become effective ten days after publication in official town newspaper and to also ask Attorney for opinion of merits. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #89 - June 2, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to rescind old resolution concerning eligibility for receiving benefits of 20hr/wk or \$2,000.00/year salary or being an elected/appointed official; and approve a new resolution to require over 30hr/wk or \$6,700.00/year salary or being an elected/appointed official. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #90 - June 2, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to adopt Empire Blue Cross-Blue Shield Northcare as an added choice to Empire Blue Cross-Blue Shield Matrix as the Town's Medical Benefit Plan. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #91 - June 2, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Montfort to hire the present Social Service worker as a housekeeper of buildings for 20 hours per week @ \$4.00 per hour and place an advertisement in the North Creek News-Enterprise for written applications for the Handyman position. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #92 - June 2, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall directing and authorizing the Supervisor to draw up a proposal for the building of a dam on North Creek by ORDA and a cover letter to be sent with the proposal to ORDA for their consideration and ask that a meeting be arranged between Town Board and ORDA. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #93 - June 2, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty authorizing and directing the Supervisor to negotiate payment to N.L. Industry to pay back tax payments in two payments in June 1988 and October 1988 for a total of \$31,500.00 with the authorization of consent from Town Attorney. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #94 - June 2, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty that the following certified bills which have been reviewed by the Board Members be paid: General Fund-warrant #10/claims 145- 153; Highway Fund-warrant #10H/claims 103--109; North Creek Water District-warrant 9W/claims 30--31. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #95 - June 16, 1988** - Mr. Montfort made the following resolution, seconded by Mr. Prouty for the Town of Johnsburg to donate \$750.00 to the North Creek Vol. Fire Co. and the American Legion Post #629 for the Independence Day (July 4th) Celebration. (Resolution declared passed - roll call vote - 3 members voting aye -1 absent)

**Resolution #96 - June 16, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall to authorize the Supervisor to go ahead with his proposal to separate the department of Buildings, grounds, cemeteries and landfill from the Highway, make the Supervisor as the monitor of the Handyman to be hired by the Supervisor at \$4.50 per hour for 20 to 30 hours per week and a housekeeper to be hired for cleaning the buildings for \$4.00 per week for 20 hours per week. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #97 - June 16, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to hire a professional planner to assist Planning Board,

Zoning Board of Appeals and Zoning Commission, have Attorney Brendan Hanley discuss changing Torrington's Plant location to a different area in the Town and to use Attorney Hanley as the Attorney to amend the Zoning Ordinance. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #98 – June 16, 1988** - Mr. Montfort presented the following resolution, seconded by Mr Arsenault to rescind Resolution #89 of June 2, 1988 meeting. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #99 – June 16, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to adopt the following guidelines as eligibility for a person who is hired, elected or appointed for a period of three months for enrollment if – 1. The employee works a regular scheduled work week of over 30 hours per week on a continuous basis, OR 2. The employee is paid over \$6,700.00, OR 3. The employee is an elected official, OR 4. The employee is a special appointed official, namely: Town Attorney, Water Superintendent or Zoning Enforcement Officer. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #100 – June 16, 1988** - Mr. Montfort made the following resolution, seconded by Mr. Prouty to allow the Assessment Review Board to be paid \$35.00 per day for required schooling. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #101 – June 16, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty that the following certified bills which have been reviewed by the Board Members be paid: General Fund-warrant #11/claims 154--166; Highway Fund-warrant #11/claims 110--119; North Creek Water District- warrant #10W/claims 32--35. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #102 – June 24, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to pay claim #167 on warrant #12 of the General Fund to K&D Electric of Chestertown, N.Y. in the amount of \$4,480.00 for electrical work at the Ski Bowl Area as per contract. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #103 – June 24, 1988** - Mr. Prouty presented the following resolution, seconded by Mrs. Cornwall to transfer \$1,000.00 from Contingent Fund A1990.4 to Attorney Contractual Expenses A1420.4 for appraisals. (Resolution declared passed; -roll call vote-all members voting aye.)

**Resolution #102A - July 7, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to have minutes of previous meeting read at beginning of meeting and then accept them subject to corrections by the Clerk. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #103A - July 7, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Arsenault that the following certified bills which have been reviewed by the Board Members be paid: General Fund - warrant #13/claims 168-- 184; Highway Fund - warrant #12H/claims 120--132; North Creek Water District - warrant #11W/claims 36--37; Revenue Sharing - warrant #6RS/ claim 6. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #104 - July 7, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Arsenault to allow Contel to string telephone wire on Niagara Mohawk poles across Town property at Sodom Scout Hall. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #105 - July 7, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to have North American Recycling drop off a container at the landfill for recycling newspapers. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #106 - July 7, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Arsenault to reappoint Carl Flood to the Town of Johnsborg Youth Commission for a five-year term to terminate on May 10, 1993. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #107 - July 7, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to adopt the proposed ordinance from Citizens Health and Well-Being Committee regarding Safety and Maintenance of Unsafe Buildings in the Town of Johnsborg in accordance with Attorney Stewart's opinion and Town Law procedure. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #108 - July 7, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall to allow members of the Health and Well-Being Committee to write the Warren County Office of the Aging on behalf of the Johnsborg Town Board requesting the removal of the five-mile boundary line for delivery of Meals on Wheels with a certified copy of this resolution be sent to Warren County Office of the Aging. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #109 - July 7, 1988** - Mr. Prouty presented the following resolution, seconded by Mrs. Cornwall to allow the Health and Well-Being Committee to put an advertisement in the local paper for Mealsite Information, as well as names and telephone numbers of Committee members as a public service message. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #110 - July 7, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty that the Town Clerk publish in the July 14, and July 21, 1988 issues of the North Creek News-Enterprise, that the Town Board will accept sealed bid proposals for the purchase of one 1988 Model (4X4 single-axle) dump truck with plow and sander for the Town of Johnsbury Highway Department. Bid forms may be picked up at the Office of the Town Clerk, North Creek, N.Y. and bids will be opened at the regular meeting of the Town Board of Johnsbury on Thursday, August 4, 1988 at Bakers Mills-Sodom Firehouse, Bakers Mills, N.Y. at 7:30 P.M. All bids must be accompanied by non-collusive certificate and a corporate resolution if applicable. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #111 - July 7, 1988** - Mr. Prouty presented the following resolution, seconded by Mr. Arsenault to authorize the Town Clerk to advertise in the North Creek News-Enterprise in the July 14, and July 21, 1988 issues to sell by sealed bid three pieces of used Highway Equipment namely: 1967 International Sander; 1967 International with no box and a D-6 Catapiller Dozer with an unrunable motor and all three pieces will be sold "Where Is - As Is" and can be inspected at Town of Johnsbury Highway Garage from 7:30 A.M. to 3:30 P.M., Monday through Friday; all bids can be rejected at the discretion of Town Board; price will be plus sales tax unless a tax number is available and bids will be opened at 7:45 P.M. on Thursday, August 4, 1988 at a regular Board Meeting to be held at the Bakers Mills-Sodom Firehouse, Bakers Mills, N.Y. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #112 - July 7, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to advertise in the July 14 and July 21/88 issues of the North Creek News-Enterprise for a public hearing on July 28, 1988 at 7:00 P.M. at the Wevertown Community Building, Wevertown, N.Y. with a special meeting of the Town Board to be held on July 28, 1988 at 7:30 P.M. at Wevertown Community Building, Wevertown, N.Y. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #113 - July 21, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Arsenault that the following certified bills which have been reviewed by the Town Board Members be paid: General Fund - warrant #14/claims 185--205;

Highway Fund - warrant #13H/claims 133--142; North Creek Water District - warrant #12W/claims 38--41. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #114 - July 21, 1988** - Mrs. Cornwall made the following resolution, seconded by Mr. Arsenault to rescind Resolution #112 of the July 7, 1988 meeting. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #115 – July 21, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall to authorize the Town Clerk to advertise in the July 14 and July 21, 1988 issues of the North Creek News-Enterprise for applications for a cable T.V. franchise to be submitted by Aug. 4, 1988 and to also advertise in the August 11 and August 18, 1988 issues of the North Creek News-Enterprise for a public hearing to be held at 7:00 P.M. on Thursday, August 25, 1988 at the Wevertown Community Building, Wevertown, N.Y. for hearing the pro's and con's of a cable T.V. franchise; with a special Town Board Meeting to be held at 7:30 P.M. on Thursday, August 25, 1988 immediately following the public hearing at the Wevertown Community Building, Wevertown, N.Y. to consider a Cable T.V. franchise. A copy of the proposal submitted for the franchise may be inspected at the office of the Town Clerk during normal business hours. (Resolution declared passed-roll call vote-all members voting aye)

**Resolution #116 – July 21, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall to transfer \$1,100.00 from Contingency Account #A1990.4 to Engineering Account #1440.4 for Morse Engineering Dam Study bill. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #117 – July 21, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Arsenault to authorize the Town Clerk to advertise in the North Creek News-Enterprise in the July 28 and August 4, 1988 issues for a Public Hearing on proposed ordinance named "Ordinance Providing for the Removal or Repair of Unsafe Buildings and for Housing Maintenance of Buildings and Property Deemed Dangerous to Public Health and Sanitation in the Town of Johnsbury" to be held at 7:00 P.M. on August 11, 1988 at the Town Hall, North Creek, N.Y. with a special meeting of the Town Board to be held at 7:30 P.M. on August 11, 1988 at the Town Hall, North Creek, N.Y. to consider a resolution to adopt Ordinance #1 of 1988 for the Town of Johnsbury. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #118 – July 21, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to accept the Centralized Purchase Order System as presented to the Town Board by the Supervisor. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #119 - July 28, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty to authorize and direct the Supervisor to sign the agreement with Olympic Regional Development Authority for the water impoundment at the dam area based on the intentions expressed in the attached proposal. Copy attached to these minutes. (Resolution declared passed-roll call vote-all members voting aye.)

July 26, 1988 Mr. William A. Montfort Supervisor Town of Johnsburg North Creek, NY 12853 Re: Development and Operation of Impoundment of North Creek Dear Bill: The following expresses our mutual understandings and agreements in connection with the development and operation of a new impoundment of the waters of North Creek upon lands owned by the Town of Johnsburg, which project is more particularly described in the attachment hereto: Land Acquisition and Improvements (a) ORDA proposes to lease from the Town of Johnsburg the area of Town-owned lands required for the development and operation of the water supply facilities. This would consist, at a minimum, of the land needed for the impoundment area (from the settling weir to and including the dam); the pump station area; an access road; and a linear area for the pipe connection to the Gore Mountain Ski Center. (b) The lease would be for a minimum term of 25 years, with options for renewal upon renegotiation. (c) ORDA would be given exclusive rights to construct the water supply improvements and facilities. (d) ORDA would have exclusive control and use of the improvements and facilities for its water supply purposes; except that the Town of Johnsburg would reserve the right to use the impounded water and abutting shoreline, and the access road, the development of public recreational purposes from May to October of every year of the lease; and except that the Town would have use of the impounded waters for fire and drinking purposes during such emergency periods as may be mutually determined by the Town and ORDA. (e) The Town would lease the area to ORDA for \$1.00 and the summer season use of the area as described above. (Land Acquisition and Improvements - continued) (f) ORDA would assume all costs associated with construction and development of the water supply facilities, including those costs associated with applying for and obtaining the required environmental and land use permits, and any other governmental approvals. (g) ORDA would be responsible for the maintenance of the completed impoundment and related works throughout the term of the lease. The Town would maintain the area reserved for its use during the non-ski season. (h) ORDA would not interfere in any way with the Town's summer use of the impoundment except in an emergency situation. (i) The Town would grant, for \$1.00, permanent and temporary easements to ORDA, as may be needed, for the purpose of pumping and transferring water from the Hudson and/or North Creek to the new impoundment. (j) The Town would carry its own liability insurance for its use of the impoundment; and ORDA would carry liability insurance on the impoundment works and its use thereof. (k) Upon termination of the lease, or ORDA's use of the

impoundment for any reason, title to the impoundment and water works improvements would be transferred to the Town. (1) The Town would have the right to remove and possess any materials generated but not required in the construction project immediately upon completion of construction. 2. Use of North Creek Reservoir and Other Services In consideration of the sum of \$6,000 annually, for 25 years, beginning May 1, 1988, the Town will grant ORDA the following uses and services: 1. The Town (or North Creek Water District) will grant a new license to ORDA for use of the waters of the North Creek reservoir, to be used in conjunction with the new impoundment to supply water for snowmaking at Gore Mountain Ski Center. The Town will have the continual right to use of such waters for fire and drinking water purposes during such emergencies as may be mutually determined by the TOV7n and ORDA. 2. Use of the Town of Johnsbury landfill facility so long as the Town owns and operates such a facility. 3. Sand for Gore Mountain Ski Center facilities. The aforesaid consideration will be increased by ten percent (10%) after the initial 5 years and increase another ten percent (10%) every 5 years thereafter during such 25-year period. 3. Construction Schedule The optimum schedule for construction of the water supply project would be as follows: (a) 1988 - Site Acquisition; Design; Permits (b) 1989 - Construction (c) Winter 1989/90 - Use and Operation. Please indicate your acceptance of the above conceptual expressions of our mutual understandings and intentions by putting your signature where indicated below. It is understood that such mutual understandings and intentions will be subsequently written into a formal Lease Agreement. Such lease would be contingent upon 1) ORDA's obtaining all necessary land use, development and environmental permits; and 2) the enactment of necessary State legislation authorizing the Town of Johnsbury to enter into a lease of Town park lands and to grant easements thereon. Sincerely, Ned Harkness  
President Accepted By: William A. Montfort, Supervisor Town of Johnsbury

**Resolution #120 - August 4, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to authorize the Town Clerk to advertise two weeks in the North Creek News-Enterprise for a public hearing and special Town Board Meeting to be held on Thursday, August 25, 1988 at 8:00 P.M. at the Wevertown Community Building, Wevertown, N.Y. to hear the pro's and con's for the Town to lease Park Property to the Olympic Regional Development Authority for the dam project with this to be used for a Home Rule for State Legislative proceedings; with the special Town Board Meeting to be held immediately following the public hearing. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #121 - August 4, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Arsenault to appoint Norma N. Rawson, Town Clerk as Records Management Officer for the Town of Johnsbury. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #122 - August 4, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty to donate \$175.00 to the Adirondack Mountain Garden Club as, specified in the 1988 Budget. (Resolution declared passed-roll call vote- all members voting aye.)

**Resolution #123 - August 4, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to accept the bid from Vincent D. Nevins for the D-6 Catapiller Dozer in the amount of \$4,010.00. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #124 - August 4, 1988** - Mr. Prouty presented the following resolution, seconded by Mrs. Cornwall to accept the bid from Jack Prouty for the 1967 International Truck without a box in the amount of \$476.00. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #125 - August 4, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty to accept the bid from Charles Martin for the 1967 International Sander in the amount of 200.00. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #126 - August 4, 1988** - Mr. Prouty presented the following resolution, seconded by Mrs. Cornwall to approve the lowest bid for the 1988 Model (4X4) dump truck with snow plow and sander upon approval of Highway Superintendent. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #127 - August 4, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty to give Highway Superintendent permission to issue driveway permits and to check with Attorney Stewart regarding form of permit. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #128 - August 4, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall that the following certified bills which have been reviewed by the Town Board Members be paid: General Fund-warrant #15/claims 206--217; Highway Fund-warrant 14H/claims 143--154; North Creek Water District-warrant 13W/claims 42--43 and Revenue Sharing-warrant #7RS/claims 7--9. (Resolution declared passed-roll call vote-all members voting aye.)

**ORDINANCE # OF 1988 ORDINANCE PROVIDING FOR THE REMOVAL OR REPAIR OF UNSAFE BUILDINGS AND FOR HOUSING MAINTENANCE OF**

**BUILDINGS AND PROPERTY DEEMED DANGEROUS TO PUBLIC HEALTH AND SANITATION IN THE TOWN OF JOHNSBURG BE IT RESOLVED AND ORDAINED** by the Town Board, Town of Johnsborg, New York, Warren County as follows: Section 1. Purpose: It is the purpose of this ordinance to promote the health, safety and general welfare of the inhabitants of the Town of Johnsborg by the proper regulation of buildings and property in compliance with the New York State Uniform Fire Prevention and Building Code and the New York State Health Code. Although the quick correction of Code violations through voluntary compliance is the goal of the Town Board, the effort to obtain voluntary compliance will not always be successful but will be attempted. Section 2. Definitions: (a) Owner as used in this ordinance means owner, operator or agent in control of the building. (b) Building; Building as used in this ordinance refers to the residential use or occupancy including one and two-family dwellings, multiple dwellings, mobile homes, mixed occupancy buildings, accessory structures, vacant buildings, collapsed, partially destroyed buildings or other structures or their remains. (c) Property: Property as used in this ordinance refers to any land in the Town of Johnsborg. (d) Housing Maintenance: Housing maintenance as used in this ordinance refers to facilities and the condition, use, occupancy and maintenance of buildings to safeguard the safety, health and welfare of the occupants and users thereof. Section 3 Procedure: Whenever it shall be determined by the Town Board of the Town of Johnsborg, that any building or property in the business, industrial, rural agricultural or residential areas of the Town of Johnsborg, from any cause, may now be or shall hereafter become dangerous to the public's health or safety, the Town Board shall forthwith require the compliance with housing maintenance standards, or the removal or repair of such building or buildings or conditions as set forth in the New York State Uniform Code for Fire Prevention and Building Safety and/or the Public Health Code in the following manner: (a) The Town Board shall appoint an official to inspect the building or property and make a written report to the Town Board of the condition of the building or property and whether the building or property can be repaired and put in safe condition. (b) Upon filing this report, the Town Board shall cause notice to be served on the owner or the legal representative agent, lessees or any other person having a vested or contingent interest in the building. Said notice will be served either personally or by registered mail and it will be addressed to the last known owner's address, if any, or address of legal representative, agents, lessees, or other persons having vested or contingent interest in the building, as shown on the tax rolls of the Town of Johnsborg and/or in the office of the County Clerk. In the event the owner cannot be ascertained, said notice shall be published for one (1) week in the official newspaper of the Town of Johnsborg and a copy thereof shall be attached to the premises. (c) Said notice shall contain a description of the premises as shown on the tax roll of the Town of Johnsborg, a statement of the particulars in which the building or structures are unsafe or dangerous and an order requiring same to be made safe and secure or removed; and if such service

be made by registered mail, for a Copy of such notice to be posted on the premises. (d). Within ten (10) days from the date of mailing of said notice of unsafe building, the owner shall show the Town Board evidence of intent to secure or remove the building and shall complete the securing of said building within three (3) months completion of serving procedure as set forth in Para. (b). (e). If the person served with Notice of Unsafe Building neglects or refuses, to comply by commencing to secure or remove the building within ten (10) days from the date of mailing of the notice of the condition of said building as provided for herein, or by failing to complete such removal or securing within three months of said Notice, then the Town Board shall file a Copy of such Notice in the Warren County Clerk's Office which notice shall be filed by such clerk in the same manner as a Notice of Pendency pursuant to article sixty-five of the Civil practice law and rules, and shall have the same effect as a Notice of Pendency as therein provided, except as otherwise hereinafter provided in this paragraph. The notice so filed shall be effective for a period of one year from the date of filing and may be renewed if not resolved, provided however, that it may be vacated upon the order of a Judge or Justice of a court of record or upon the consent of the town attorney or attorney for the Town. The clerk of the county where such notice is filed shall mark such notice and record or docket thereof as cancelled of record upon the presentation and filing of such consent or of a certified Copy of such order. (f). The Town Board shall conduct a public hearing, prior to the filing with the County Clerk, and upon notice to the owner, by registered mail, at which time the owner may be heard. (g). Notice of the public hearing shall be published once at least ten (10) days prior to the hearing in an official newspaper of the Town of Johnsburg, if such owner fails or refuses to repair or remove the building within three (3) months after service of the Notice, then the building or structure may be secured or removed by the Town. (h). Upon examination of the facts of the case, the Town Board will determine whether the case merits further investigation or whether to continue with proceedings as outlined in this ordinance. (i). If the Town Board finds that the owner / occupant of 1 or 2 family dwelling has shown hardship, the Board will (may) extend the time for securing or removal or waive assessment of costs and expenses. (J). All costs and expenses incurred in the enforcement of this ordinance shall be assessed against the land on which the building is located and shall thereupon become a lien against the property and be collected in the same manner as taxes levied thereon. Section 4. Effective Date: This ordinance shall take effect ten (10) days after publication and posting as required by law.

**Resolution #129 – August 18, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Prouty that the following certified bills which have been reviewed by the Town Board be paid: General Fund - warrant #16/claims 218-- 232; Highway Fund - warrant #15H/claims 155--165; North Creek Water District - warrant #14w/claims 44--

48; Revenue Sharing - warrant #8RS/ claim 10. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #130 – August 18, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall to have the ten following cemeteries mowed by the Town of Johnsburg: Union Cem. in North Creek; Old Baptist Cem. in Wevertown; Bates and Hack Cem. on Goodman Rd, Johnsburg; Wesleyan Cem. on Garnet Lake Road; Pasco or Sand Hill Cem. on So. Johnsburg Rd.; Methodist and Kenwell Cem. by Johnsburg Methodist Church; Morehouse Cem. at Sodom Corners and Wakely Cem. on Old Sodom to North Creek Road; leaving the remaining 15 which are either on private property or have associations; therefore, the following fifteen will not be mowed by the Town of Johnsburg: North River; Catholic Cem. in North Creek; Barber Cem. at Lindfors, So. Johnsburg Rd.; Hitchcock Cem. Maurice Richards Farm, Bakers Mills; Dunklee-Morehouse Cem. on West End of Goodman Road; Wescott Cem. on Bartman Road, Bakers Mills; Liddle Cem. at Jerome Thompson's Bakers Mills; Bills Cem. near Wm. Ordway's Bakers Mills; Mattison Cem. near Leonard Persons, Bakers Mills; Hudnut Cem. on Chatimac Road, Sodom; Robbins-Reese Cem. on Route 8, Bakers Mills; Wescott Cem. on Lester Washburn Farm, Bakers Mills; Smith Cem. on Fletcher Dunkley Farm, Bakers Mills; Richards Cem., near the Wm. Deppe, Goodman Rd., and Cook Cem. near Thissell's at Bakers Mills and to have the Historical Society investigate if the cemeteries have been abandoned and if so when. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #131 - August 18, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Montfort to: Resolved that, pursuant to Section 1262 of the Tax Law, the Town of Johnsburg does hereby elect and provide that the disposition of revenue from taxes imposed and administered by Warren County, which would be applied to reduce the county taxes and general town taxes levied upon the real property in the Town of Johnsburg, shall be paid directly to the Town of Johnsburg to be used for any Town purpose. This resolution shall remain in effect until rescinded pursuant to Section 1262 of the Tax Law, and be it further RESOLVED that this resolution, or a certified copy thereof, shall be mailed by registered or certified mail to the Warren County Treasurer before the first day of September 1988. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #132 - August 18, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to authorize the Town Clerk to advertise for a copier to be used by Supervisor's Office at the Town Hall to handle about 40,000 copies per drum, in the North Creek News-Enterprise for two weeks, Sept. 1, 1988 and Sept. 8, 1988 issues with the bids to be opened at the regular meeting of the Town Board to be held on Thurs.

Sept. 15, 1988 at 7:30 P.M. at the Town Hall, North Creek, N.Y. (Resolution declared passed - roll call vote-all members voting aye.)

**Resolution #133 – August 25, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to award a non-exclusive franchise to Clearview Cable T.V. to own, operate and maintain a Cable T.V. system in the Town of Johnsbury. Mrs. Cornwall informed the other Board members that she does not want to go against our present cable t.v. company (Gore Mt. Cable). Mr. Prouty said he doesn't like the fact that Clearview has no established franchise or operation and he would rather stay with Gore Mt. Cable T.V. Roll call vote on resolution resulted as follows: Prouty, no; Cornwall, no; Arsenault, yea; Montfort, yea. Stalemate.

**Resolution #134 – August 25, 1988** - Mr. Montfort presented the following resolution, seconded by Mr. Arsenault to table resolution #133 until a later date when a fifth member is on the Town Board. Roll call vote resulted: Prouty, yea; Cornwall, yea; Arsenault, yea; Montfort, yea. Carried.

**Resolution #135 – August 25, 1988** - Resolution sponsored by Mrs. Cornwall, and seconded by Mr. Montfort as follows: WHEREAS, the Town Board, after careful and deliberate consideration and negotiations of a proposal and a public hearing thereon, find it would be in the Town's best interest to accept the proposal for a water supply impoundment facility as drawn up by the Olympic Regional Development Authority, NOW, THEREFORE, BE IT RESOLVED, that the Town of Johnsbury enter into a formal lease agreement and such lease would be contingent upon 1) ORDA's obtaining all necessary land use, development and environmental permits; and 2) the enactment of necessary State Legislation authorizing the Town of Johnsbury to enter into a lease of Town Park lands and to grant easements thereon, and be it FURTHER RESOLVED, that a necessity exists for the passage of State Legislation for the reason that the Town does not have the authority to lease Park lands, and be it FURTHER RESOLVED, that the Supervisor is hereby authorized to make request for enactment of necessary special law pursuant to Section 40 of the Municipal Home Rule Law, and be it FURTHER RESOLVED, that the final proposal be reviewed and approved by Town Attorney Stewart. Resolution declared passed - roll call vote - all members voting aye.

**Resolution #136 - September 1, 1988** - Mr. Arsenault presented the following resolution, seconded by Mrs. Cornwall that the following certified bills which have been reviewed by the Town Board be paid: General Fund - warrant #17/claims 233--240; Highway Fund - warrant #16H/ claims 166--171; North Creek Water District - warrant #15W/ claims 40--50. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #137 - September 1, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Prouty to direct and authorize the Supervisor to sign an agreement with Clough Harbour Engineering Firm for Planning and Zoning Board of Appeal on a request basis, for consulting use only. Mr. Montfort said he had contacted two engineering firms: Clough Harbour of Albany and C.T. Mayo Associates of Latham to be on a consulting basis for the use by the Planning and Zoning Boards and both charge the same price. The boards need an engineering firm at their disposal for use when development applications come before them. Mr. Arsenault and Mr. Prouty both said that an engineering firm was needed fast. Morse Engineering is working for several developers in the area. Roll call vote on Resolution #137, resulted in all members voting aye; therefore, the resolution was passed.

**Resolution #138 - September 1, 1988** - For State Aid for Assistance in Developing A Local Land Use Program, Presented by Councilman Arsenault, Seconded by Councilman Prouty WHEREAS, Chapter 53 of the Laws of New York of 1988 authorizes State financial assistance to Adirondack Park towns and villages for the implementation of local land use programs developed pursuant to Article 27 of the Executive Law. WHEREAS, development of a local land use program typically includes the following general elements tailored to a community's needs: community survey, natural resource studies, socio-economic studies, community issues and goals, land use plan and regulatory devices. NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Johnsburg hereby designates Clough, Harbour & Associates as the Planning Consultant for the purpose of the consultant performing the following specific planning tasks RESOLVED, that the Town of Johnsburg shall enter into an agreement with a Planning Consultant to undertake the development of elements of a local land use program, and it is further RESOLVED, that the Supervisor of the Town of Johnsburg be and hereby is authorized and empowered to execute in the name of the Town of Johnsburg, 1) a Memorandum of Understanding with the Adirondack Park Agency providing for the proposed use of local planning assistance funds, 2) a consultant agreement with a private consultant with such provisions as the Supervisor may deem acceptable and all necessary applications, and other agreements which he deems necessary or appropriate to implement and carry out the purposes specified in this resolution. Resolution declared passed; roll call vote-all members voting aye.

**Resolution #139 – September 15, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. Montfort to pay the following certified bills which have been reviewed by the Board Members: General Fund-warrant 18/claims 241--258; Highway Fund-warrant 17H/claims 172--180; North Creek Water District- warrant-16W/claims 51--55. Resolution declared passed-roll call vote-all members voting aye.

**Resolution # 140 - September 15, 1988** - Presented by Mr. Prouty, Sec. by Mrs. Cornwall to donate \$25.00 to Adirondack Mt. Garden Club for flowers in front of Town Hall. All members voting aye.

**Resolution #141 – September 15, 1988** - Presented by Mr. Arsenault, sec. by Mr. Prouty to join N.Y.S. Supervisor and Co. Legislators Assoc. for 1 year in amount of \$25.00. All members voting aye.

**Resolution #142 - September 22, 1988** - Introduced by Mr. Arsenault, sec. by Mr. Prouty authorizing the following transfers to amend the 1988 budget: General Fund – Assessors - Appropriations from A1355.4 To A1335.1 + \$350.00; General Fund – Special Items - Appropriations from A1990.4 to A1920.4 + \$76.00; General Fund – Programs for Aging - Appropriations from A1990.4 to A6772.4 + \$2,450.00; General Fund – Youth Program - Appropriations from A7310.1 to A7310.4 + \$2,500.00; General Fund – Cemeteries - Appropriations from A8510.4 to A8810.1 + \$975.00; General Fund – Cemeteries - Appropriations from A8810.4 to A8810.1 + \$580.00; General Fund – Cemeteries - Appropriations from A8810.2 to A8810.1 + \$121.00; General Fund – Cemeteries - Appropriations from A1990.4 to A8810.1 + \$310.00; General Fund – EMP. Benefits - Appropriations from A1990.4 to A9055.8 + \$150.00; Highway Fund – Equipment – Appropriations from DA5142.1 to DA5130.2 + \$34,000.00; Highway Fund – Equipment – Appropriations from DA5142.4 to DA5130.2 + \$31,000.00; Highway Fund – Emp Benefits – Appropriations from DA5140.4 to DA9055.8 + \$827.00; General Fund Department Income Parks & Rec. Chg. – Revenues from 00 to A2001 + \$1,224.00; General Fund Sales or Property – Minor Sales, Other – Revenues from 00 to A2655 + \$237.00; General Fund – Miscellaneous – Mis. Gifts – Revenues from 00 to A2705 + \$64.00; Highway Fund – Minor Sales – Revenues from 00 to DA2655 + \$4,686.00  
(Resolution declared passed - All members voting aye.)

**Resolution #143 - September 22, 1988** - Presented by Mrs. Cornwall, seconded by Mr. Prouty authorizing the Supervisor to draw specifications and place an advertisement in the North Creek News-Enterprise, issues Oct. 6 & Oct. 13/88 to receive contracts for cuttings of the cemeteries with contracts to be opened at October 20, 1988 meeting of Town Board to be held at North River Firehouse, North River, N.Y. at 7:30 P.M.  
(Resolution declared passed - All members voting aye.)

**Resolution #144 - September 22, 1988** - Presented by Mr. Prouty, sec. by Mr. Arsenault to award bid for photocopier with maintenance agreement for Sharp SF7750 in the amount of \$1,848.00 to Glens Falls Business Machines, Glens Falls, N.Y. (Resolution declared passed - All members voting aye.)

**September 27, 1988** - DEDICATION To the Town Superintendent of Highways of the Town of Johnsburg Warren County, New York: Niagara Mohawk Power Corporation, a corporation duly authorized to do business in the State of New York, does hereby dedicate to the Town of Johnsburg, Warren County, New York, for highway purposes, a certain bridge known as Waddell Road Bridge located on Waddell Road in the Town of Johnsburg, and being a 10x20 foot steel structure spanning a brook known as Vly Brook, which bridge is now owned by Niagara Mohawk Power Corporation. By accepting the dedication of the aforesaid bridge, the Town of Johnsburg, Warren County, New York, accepts all liability arising from the operation, maintenance or use of said bridge and agrees to hold harmless Niagara Mohawk Power Corporation and indemnify it from all claims, causes of actions, law suits or demands arising therefrom. IN WITNESS WHEREOF, Niagara Mohawk Power Corporation has caused its corporate seal to be hereunto affixed, and these presents to be signed by its duly authorized officer this day of Nineteen Hundred Eighty-Eight. Signed by Joseph F. Cleary Its Assistance Secretary & General Attorney – Albany - STATE OF NEW YORK, COUNTY OF ALBANY On this 27th day of September, 1988, before me personally came Joseph F. Cleary, to me personally known, who, being by me duly sworn, did depose and say that he resides in Schenectady, New York that he is the Assistant Secretary & General Atty. of Niagara Mohawk Power Corporation, the corporation described in, and which executed the within Instrument; that he knows the seal of said corporation; that the seal affixed to said Instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and the he signed his name thereto by like order. Birdena Monaco Notary Public, State of New York Qualified in Albany County

**September 27, 1988** - In the Matter of the WADDELL ROAD BRIDGE TOWN BOARD CONSENT Upon reading the dedication in the above entitled matter, dated the 27th day of September, 1988, wherein Niagara Mohawk Power Corporation, owner of a certain bridge known as the Waddell Road Bridge located on Waddell Road in the Town of Johnsburg, and being a 10x20 foot steel structure spanning a brook known as Vly Brook, has dedicated said bridge to the Town of Johnsburg and its Highway Superintendent for highway purposes; now, therefore, be it RESOLVED, that consent be and the same hereby is given to the Town Superintendent of Highways of the Town of Johnsburg to accept the said bridge, as described in said dedication dated the 27th day of September, 1988, for highway purposes in accordance with the provisions of the Highway Law and other statutes applicable thereto. Dated: Town Board of the Town of Johnsburg, County of Warren, New York – signed by: Gene Arsenault, Leon Prouty, Helen Cornwall and William Montfort.

**September 27, 1988** - In the Matter of the WADDELL ROAD BRIDGE ORDER A dedication, dated the 27th day of September, 1988 of a certain bridge in the Town of

Johnsburg known as the Waddell Road Bridge having been filed with the undersigned, and with the consent of the Town Board of the Town of Johnsburg being endorsed thereon and attached thereto, Now, therefore, I, as Superintendent of Highways of the Town of Johnsburg, Warren County New York, do hereby ORDER that the said bridge therein described be and the same hereby is laid out and accepted as a portion of the public highway of the Town of Johnsburg, Warren County, New York. Dated in the Town of Johnsburg, Warren County, New York, this 6<sup>th</sup> day of October 1988. Signed by: Fred W. Hitchcock Superintendent of Highways of the Town of Johnsburg, County of Warren, State of New York.

**Resolution #145 - October 6, 1988** - Mrs. Cornwall presented the following resolution, sec. by Mr. Arsenault to pay the following certified bills which have been reviewed by Board: General Fund-warrant 19/claims 259--280; Highway Fund-warrant 18H/ claims 181--192; N.C. Water Dist.-warrant 17W/claims 56--60; Revenue Sharing-warrant 9RS/claim 11. Resolution declared passed; All members voting aye. Carried.

**Resolution #146 - October 6, 1988** - Presented by Mr. Montfort, sec. by Mr. Arsenault authorizing the following transfers to amend the 1988 budget: General Fund – Parks & Recreation - Appropriations from A1990.4 to A7110.4 + \$7,000.00; Highway Fund – Minor Sales (Sale of Equipment) – Revenues from 00 to DA2665 + \$1,500.00 Resolution declared passed; all members voting aye. Carried.

**Resolution #147 - October 6, 1988** - Mrs. Cornwall presented resolution, seconded by Mr. Prouty to allow the Pathfinders, Cheerful Cricket Nursery School and Carol Waddell's Dancing Classes to use Town Buildings upon arrangements with the Supervisor's Office. Resolution declared passed; all members voting aye.

**Resolution #148 - October 6, 1988** - Presented by Mr. Arsenault, sec. by Mr. Prouty to authorize Attorney Edward Stewart to obtain an abstract for Fairview Avenue property. Resolution declared passed; all members voting aye.

**Resolution #149 - October 6, 1988** - Presented by Mr. Arsenault, sec. by Mr. Prouty to authorize Highway Supt. Hitchcock to have Harvey Road bridge on 13th Lake Road, North River load rated immediately. Resolution declared passed; all members voting aye.

**Resolution #150 – October 20, 1988** - Presented by Mrs. Cornwall, seconded by Mr. Prouty to pay the following certified bills which have been reviewed by the Town Board: General Fund~warrant #20/claims 281--293; Highway Fund-warrant #19H/claims 193--201; North Creek Water Dist.-warrant #18W/claims 61-62. (Roll call vote-all members voting aye. Carried.)

**Resolution #151 - October 20, 1988** - Presented by Mrs. Cornwall, sec. by Mr. Prouty to transfer \$15.64 from Contingent Fund (A1990.4) to Cemeteries Appropriation (A8810.2). Roll call vote-all members voting aye. Carried.

**Resolution #152 - October 20, 1988** - Presented by Mrs. Cornwall, sec. by Mr. Prouty to authorize the Town Clerk to advertise for No. 2 Fuel Oil Bids for the Town of Johnsborg for the year from December 1, 1988 to December 1, 1989 with bids to be opened at the special Town Board Meeting on November 10, 1988 at 7:30 P.M. at the Town Hall, North Creek, N.Y. and to be advertised in the October 27 and November 3/88 issues of North Creek News- Enterprise. Roll call vote-all members voting aye. Carried.

**Resolution #153 - October 20, 1988** - Presented by Mr. Arsenault, sec. by Mr. Prouty to authorize the Town Clerk to publish notice in the North Creek News-Enterprise on Oct. 27 and Nov. 3/88 that the Town Board will hold a Public Hearing on the Preliminary Budget, Thursday, November 10, 1988 at 7:45 P.M. at the Town Hall, North Creek, N.Y. Roll call vote-all members voting aye. Carried.

**Resolution #154 - October 20, 1988** - Authorizing Supervisor of the Town of Johnsborg to Enter Inot An Amended Cooperation Agreement with the County fo Warren For Administration Of Hud Community Development Grant. WHEREAS, the County of Warren, pursuant to Resolution No. 258 of 1987, authorized a Cooperation Agreement with the Town of Johnsborg for the administration of HUD Community Development Grant funds in the amount of \$100,000.00, and WHEREAS, additional funds in the amount of \$47,000.00 are available for the Town of Johnsborg for the costs of improving the health facility located within said Town, and WHEREAS, an amended Cooperation Agreement between the County of Warren and the Town of Johnsborg must be executed in order to receive these additional funds, now, therefore be it RESOLVED, that the Supervisor of the Town of Johnsborg be, and he hereby is, authorized to enter into an amended Cooperation Agreement on behalf of the Town of Johnsborg with the County of Warren, authorizing the County of Warren to administer additional funds in the amount of Forty-Seven Thousand Dollars (\$47,000.00), for a total contract amount not to exceed one Hundred Forty-Seven Thousand Dollars (\$147,000.00), in the form approved by the Town Attorney, and be it further; RESOLVED, that the Supervisor of the Town of Johnsborg be, and he hereby is, authorized and directed to execute any such documents and/or certifications as may be required on behalf of the Town of Johnsborg. Resolution introduced by Mr. Leon Prouty Seconded by Mr. Eugene Arsenault Roll call vote- all members voting aye. Carried

**Resolution #155 - October 20, 1988** - Presented by Mr. Arsenault, sec. by Mrs. Cornwall to allow Warren / Hamilton Counties Head start to use Wevertown Community Building on Fridays, 9:00 A.M. to 12:30 P.M. for Parent Education activities, as long as scheduling is possible. Roll call vote-all members voting aye. Carried.

**Resolution #156 - October 27, 1988** - Presented by Mr. Arsenault, sec. by Mrs. Cornwall to increase the Highway Superintendent salary line in the budget by 6% and also raise North Creek Water Superintendent's salary by 6% in 1989 budget. (Roll call vote-Prouty, yes; Cornwall, yes; Arsenault, yes; Montfort, abstain. 3 yes --1 abstain.)

**Resolution #157 - October 27, 1988** - Presented by Mrs. Cornwall, seconded by Mr. Prouty to increase Parks & Recreation budget from \$8,000.00 to \$15,770.00 and the youth Program budget from \$14,900.00 to \$17,300.00. (Roll call vote - All members voting aye. Carried.)

**Resolution #158 - October 27, 1988** - Presented by Mr. Montfort, sec. by Mr. Arsenault that the Budget Officer's Tentative Budget for 1989 be adopted as a Preliminary Budget for the year of 1989, with the changes as made in Resolutions 156 and 157 of these minutes. (Roll call vote - All members voting aye. Carried.)

**Resolution #159 - October 27, 1988** - Presented by Mr. Prouty, sec. by Mrs. Cornwall that the Supervisor be authorized and directed to apply for State Aid for 1988 youth Program expenses and for the Summer Library Program and additionally, that he be authorized and directed to submit a youth Program Budget for 1989 with the understanding that it is contingent on the passage and final adoption fo the Town Budget. (Roll call vote- All members voting aye. Carried.)

**Resolution #160 - November 3, 1988** - Presented by Mr. Montfort, sec. by Mr. Arsenault to pay the following certified bills which the Board Members reviewed: General Fund - warrant 21/claims 294--308; Highway Fund-warrant 20H/claims 202--214. (Roll call vote-all members voting aye. Carried.)

**Resolution #161 - November 3, 1988** - Presented by Mrs. Cornwall, sec. by Mr. Montfort to adopt Ordinance No.1 of 1988, Ordinance providing for the removal or repair of unsafe buildings in the Town of Johnsbury, N.Y. as presented by Health and Wellbeing Committee according to Town Law and to be published in its entirety in the North Creek News-Enterprise on November 10, 1988. (Roll call vote-all members voting aye. Carried.)

**Resolution #162 - November 3, 1988** - Presented by Mr. Montfort, sec. by Mr. Arsenault to accept bid from Donald L. Bacon to contract for cemetery cutting from April to September in the amount of \$3,000.00. (Roll call vote - all members voting aye. Carried.)

**Resolution #163 - November 3, 1988** - Mrs. Cornwall presented the following resolution, seconded by Mr. prouty to cancel the regular Town Board Meeting of Thursday, Nov. 17/88 as Mr. Montfort will be out of town. (Roll call vote - all members voting aye. Carried.)

**Resolution #164 - November 3, 1988** - Mr. Montfort presented the following resolution, seconded by Mrs. Cornwall to accept the George Dunkley Road, (off Barney Hill Road, Bakers Mills, N.Y.) as a Town Road of the Town of Johnsbury Highway system with a copy of this resolution to go to Highway Superintendent. (Roll call vote - all members voting aye. Carried.)

**Resolution #165 - November 3, 1988** - Mr. Arsenault presented the following resolution, sec. by Mr. Prouty to transfer \$2,406.00 from Contingent Acct. #A1990.4 to Sidewalks Acct. #A5410.4. (Roll call vote - all members voting aye. Carried.)

**Resolution #166 - November 10, 1988** - Mr. Montfort presented the following resolution, sec. by Mr. Arsenault to accept the bid from Hometown Oil, 157 Main Street, Warrensburg, N.Y. in the amount of \$ .54 (54 cents) per gallon for the year from Dec. 1, 1988 to Dec. 1, 1989. (Roll call vote - all members voting aye. Carried.)

**Resolution #167 - November 10, 1988** - Mr. Montfort presented the following resolution, sec. by Mr. Arsenault to accept the following budget recommendations: Increase General Fund Appropriation Acct. #A1620.4 (Bldg. Cont.Exp.) from \$41,365.00 to \$45,665.00 (Garage Doors); Increase General Fund Revenue Acct. #A1120 (Sales Tax) from, \$315,000.00 to \$373,000.00 to offset added appropriations and County budget increases; Increase General Fund Unexpended Balance from \$99,275.00 to \$130,775.00 to offset County Charge Back to Town Tax of N.L. Industries reimbursement of taxes. (Roll call vote - all members voting aye. Carried.)

**Resolution #168 - November 10, 1988** - Mr. Arsenault presented the following resolution, sec. by Mr. Montfort WHEREAS, the Town Board of the Town of Johnsbury has met at Town Hall, North Creek, N.Y. on November 10/88 at 7:45 P.M. as specified in the notice of public hearing on the preliminary budget and heard all persons desiring to be heard thereon; now therefore, be it RESOLVED, that the preliminary budget as

amended and revised in Resolution #167, and as hereinafter set forth is hereby adopted to be the budget effective January 1, 1989. Roll call vote - all members voting aye. Carried.

Councilman Philip Goodman, Jr. (elected Nov. 88 to fill vacancy) was sworn in and welcomed by the Town Board Members to the Town Board.

**Resolution #169 - November 22, 1988** - Presented by Mr. Goodman, sec. by Mr. Arsenault to advertise in Dec. 1 and Dec. 8/88 issues of North Creek News-Enterprise for a public hearing on Cable T. V. Franchise with Public Hearing to be held on December 15, 1988, Thursday, at 7:00 P.M. at North River Firehouse, North River, N.Y. before our regular board meeting. (Roll call vote-all members voting aye. Carried.)

**Resolution #170 - December 1, 1988** - Presented by Mr. Goodman, seconded by Mr. Prouty

**TOWN OF JOHNSBURG INVESTMENT POLICY** The objectives of the Investment Policy of the Town of Johnsburg are to: (1) Minimize risk; assure investments are adequately safe guarded by collateral. (2) Liquidity: Insure investments mature when cash is required to finance operations. (3) Yield; Insure competitive rate of return. In accordance with this policy, the Chief fiscal officer is hereby authorized to invest all funds including proceeds obligations and reserve funds in: (1) Certificates of Deposit issued by a bank or trust company authorized to do business in New York State; (2) Time Deposit Accounts in a bank or trust company authorized to do business in New York State; (3) Money Markets Accounts in a bank or trust company authorized to do business in New York State (4) Obligations of New York State; 5) Obligations of United States Government; All funds except Reserve Funds may be invested in: (1) Revenue Anticipation Notes or Tax Anticipation Notes of other local governments. (With approval of State Comptroller) Only reserve funds may be invested in; (1) Obligations of the Town of Johnsburg. All other Town of Johnsburg Officials receiving money in their official capacity must deposit such funds in Negotiable Order of Withdrawal (NOW) Accounts, where it is feasible. (1) Collateral: (A) All deposits over \$100,000 in one bank must have Collateral. (B) With respect to obligations pledged to secure deposits and investments, such obligations should be delivered to a custodial bank or Trust Company other than the institution with which the investment is made. (C) Monthly verification of both collateral and obligation by confirmation letter from bank verifying the principal amount and the market value of all obligations securing Town of Johnsburg deposits and investments. (D) Certificates of Deposit, Time Deposits and Money Market Accounts; shall be fully secured by insurance of FDIC or (amounts over \$100,000) by obligations of N.Y.S. or United States. (e.g. T. Bills) The market value of Collateral shall at all times equal or exceed the principal amount of the CD's or accounts (2) Designation of Official depository: Town Board should designate more than one official depository. The following is a list of local commercial banks which may be used by the Town of

Johnsbury as official depositories and for CD quotations for competitive bidding; (1) First American of N.Y. (2) First National Bank of Glens Falls (3) Glens Falls National Bank & Trust Co. (4) Norstar Bank (3) Operations: The Chief fiscal officer shall authorize investments of public money on behalf of the Town of Johnsbury. When CD's are purchased a determination is made by the Chief fiscal officer regarding the length of time for which the investment is made. This is based on cash flow projections to insure available cash to meet commitments and reduce need to borrow. The Town of Johnsbury will encourage the purchase of CD's through utilization of competitive quotations or negotiated process involving telephone solicitation of at least three bids for each transaction. Funds should be invested with the bank paying the highest rate of interest, providing there is sufficient collateral to cover such investment. These banks, in addition to posting Collateral, have expressed interest in issuing certificates of deposit, have demonstrated an ability and willingness to provide competitive interest rates and are financially sound. When a CD matures, and the funds are not immediately needed, they will general be rolled over with the same bank, However, if the bank is not paying the highest rate of interest quoted by the other banks, they are requested to match the highest rate. If this requirement cannot be met, the funds are transferred to another bank. In general interest follows principal and will be credited to the fund it came from. Within 120 days of the end of the fiscal year the Chief fiscal officer shall prepare and submit to the Town Board and annual investment report recommendations for changes in these investment guidelines if any; the investment income record and such other matters as the Chief fiscal officer deems appropriate. The Town Board of the Town of Johnsbury shall review and approve the annual investment report if practicable at its regular Town Board meeting. At least annually and if practicable. at the regular Town Board meeting of the Town Board the members shall review and amend if necessary these investment guidelines. Adopted by resolution on December 1, 1988 with roll call vote - four ayes, one abstention - of the Town Board of the Town of Johnsbury to commence January 1, 1989. Carried.

**Resolution #171 - December 1, 1988** - Mr. Arsenault presented the following resolution, seconded by Mr. Goodman to abandon "Old Town Road and right-of-way" (Old Garnet Lake Road), Tax Map #73-1-14, a piece of property 16 feet wide. (Resolution declared passed-roll call vote-all members voting aye.)

**Resolution #172 – December 1, 1988** - Mr. Goodman presented the following resolution, sec. by Mr. Prouty to pay the following certified bills which have been reviewed by the Town Board Members: General Fund - warrant 22, claims 309--356; Highway Fund - warrant 21H, claims 215--230 and North Creek Water Dist. - warrant 19W, claims 63--68. Resolution declared passed - roll call vote: Prouty, Yes; Cornwall, Yes; Arsenault, No; Goodman, Yes; Montfort, No -- 3 Ayes, 2 Nos.)

**Resolution #173 – December 15, 1988** - Presented by Mr. Goodman, sec. by Mr. Montfort Resolution Authorizing the Town Supervisor to enter into Agreement with Clearview Cable TV, Inc. Whereas, the the granting time; and Town of a of Johnsbury. Town Board has been second Cable Television franchise considering for some Whereas, The Town of Johnsbury has, after deliberation, decided that a second Cable Television franchise is desirable for the residents of the Community; and Whereas, the Town of Johnsbury duly advertised a Request for Proposals for a franchise for a Cable Communication system; and Whereas, I, 1988; in response thereto, proposals were received on August and again on November 29, 1988; and Whereas, Clearview Cable TV, to the Town of Johnsbury for pursuant to Section 594.9 as Inc. has made application in writing a Cable Television franchise authorized by the commission; and Whereas, The Federal Communications Commission and New York State Commission on Cable Television have adopted rules governing the issuance of franchises and the provisions contained therein; and Whereas, Clearview Cable TV, Inc. available to the residents of the Franchise Agreement; and has proposed Community as to make service outlined in the Whereas. a public hearing of which public notice was given, was held on August 25. 1988. and again on December 15. 1988; and Whereas. the Town Board pursuant to public hearings, has deliberated on said application and has determined that the applicant is qualified in all respects to provide adequate service, now, therefore. be it. Resolved. that the Town Board deems it to be in the best interests of the Town of Johnsbury to award a second non-exclusive franchise to provide Cable Television in the Town of Johnsbury. to Clearview Cable TV, Inc. in accordance with attached Franchise Agreement. and be it further Resolved, that the Town Supervisor be and hereby is authorized to enter into an agreement for said franchise under such forms and conditions as may be acceptable to him and approved by the Town Board. Vote 3 Aye 2 Nay Dated: December 15, 1988

**Resolution # 174 - December 15, 1988** - Presented by Mrs. Cornwall, sec. by Mr. Goodman to reappoint Mr. Gordon Hersey to the Zoning Board of Appeals retroactive as of Aug. 10/88 for a term to end on Aug. 10/93. Roll call vote-all members voting aye. Carried.

**Resolution #175 - December 15, 1988 - Mrs.** Cornwall presented the following resolution, sec. by Mr. Arsenault to authorize the Supervisor to approach the Warren Co. Sheriff Department with the possibility of using and taking over the old barn behind the Town Hall as a satellite office. (Roll call vote - all members voting aye. Carried.

**Resolution #176 – December 15, 1988** - Presented by Mr. Arsenault, sec. by Mr. Prouty to transfer \$200.00 from A1990.4 (Contingent Acct.) to A1410.4 (Town Clerk Cont.) and to transfer \$1238.00 from A1990.4 (Contingent Acct.) to A6772.4 (Program for Aging)

in the General Fund; &to also transfer \$8,000.00 from DA5142.2 (Highway-Snow) to DA5142.4 (Snow Cont. Exp.) in the Highway Budget. Roll call vote - all members voting aye. Carried.

**Resolution #177 – December 15, 1988** – Presented by Mrs. Cornwall, sec by Mr. Goodman to -pay the certified bills which were reviewed by the Board Members: General Fund / warrant 23 – claims 357 to 381; Highway Fund / Warrant 22H – Claims 231 to 241; North Creek Water Dist. / Warrant 20W – claims 69 to 71. Roll call vote – all members voting aye. Carried.

**Resolution #178 – December 22, 1988** - Presented by Mr. Goodman, sec. by Mr. Arsenault to accept the Hayes Road, off Barton Mines Road, North River, N.Y. as a Town Highway on the Town of Johnsbury highway map. Roll call vote - all members voting aye. Carried.

**Resolution #179 - December 22, 1988** - Presented by Mr. Arsenault, sec. by Mr. Goodman to accept the Knotty Pine Road off 13th Lake Road, North River, N.Y. as a Town Highway on the Town of Johnsbury highway map. Roll call vote - all members voting aye. Carried.

**Resolution #180 - December 22, 1988** - Presented by Mr. Goodman, sec. by Mr. Arsenault to declare Freebern Road leading to the Butler & Robinson residences as part of the Town Highway System. Roll call vote - all members voting aye. Carried.