

**Minutes of the Town of Johnsbury Regular Board Meeting April 17, 2012
Held at the Sodom Community Center (Scout Hall), Bakers Mills, NY.**

Minutes of the regular meeting of the Town Board of the Town of Johnsbury held on Thursday, April 17, 2012 at 7:00pm at the Sodom Community Center (Scout Hall), Bakers Mills, NY. Supervisor Vanselow called the meeting to order at 7:00pm and the pledge to the flag was led by Supervisor Vanselow.

Roll call showed the following persons present: Supv. Ronald Vanselow; Town Councilmen/ Eugene Arsenault, Katharine Nightingale, Arnold Stevens; Town Clerk/ William Rawson. Town Councilman Peter Olesheski, Jr. was absent; Supervisor Vanselow indicated that Mr. Olesheski had a prior commitment and would arrive later in the meeting.

Guests: On attached list

Supervisor Vanselow noted that Mr. Curtis Richards was present to be interviewed for a vacancy on the Town of Johnsbury Planning Board; Mrs. Rebecca (Tina) Mulvey was not present for an interview. Both applicants had been notified of the interview time and location. Supervisor Vanselow asked if the Town board wished to present a motion to enter into executive session for the purpose of conducting an interview for the Town of Johnsbury Planning Board vacancies. Mr. Robert Nettle asked that the Town Board conduct the interview in open session as he had been assured by Mr. Robert Freeman from the NYS Committee on Open Government they could do. Mr. Stevens indicated that if an executive session was an option that the Town Board should use it. Supervisor Vanselow asked if the Town Board preferred an open or executive session. Mr. Arsenault asked if Mr. Curtis had any objection to being interviewed in open session; Mr. Richards indicated he had no objection to an open session interview. Supervisor Vanselow said that past practice has been to conduct interviews in executive session. Mr. Nettle said that as the Planning Board member will be making decisions for the entire Town that all present should be able to hear the interview. Mr. David Bulmer said that changing the format without consultation with the Town Attorney could be an issue. Mr. Arsenault asked that Supervisor Vanselow ask the Town Attorney for his opinion. Mr. Nettle said that there was no substantive discussion of the previous applicant; Supervisor Vanselow replied that the previous applicant was known to all Town Board members in attendance for a number of years. Supervisor Vanselow asked again if the Town Board wished to enter into executive session to interview Mr. Curtis Richards for the Town of Johnsbury Planning Board vacancies.

Mr. Stevens presented the following motion, with a second from Mr. Arsenault to enter into executive session for the purpose of conducting an interview of Mr. Curtis Richards for the Town of Johnsbury Planning Board vacancies at 7:08pm. With 4 members voting in favor, the motion is declared carried. Ayes-4 (Arsenault, Nightingale, Stevens, Vanselow) Nays - 0

Mr. Nettle reluctantly left the meeting room.

Mr. Arsenault presented the following motion, with a second from Ms. Nightingale to adjourn the executive session for the purpose of conducting an interview of Mr. Curtis Richards for the Town of Johnsbury Planning Board vacancies and further, to reenter the regular session at 7:18pm. With 4 members voting in favor, the motion is declared carried.

Ayes-4 (Arsenault, Nightingale, Stevens, Vanselow) Nays - 0

Supervisor Vanselow explained that there was an addendum to the regular minutes of the April 3, 2012 Town Board meeting minutes in the form of the "minutes" of the Landfill Transfer Station Repair and Reconstruction bid opening. Supervisor Vanselow asked that the Town Board approve both the regular meeting minutes and the bid opening minutes.

RESOLUTION NO. 109

Mr. Arsenault presented the following resolution, and moved its passage with a second from Ms. Nightingale, to accept the minutes of the April 17, 2012, regular Town Board meeting and the minutes of the April 10, 2012 Landfill Transfer Station Repair and Reconstruction bid opening. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Nightingale, Stevens, Vanselow) Nays - 0

CORRESPONDENCE:

1. A letter from Mr. Curtis Richards expressing his interest in serving on the Planning Board in one of the vacant positions.
2. A notice from North Creek Water District Clerk James J. Lomax informing the Town Board that the total water rents to be billed in April 2012 is \$51,276.50.
3. A notification of a liquor license renewal application from Mrs. Lori Smith for Marsha's Family Restaurant at 268 Main Street, North Creek, NY.
4. A letter from the North Country Hardship Fund, Inc. requesting the Town Board extend the curfew of the Ski Bowl Park until midnight on August 3 and 4, 2012 for their fundraiser and also that the Town Board allow two security personnel to stay in the park overnight on August 3 and 4, 2012; the extended curfew will allow more set up and clean up time.
5. A letter from the Town of Johnsburg Library Board of Trustees requesting that the Town Board confirm the appointment of Mrs. Maria Rinella to the Town of Johnsburg Library Board of Trustees for a term ending December 31, 2014.

Supervisor Vanselow asked if the Town Board wished to act upon the request from the North Country Hardship Fund, Inc. to extend the curfew of the Ski Bowl Park until midnight on August 3 and 4, 2012 for their Waynestock V fundraiser and also, that the Town Board allow two security personnel to stay in the park overnight on August 3 and 4, 2012.

RESOLUTION NO. 110

Mr. Arsenault presented the following resolution and moved its passage with a second from Ms. Nightingale that the Town Board will authorize the extension of the curfew of the Ski Bowl Park until midnight on August 3 and 4, 2012 for the North Country Hardship Fund, Inc. Waynestock V fundraiser and further, that the Town Board will allow two security personnel to stay in the park overnight on August 3 and 4, 2012. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Nightingale, Stevens, Vanselow) Nays - 0

Supervisor Vanselow asked if the Town Board members if they wished to act upon the request by the Town of Johnsburg Library Board of Trustees asking that the Town Board confirm the appointment of Mrs. Maria Rinella to the Town of Johnsburg Library Board of Trustees for a term ending December 31, 2014.

RESOLUTION NO. 111

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault that the Town Board of the Town of Johnsbury confirms the appointment of Mrs. Maria Rinella to the Town of Johnsbury Library Board of Trustees for a term ending December 31, 2014. With 4 members voting in favor, the resolution is declared carried. Ayes- 4 (Arsenault, Nightingale, Stevens, Vanselow) Nays - 0

COMMITTEE REPORTS:

Supervisor Vanselow noted that he would give an update on Buildings repair maintenance activity in the Old Business portion of the meeting.

OLD BUSINESS:

Supervisor Vanselow explained that the recommendation of an award for the Streetscape RFP (Request for Proposal) is moving closer. All members of the Streetscape Committee have received the documents for review and some have returned recommendations. Warren County Planning Department Deputy Wayne LaMothe is checking over the numbers and looking to see that the RFPs meet the New York State guidelines.

Supervisor Vanselow asked Engineer Kathleen Suozzo for a report on the responses to the Landfill Transfer Station Repair and Reconstruction bid opening. Engineer Suozzo said that the lowest bidder was AB Construction & Environmental, LLC at \$77,308.00; the highest bid was Stephen Miller General Contractors at \$194,160.00 and the second highest was close to the lowest from Bunkoff General Contractors at \$87,000.00. Engineer Suozzo explained that the base bid was the bid accepted as it included a compactor which would fit the existing base and it would be less expensive and a quicker job. Engineer Suozzo noted that Secretary Cherie Ferguson had forwarded a copy of the low bid to the insurance company for review and received a response from them. Engineer Suozzo said that she has spoken with AB Construction & Environmental, LLC and the bidder is satisfied with their bid. The insurance company has agreed to a total cost of \$81,462.79 including electrical work of \$4,154.79 with a holdback of \$9,500.00.

If the Town Board accepts the award from the insurance carrier then the funds will be in place to allow the Town Board to authorize the Town Supervisor to execute the notice of award to the lowest responsible bidder. The bidder would acquire the bonds and deliver them to the Town for review by the Town Attorney; following the Town Attorney reviewing the bonds the contract can be signed, a pre-construction meeting is held and the work can proceed. Mr. Arsenault asked if there was a timetable for construction; Engineer Suozzo said that the end date of the contract is June 30, 2012, depending on the lead time of the compactor construction. Engineer Suozzo said that she expects that the contractor will wait until the compactor is available and then start to demolish the current building and reconstruct the new building.

Supervisor Vanselow said that it appears that there is a bid which is acceptable to both the Town Engineer and the insurance company. Mr. Arsenault asked if the Town costs would be fully covered; Secretary Cherie Ferguson replied that there will be some oversight fees not covered. Mr. Arsenault asked why; Sect. Ferguson replied that she did not know why, she said that the insurance company representative specifically said that the oversight fees would be excluded. Mr. Arsenault said that the oversight fees should be part of the construction costs

and should be covered. Mr. Arsenault told Sect. Ferguson to ask the insurance company why; Engineer Suozzo suggested that it may be a semantics issue and suggested that "clerk of the works" be referred to the insurance carrier and explained to as "engineering during construction". Supervisor Vanselow added that a poor piece of equipment would be replaced with a newer piece at little cost to the Town. Mr. Arsenault said that he did not want to hold up the project, but there seem to be exclusions when the insurance is to be paid out. Sect. Ferguson added that the insurance representative said that the additional hauling and the portable toilet costs will be handled later.

Mr. David Bulmer asked if the bidder was a known company; Engineer Suozzo replied that they have checked on a list of projects worked on; they are a small company from the Amsterdam area. Mr. Arsenault asked if the project was bonded; Engineer Suozzo replied that it was fully bonded.

RESOLUTION NO. 112

Mr. Stevens presented the following resolution and moved its passage with a second from Ms. Nightingale that the Town Board of the Town of Johnsbury to accept the lowest responsible bidder for the Landfill Transfer Station Repair and Reconstruction bid which is AB Construction & Environmental, LLC in the amount of \$77,308.00. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Nightingale, Stevens, Vanselow) Nays – 0

Supervisor Vanselow informed the Town Board that he had hoped to have a map on fire districts to be presented tonight; he had received responses from two fire chiefs and a discussion with one of the North Creek Fire District commissioners about the process. Any change in the North Creek Fire District coverage area would need to be approved by the fire district commissioners. Currently the mutual aid will remain in effect. Mr. Stevens asked if there was any change in the North Creek Fire District coverage would those to be added to the district have a voice in the change. Supervisor Vanselow said that any change would require legislative action; there are several options including a contractual coverage similar to the coverage of the North Creek area in the Town of Chester or an expansion of the fire district and its taxing area. Mr. Robert Nettle asked why involve North Creek Fire District at all just use the other companies in the Johnsbury Fire Protection District to cover the Wevertown area; Supervisor Vanselow said that the North Creek Fire District comes quite a ways down toward Wevertown. Mr. Nettle said that it makes no sense to involve North Creek. Supervisor Vanselow said that the suggestion of the new lines came from the fire chiefs of the companies adjacent to the Wevertown coverage area; he added that it was quite a long haul for Riverside or Johnsbury to cover almost to North Creek in that end of the Wevertown district. This is coverage for smaller fires as a fully involved structure fire would involve many companies in mutual aid in any case.

Supervisor Vanselow noted that an interview of Mr. Curtis Richards for vacancy on the Planning Board had been held earlier in the meeting and asked if the Town Board wished to act upon the appointment of Mr. Richards to the Planning Board. Mr. Arsenault asked if he was discussing the full term vacancy; Supervisor Vanselow replied that he was. It was noted that Ms. Rebecca (Tina) Mulvey did not respond to a request to meet with the Town Board for an interview regarding the vacancies on the Planning Board.

RESOLUTION NO. 113

Mr. Arsenault presented the following resolution and moved its passage with a second from Ms. Nightingale that the Town Board of the Town of Johnsbury appoints Mr. Curtis Richards to fill a term on the Town of Johnsbury Planning Board for a term ending February 1, 2019, effective immediately. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Nightingale, Stevens, Vanselow) Nays – 0

Supervisor Vanselow updated the Town Board on the progress of the repairs to the Town Buildings authorized at the previous Town Board meeting. Supervisor Vanselow said that the Town Hall roof project bid has been published; he has looked into the warranty on the previous shingles. The shingles had a thirty year warranty; he said that he was willing to investigate the warranty and will check into it.

Supervisor Vanselow explained that the Wevertown Community Center door has been ordered and should be arriving in about ten days to two weeks. Matt has worked on the sign at the building which was recently damaged by the wind and it will be put back up soon. There has been some discussion about the repair of the concrete steps at the Wevertown Community Center including the orientation of the steps and the possible use of the existing base and the use of treated lumber. Using lumber may be easier to repair if snow does damage them. Supervisor Vanselow added the possibility of using a cricket on the roof to deflect the snow; Mr. Stevens said that there are snow slides as well. Mr. Peter Heid said that reorienting the steps may help to avert damage; he also suggested pre-cast concrete steps. Mr. Robert Nessle asked about the need to make the steps ADA (Americans with Disabilities Act) compliant. Supervisor Vanselow said that he has spoken to the Warren County Code Enforcement people about the steps and no mention was made regarding ramps; there is a substantial ramp in the front and the double doors.

NEW BUSINESS:

(Mr. Olesheski entered the meeting at 7:43pm)

Supervisor Vanselow explained that he placed in the Town Board members' packets a sample resolution for "Complete Streets". Supervisor Vanselow said that he spoke to a woman from the Glens Falls Hospital Healthy Places organization. The goal of this program is to promote physical activity, wellness, and increase access to healthy food opportunities through local policy and environmental changes. Supervisor Vanselow asked if this program's goals would be consistent with the Adirondack Park Agency; the spokeswoman did not seem to know about the APA. The acceptance of this resolution would create a policy by which the Town would seek to include bicycle lanes and pedestrian facilities as a condition of street and road improvement in the Town where it is legal and fiscally practicable. The organization has offered that if the Town will adopt this policy the sum of \$1500.00 for such amenities as bicycle racks or benches and it could also be used as a part of the match for the Streetscape grant. Supervisor Vanselow said that he was not asking for action on this at the present time; he asked that the Town Board review it for future action. Supervisor Vanselow added that copies of the model policy would be available at the Town Hall for the public. Mr. David Bulmer said that the organization is trying to get the policy adopted by all of the Towns in Warren County and the county itself.

Supervisor Vanselow asked that the Town Clerk explain the proposed creation of some Capital Projects Funds to deal with the Transfer Station Repair and Reconstruction and the renaming (renumbering) of some existing budget lines to fit the new booking software. The Town Clerk explained that the bookkeeper, Sherrie Williams could provide a more in depth explanation of the accounting software and the creation of the accounts, but as she could not be present tonight that he would try to explain in a general way. The Income and the majority of the Expenditure lines listed already exist and it would be beneficial if the Town Board were to authorize the renaming (renumbering) of these lines to fit into the new account software numbering system. The Transfer Station Rebuild, the Property Acquisitions fund and the Sand Purchase funds would be created for the purposes which the name describes to allow for better tracking of the expenditures. The Property Acquisitions fund would be to purchase the NYS right of way property and the Stoddard property. The Sand fund would be a sub account involved in tracking the associated legal costs, survey costs and the engineering costs involved. Supervisor Vanselow said that he hoped that the Town Board would agree to the renaming (renumbering) of these accounts.

Supervisor Vanselow said that there were budget amendments involving putting money into the accounts to be created for the purposes specified. Also, the transfer of funds from unexpended balance into the Personnel account to pay for the new accounting software and a printer; the second through fourth amendments are to appropriate funds to the newly created Capital Projects Funds and to appropriating funds into the Landfill Closure Capital Projects Fund to make payments for testing until the end of the year with the possibility of funding from the General Fund in the future if the Town Board agrees; the final amendment involves appropriating funds into the escrow accounts to recognize deposits which have been made for projects under review by the Planning Board. Supervisor Vanselow asked that the Town Board acknowledge the renumbering of the existing Capital Project accounts and authorize the creation of the new accounts. Mrs. Kelly Nettle asked if there were any monies being moved in the existing Parks Grants accounts; there are no funds being transferred in those accounts they are only being renumbered to fit the new software.

RESOLUTION NO. 114

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault that the Town Board of the Town of Johnsbury acknowledges the renumbering of the existing Capital Project accounts (all listed Income accounts and Expenditure down the list to Landfill Closure) and further, authorizes the creation of three new accounts (Transfer Station Rebuild, Property Acquisitions, Sand) as shown below:

Due to the change in accounting software, changes were necessary in the "subaccounts" for tracking specific income or expenditure. This system requires that each subaccount be unique for a particular entity.

Below is a chart of the old accounts and the new designations.

Income	Old #	New a/c #	Cap Proj	Ob of Expend	Sub Acc
Parks Recreation Grants	3891	2770	5	10	
InKind Volunteer	3891.3	2770	5	10	27

Misc Gifts	2705	2705	5	appropriate #	appropriate #
Misc Revenues	2770	2770	5	appropriate #	appropriate #
Expenditure					
Ski Bowl	7110.26	71102	5	10	
Admin	7110.261	71102	5	10	21
Tennis	7110.262	71102	5	10	22
Adven Playground	7110.263	71102	5	10	23
Trails	7110.264	71102	5	10	24
Skateboard Equip	7110.265	71102	5	10	25
Dock	7110.266	71102	5	10	26
Butterfly Garden	7110.21	71102	5	10	20
Buildings	1620.24/.26	16202	5	11	
Special Recreation	7180.2	71402	5	12	
Assessor Reval	1355.2	13554	5	13	
Landfill Closure	8160.2	81604	5	14	
Transfer Station Rebuild		81604	5	15	
Property Acquisitions		101	5	16	
Sand		101	5	16	28

Example: Butterfly Garden Account Number will now be: 71102.5.10.20

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

Supervisor Vanselow asked that the Town Board act to authorize the amendments to the 2012 Town Budget.

RESOLUTION NO. 115

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Olesheski to amend the 2012 Town budget with the following amendment in order to place monies in the Personnel account to cover payment for the new accounting software and a printer; to appropriate funds to the newly created Capital Projects Funds to allow for the rebuild of the Transfer Station, the purchase of the NYS right of way property and the Stoddard property and to appropriate funds into the Landfill Closure Capital Projects Fund to make payments for testing until the end of the year as follows:

Budget Amendments April 2012

1	Appropriated Fund Balance A599	\$8,435.00	
	Appropriations A960		\$8,435.00
	Personnel CE A14304	\$8,435.00	*
	Increase Appropriations for Accounting Software and Printer		

2	Appropriated Fund Balance A599	\$10,000.00	
	Appropriations A960		\$10,000.00
	Transfer Station Rebuild H81602.15	\$10,000.00	
	Start Capital Funds Project for Transfer Station Rebuild with Insurance advance received in November, 2011		
3	Appropriated Fund Balance H599	\$15,000.00	
	Appropriations H960		\$15,000.00
	Appropriated Fund Balance/Acquisition of sand property 101.5.16.2 8	\$15,000.00	
	Unallocated Fund Balance		\$15,000.00
	Set aside Capital Projects Funds for costs associated with acquisition of sand property		
4	Appropriated Fund Balance H599	\$1,000.00	
	Appropriations H960		\$1,000.00
	Appropriated Fund Balance/Landfill Closure H81604.14	\$1,000.00	
	Unallocated Fund Balance		\$1,000.00
5	Appropriated Fund Balance A599	\$5,000.00	
	Appropriations A960		\$5,000.00
	Planning/FSMD A8020.45	\$5,000.00	
	Planning Revenue/FSMD A2115.5		\$5,000.00
	Appropriated Fund Balance A599	\$7,000.00	
	Appropriations A960		\$7,000.00
	Planning/Ward Hill A8020.45	\$7,000.00	
	Planning Revenue/Ward Hill A2115.4		\$7,000.00

Increase Appropriations for Planning and Development Funds Received Jan-April
With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow explained that he was giving Mrs. Kelly Nettle time to discuss the Parks Grant although he received the request too late for it to be placed on the agenda. Mrs. Nettle explained that she had been named Grant Administrator for the Ski Bowl Park grant during the term of Sterling Goodspeed. In this capacity she met with Danielle Dwyer who is the Saratoga Capital Region director of the NYS Office of Parks, Recreation and Historic Preservation to discuss the Ski Bowl Park grant. Mrs. Nettle said that it does not appear that Ms. Dwyer is willing to be as flexible about the grant as was former director Catherine Jepson.

The grant was in the amount of \$115, 820.00. This is a reimbursement program. The Town expenditure following reimbursement will be \$57, 910.00. The Town can obtain credit for expenditures by spending actual money, getting grant funds to spend on the project and having volunteers donate time either at the minimum wage or if the volunteer is a professional performing their professional job at a that rate and the use of "in kind" services. The grant performance period ends November of this year; an extension may be granted if considerable headway is made towards completion by that time. Warren County Planning has indicated that not filling the grant will be very prejudicial and will probably mean that the Town will not receive any grants in the foreseeable future.

Mrs. Nettle said that a portion of the grant had been filled; approximately \$16,150.00 has been received in grant monies. Approximately \$7280.00 in volunteer labor has been accumulated or is about to be acquired in the next few months. This does not include in kind

services from the Highway Department; she added that Highway Superintendent Daniel Hitchcock has said that he will check his records and give her a total of work performed by the Highway Department which could contribute to the grant.

Mrs. Nessel said that the process has not been easy; Ms. Dwyer does not seem to be pleased to see changes in the planned improvements. Mrs. Nessel asked for a special to discuss the Ski Bowl Park grant. Mrs. Nessel said that her goals were to maximize the use of volunteer hours and in kind services to reduce the actual cash expenditures; to redesign the grant to make it more useful to the community at this time; to accomplish the grant to retain the Town's good name with the granting agencies. Mrs. Nessel suggested moving the activity dock funding into developing a pond maintenance strategy and to fund improvements in the area of the pond. To reduce the scope of the climbing apparatus and add a water spray feature to the pond and a handicapped access walk to the pavilion. She also suggested changing the types of signage to include more historical and nature informational signs and also to include the already purchased signs. Playground design had been included in the original application in the amount of \$10,900.00 and the playground total cost was to be about \$65,000.00. Mrs. Nessel suggested using the design monies to design a multi-use trail and a sanitary survey for the pond; she suggested using the monies planned for a skateboard park on building the multi-use trail.

Mrs. Nessel said that she wanted some assurance from the Town Board that the money will be made available to do the work by whatever means is necessary; she said that she would want a guarantee of \$50,000.00 to \$75,000.00 to finish the grant. Mrs. Nessel said that she has been assured that the reimbursement will occur within about six months of finishing the grant. Mrs. Nessel said that the lost credibility to the granting authorities would cost more than the loan would. She also asked that the Town Board reappoint her as grant administrator and that the Town Board authorize the Town Supervisor to send a letter requesting the changes to the grant which she had outlined and authorize the Highway Superintendent to assist as needed in completing the grant. Mrs. Nessel said that she would only act as grant administrator with Town Board promise of support. Mrs. Nessel reminded the Town Board that there was only six months left to complete the grant.

Supervisor Vanselow said that he had a two part response. In going through the budget lines he will need assistance to get a handle on what is exactly in place in translating from the old system to the new system. The second part is to get a more general public and Town Board discussion either through a Parks Committee (Stevens, Olesheski) open meeting or to wait for the next Town Board meeting, May 1, for a full discussion. Mrs. Nessel said that by May 1, she will have met with a playground expert for information and Supervisor Vanselow said that he would like to have the funding sorted out more fully as well.

Mr. Olesheski asked if the Town Board wished to reappoint Mrs. Nessel as the Ski Bowl Park Grant Administrator. Mr. Robert Nessel said that the Town Board had not given an "iron clad" promise to fund the grant and now you are going to be reappointed as administrator again without the guarantee; you should just quit now. Supervisor Vanselow asked if there was any advantage to Mrs. Nessel to be recognized as grant administrator at this time instead of in two weeks. Mr. Olesheski said that with her investment of time she should be reappointed now.

RESOLUTION NO. 116

Mr. Olesheski presented the following resolution and moved its passage with a second from Mr. Arsenault that the Town Board of the Town of Johnsburg reappoints Mrs. Kelly Nessel as Grant

Administrator of the Ski Bowl Park Grant, effective immediately, and further to thank Mrs. Nettle for her work in the past on this project as well as her future work. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Mr. Robert Nettle said that Supervisor Vanselow seems to be hesitant to move forward due to a question of resources; resources exist in banks. Supervisor Vanselow said that he believes that the Town Board needs to be sure of what resources are on hand as well as what are needed; Mr. Arsenault said that he believes that it will come into focus quickly at the next meeting and if the Town Board doesn't support this financially then it is a disappointment. Mr. Arsenault said that he doubts that the funding is set aside in a two year plan.

Mr. Olesheski asked about the tennis court funding if the grant is not completed; he said that there should be no question of advancing the funding after the Town Board accepted the Vision 2020 plan and began the process of working on the tennis courts. Supervisor Vanselow said that every year or two the Town Board is reconstituted and one Town Board cannot bind the following Town Board; Mr. Olesheski said that one outgoing Supervisor can make it difficult for the next one. Supervisor Vanselow said that a decision by the current Town Board to finish by November binds this Town Board. Mrs. Nettle said that she would get her report to the Town Board members for review; she said she would be content with the first meeting in May.

RESOLUTION NO. 117

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault that the following certified bills which have been reviewed by the board members be paid: General Fund- Claim #2012-287 through Claims #2012-295 and Claims #2012-297 through Claim #2012-300, and Claims #2012-302 through #2012-305 and #2012-328; Highway Fund- Claim #2012-296 and Claim #2012-301 and Claims #2012-306 through Claim # 2012-319; North Creek Water Dist.- Claim #2012-302 and Claims #2012-320 and Claim #2012-321; Library Fund- Claims #2012-322 through Claim #2012-327; and Capital Projects Funds Claims #2012-328 through Claim #2012-332. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

PRIVILEGE OF THE FLOOR

Supervisor Vanselow recognized Town Clerk William Rawson for the purpose of asking the Town Board for authorization to attend the N.Y.S. Town Clerk Convention at Saratoga Springs on April 22, as well as the previously authorized attendance on April 23 and 24 in order to attend the BAS (Business Automation Services) user group meeting at 3:00pm through 5:00pm; BAS is the company which made the Tax Collection and Town Clerk programs used in his office. The meeting will discuss updates to the programs. The only cost will be an additional mileage reimbursement of \$50.00 for the round trip.

RESOLUTION NO. 118

Mr. Arsenault presented the following resolution and moved its passage with a second from Ms. Nightingale that the Town Board does authorize the Town Clerk to attend BAS (Business Automation Services) user group meeting at 3:00pm through 5:00pm, on April 22, 2012 in addition to the balance of the already approved attendance at the N.Y.S. Town Clerk Convention April 23rd and 24th at Saratoga Springs at an anticipated additional cost of \$50.00 for the mileage. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Mr. David Bulmer reminded the Town Board that there were a number of events going on on June 30 even though the Independence Day Celebration has been moved due to the conflict with the 25th annual Minerva Day Celebration. Tannery Pond Community Center is celebrating its 10 year anniversary; numerous businesses are having official grand openings: The Exchange, Izzy's Market and Deli, Adirondack Pedal Cabs, and possibly the Snow Train and increases in operations with the Saratoga North Creek Railroad, Whitewater Challengers and Gore Mountain. The Chamber of Commerce is seeking additional Occupancy Tax funding in the amount of \$750.00 to hire a band for the events which will showcase the business. Supervisor Vanselow said that he would speak to Mr. Bulmer about this; he asked if Petula's is opening as well. Mr. Bulmer said that he believed that it was upstairs at the Deli. Mr. Bulmer asked about planning on the Occupancy Tax funding for the June 30 band hiring. Mr. Olesheski said that he would like to see the money come from some other source than Occupancy Tax funding, he added that a complete overhaul of the Occupancy Tax funding application system and try to achieve a wider use of the funds. Mr. Olesheski said that if the Tannery Pond Community Center was involved possible other Town funds could be used. Mr. Bulmer said that he was not asking for the Tannery Pond Community Center alone, but the overall day's events. Supervisor Vanselow said that trying to improve the business climate was the reason for the Occupancy Tax funding being created. Mr. Arsenault said that if the Town wants to support this then all sources of funding should be looked at if Occupancy Tax funding is not used. Mr. Bulmer said that after having spent time at Warren County meetings looking at Occupancy Tax funding that the Town of Johnsbury handles this funding better and more fairly than most of the towns in Warren County. Mr. Olesheski said that the set asides which are not applied for are the major problem. Supervisor Vanselow said that enough time has been spent on this at the current time.

Mrs. Kelly Nettle suggested that Occupancy Tax funding which had been returned for the trail map project could possibly be moved to the trail maps being done by former DEC Ranger Steve Ovitt. Supervisor Vanselow asked if Occupancy Tax funding could be used toward the match for the Ski Bowl Park grant; Mrs. Nettle said that it could be so used.

Mr. Robert Nettle said that due to the historically mild winter season that there should be funds which were not needed to be expended in the Highway Department for supplies and maintenance; he asked if there would be a surplus and if it could be returned to the taxpayers this fall. Supervisor Vanselow said that he would give a two part answer to that as well. Supervisor

Vanselow said he understands that there is the appearance of less work and less expense from a winter such as the previous one, however, he said that discussions with Highway Superintendent Daniel Hitchcock have led him to believe that rain and ice can cost as much to deal with as snow; the second part is that monies cannot be moved from the Highway Fund to the General Fund although the reverse may be done. Supervisor Vanselow added that Highway Superintendent Hitchcock keeps very detailed records and that if asked he would allow you to review them and give you a breakdown in the costs from this past winter season. Supervisor Vanselow said that if a surplus exists in the fall during budget preparation time that possibly a decision can be made to raise less for that department next year. Mr. Arsenault said that at the development of budget time the discussion can be made if a surplus exists to fund at a lower level and return the difference to the taxpayers or use it in other areas; he added that when a surplus exists that he is willing to have that discussion. Mr. Nessel said that apparently the budget is sacrosanct; attention should be given to the Highway Fund budget for next year. Mr. Nessel said that he expects a fifty to seventy-five thousand dollar surplus at the end of the year. Mr. Olesheski said that having had discussions with Highway Superintendent Hitchcock that the department is underfunded and the amount from this year plus ten percent will not cover all of the expenses. Supervisor Vanselow said that there will be in depth discussions of the budget by all the stakeholders. Mr. Nessel said that the insurance recovery from the Ski Hut was slowly piddled away.

A motion to adjourn the meeting was presented by Mr. Stevens with a second from Ms. Nightingale at 8:45pm. With 5 members voting in favor, the resolution is declared carried. Ayes- 5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

The next regular Town Board meeting will be held at 7:00pm on May 1, 2012 at the Wevertown Community Center, Wevertown, New York.

Prepared by William Rawson, Town Clerk