

**Minutes of the Town of Johnsburg Regular Board Meeting April 5, 2011
Held at the Wevertown Community Center, Wevertown, NY**

Minutes of the regular meeting of the Town Board of the Town of Johnsburg held on Tuesday April 5, 2011 at 7:00pm at the Wevertown Community Center, Wevertown, NY. Supervisor Goodspeed called the meeting to order at 7:00pm and the pledge to the flag was led by Councilman Frank Morehouse, Jr.

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

Guests: On attached list

RESOLUTION NO. 63

Mr. Morehouse presented the following resolution, and moved its passage with a second from Mr. Stevens, to accept the minutes of the March 15, 2011 regular Town Board meeting as written. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

CORRESPONDENCE:

1. Resolution Number 189 adopted by the Warren County Board of Supervisors requesting that municipalities which have possession of lever voting machines continue to store these machines for possible future use.
2. Municipal Shelter and Dog Control Officer inspection reports from the New York State Department of Agriculture and Markets.
3. A letter from William and Janet Nickerson expressing dissatisfaction with the state of the repairs and reopening of the bridge over Johnson Brook on Harrington Road.
4. A letter from Mr. Peter Olesheski, Jr. expressing interest in filling a vacancy on the Planning Board.
5. A letter from Mr. James "Cork" Nester expressing interest in filling a vacancy on the Planning Board.
6. A letter from Superintendent of Highways Daniel Hitchcock requesting Town Board authorization to attend the 2011 Highway School at Ithaca College.

Supv. Goodspeed asked if there was a motion to authorize the attendance of Superintendent of Highways Daniel Hitchcock for the 2011 Highway School at Ithaca College from June 6-8 including mileage, lodging (\$114.00 per night) and registration (\$90.00).

RESOLUTION NO. 64

Mr. Stevens presented the following resolution, and moved its passage with a second from Mr. Morehouse, to authorize the attendance of Superintendent of Highways Daniel Hitchcock for the 2011 Highway School at Ithaca College from June 6-8, 2011, including mileage, lodging (\$114.00 per night) and registration (\$90.00). With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

COMMITTEE REPORTS:

Planning and Zoning Committee Report (Councilmen Arsenault and Vanselow)

Mr. Vanselow reported that at the March Planning Board there were two developments in town; Front Street Mountain Development and Tall Timbers have been informed by the Planning Board that their subdivisions have been ended and a memo has been issued to the Zoning Enforcement Officer to investigate several possible violations of “land use” and the subdivision ordinance at the Front Street Mountain Development Ski Bowl Village site. Mr. Vanselow added that the Town Board should expect to receive a copy of the memo.

OLD BUSINESS:

Supv. Goodspeed asked that the Town Board retroactively authorize his execution of extensions of the following grants which the Town is in conjunction with Warren County: C006530 in the amount of \$150,000.00 and C006825 in the amount of \$505,000.00. The executions were requested by Warren County officials.

RESOLUTION NO. 65

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Morehouse to retroactively authorize the Town Supervisor to execute extensions of the following grants which the Town is in conjunction with Warren County: C006530 in the amount of \$150,000.00 and C006825 in the amount of \$505,000.00. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

NEW BUSINESS

Supv. Goodspeed noted that the Town Board had received copies of a proposed 2011 Budget amendments in their packets; the amendment is to the Highway Fund to increase an appropriated fund balance at the request of Superintendent of Highways Daniel Hitchcock. Supv. Goodspeed asked that the Town Board approve this amendment to the 2011 Town Budget.

RESOLUTION NO. 66

Mr. Morehouse presented the following resolution and moved its passage with a second from Mr. Vanselow to amend the 2011 Town budget with the following amendment as requested by Superintendent of Highways Daniel Hitchcock:

2011 Budget Amendments --- 3/29/2011

Increase Appropriations and Appropriated Balance

960 – Increase Appropriations

599 – Increase Appropriations Balance

General Repairs DA5110.4 \$20,000

(Highway Fund) \$20,000

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays – 0

Supv. Goodspeed explained that the Hazard Mitigation Plan would be available for review in print copy in his office and that it was also available on-line at the Warren County website; he added that it was a massive document and that he expected that the Town Board would act upon

the plan at the May 3, Town Board meeting.

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

Supv. Goodspeed noted that the monthly report of the Zoning Enforcement Officer, Danae Tucker, for the month of March 2011, was in the Town Board members' packets.

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

Mr. Vanselow noted that he had completed the proclamation in appreciation of the Bryant Lake Taxi Company for their commitment to "Operation Safe Ride" for New Year's Eve and New Year's Day.

RESOLUTION NO. 67

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

WHEREAS, the Town of Johnsburg is committed to ensuring the safety and security of all those living in and visiting our town; and

WHEREAS, drunk driving is a serious public safety concern both locally and nationally; and

WHEREAS, Brant Lake Taxi Company, with the sponsorship of the local business community, created "Operation Safe Ride" to provide free taxi rides to partiers on New Year's Eve and New Years Day; and

WHEREAS, "Operation Safe Ride" provided 214 rides free trips, covering over 1,108 miles in the process; and

WHEREAS, local law enforcement officials reported no drunk-driving issues for the duration of "Operation Safe Ride,

NOW BE IT RESOLVED, that the Town Board, on behalf of the residents of Johnsburg, does hereby expresses our appreciation for the efforts of Brant Lake Taxi Company, it's management and employees, and the local business community for helping to protect the public, and the well being of area residents through their management and support of "Operation Safe Ride".

With 4 members voting in favor the resolution is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed explained that Delaware Operations will be at the May 3, Town Board meeting to discuss the Harrington Road bridge issue; Supv. Goodspeed believes that the discussion needs clarification from the engineers.

TOWN BEACH DISCUSSION

Supv. Goodspeed gave a short background of the beach construction and use during the 1960's, the first breaching and repair of the dam, the construction of the berm and the problems resulting from the water temperature being too high. Supv. Goodspeed noted that the Ski Bowl Park Committee's long term plan includes the beach. Supv. Goodspeed noted that the water pipeline had been attempted last summer to alleviate the lack of clarity and depth issues by adding water. Additionally, the dam has partially collapsed and will need to be repaired to allow the swimming area water to be properly controlled. Complicating the dam rebuild are questions of cost (Engineer James Hutchins estimated \$60,000.00) and possible restrictions to allow for fish access. Several state and federal agencies are involved including the NYS Department of Health (DOH), the NYS Department of Environmental Conservation (DEC) and the Army Corps of Engineers. In 2009 the DOH closed the beach about ten days ahead of schedule and in 2010 the DOH conducted a spot inspection which led to further testing; the beach was dirty and the water was not of sufficiently clarity and the DOH again closed the beach seven to ten days ahead of schedule. Supv. Goodspeed said that a number of volunteers have tried to revitalize the beach; draining and cleaning of the swimming area has been suggested. Permits would be required for the draining and cleaning and the Army Corps of Engineers may have an issue with the berm. Supv. Goodspeed noted that there is also the question of cost involved in revitalizing and operating the beach.

Supv. Goodspeed asked for a report from Engineer Kathleen Suozzo of Delaware Operations. Engineer Suozzo reported that she had visited the beach last fall and has spoken with DOH representatives. The biggest issue is the lack of water clarity; the visibility was only two feet as determined with the secchi disk test, not the minimum requirement of four feet. This is a large liability issue for the Town as the lifeguard needs to be able to see swimmers in trouble in order to help them. Periodic cleaning would be necessary and currently too little water is replaced. In order to reopen the beach the DOH will require a watershed review by licensed engineers and an influx of new water is needed either from a pipeline or some other source. The review will include an eight week monitoring program with intensive sampling and continuous water clarity sampling. The sanitary sampling will cost a minimum of six to eight thousand dollars as the sampling is labor intensive and the samples must arrive at the laboratory no later than six hours after being taken. The former landfill is in the watershed of the beach and this will be of concern to the DOH. The Town will be required to develop an engineered plan to remediate the swimming area. Providing additional water could be expensive; a well may need to be drilled. A taking of water from the creek could result in regulatory issues. Supv. Goodspeed noted that the Town has spent about two hundred and fifty thousand dollars overall on the swimming area. Supv. Goodspeed asked about opening the beach for swimming this summer; Engineer Suozzo said that this would be very difficult given the DOH concerns.

Supv. Goodspeed opened the floor for public comment stressing that individuals should be respectful of the opinions of others and not be redundant. Mr. David Bulmer asked what would have to be done this summer to reopen the beach. Engineer Suozzo said that the sanitary survey and sampling would need to be done. Supv. Goodspeed asked if this would be required for a closure of the beach; Engineer Suozzo replied that it would not although a closure plan would need to be prepared. The closure plan would require limited vehicle access, signage notifying

the public of the closure and removal of the lifeguard chair; she believed that it was probable that the bathhouse could remain if designated for other use. An estimate of cost for a closure plan was between twelve and fifteen hundred dollars. Mr. Bulmer said that the Chamber of Commerce and the Business Alliance were trying to promote a four season area and that the beach was a major part of the four season plan.

Mr. Peter Heid asked why the Army Corps of Engineers was not applied to for a permit for the pipeline; Mrs. Kelly Nessle replied that a permit was obtained from the Army Corps of Engineers. Mr. Heid asked if the water was to be returned to the creek; Engineer Suozzo replied that it would not necessarily be returned to the creek. Mr. Heid asked whose decision it was to test the swimming area water following a large rain storm; he added that this was mentioned by the DOH in their directions as not being a preferred method. Supv. Goodspeed replied that it was his decision and the decision was based upon the date of the opening of the beach and not upon the weather; he added that there was no requirement for the water to be tested. Mr. Heid said that the area is flushed annually by rain storms. Mr. Heid added that following the failure of the beach test by the DOH, it was reported that no filter had been installed on the pipe as he had requested and that the water temperature was too high. Mr. Heid asked if the "Beach" sign would be covered if it is not opened; Supv. Goodspeed replied that the DOH had not required it to be done as of yet, but that it could be done. Mr. Heid said that in the January 2009 Town Board meeting minutes that a fencing issue had been discussed. Supv. Goodspeed said that this appears to be an area of flux with the DOH. Originally, the DOH had said that it would require fencing and later Mike Shaw from the Glens Falls DOH office had said that those standards had been relaxed and Supv. Goodspeed said that he was not fully sure of those requirements. Mr. Heid asked about the insurance agency requirements; Supv. Goodspeed said that the insurance agency had indicated that if the beach was closed it should not look like it was an open operating beach.

Mr. Vanselow asked if the water from draining the pond for cleaning would be returned to the creek. Engineer Suozzo replied that the procedure would need to be raised with the regulatory agency; she added that there is a question of groundwater infiltration. Mr. James Jones said that there is enough groundwater from springs that the weeds would not be frozen enough to die. Mr. Vanselow asked what happens to the swimming area if no cleaning is done; Engineer Suozzo replied that she would expect that eutrophication, the natural aging process of a body of water will occur and the area will eventually become a bog. Mr. Vanselow suggested possibly a meadow further down the road.

Mr. Douglas Cole said that he had taken water samples to Glens Falls for several years and no coli form has been found; he suggests the use of fountains to create aeration without the addition of chemicals and it would beautify the swimming area. Mr. Peter Olesheski said that Brant Lake has a somewhat similar structure and uses a fountain for aeration. Engineer Suozzo said that prior to proposing aeration a sampling program should be done to look for dissolved oxygen at the bottom of the area and to determine if a thermocline, a temperature gradient exists in the water body. Secretary Cherie Ferguson noted that the beach at Brant Lake has also been closed and that currently there is no electricity supplied to the beach and the latest estimate to deliver electricity to the beach area was ten thousand dollars. Mrs. Kelly Nessle said that ORDA may help as they wanted electricity in that area as well and their cost estimate was three to four thousand dollars. Ms. Jill Broderick asked if adding sand would help with the water clarity.

Engineer Suozzo said that she believes that there is probably sand beneath the muck and that adding sand would probably lower the water depth by raising the base; she added that to use the dock for the purpose of diving a water depth of 8' 2" is required. Ms. Broderick asked if increased water depth would increase clarity; Engineer Suozzo replied that if the dam were higher there would be more water in the swimming area although with more water interchange there is the possibility of pesticide runoff from upstream and again she explained that testing was needed to determine the actual conditions. Supv. Goodspeed said that there had been permitting problems involved in adding sand near the edge of the beach.

Mr. Vincent Schiavone, chairman of the Youth Committee, said that the Youth Committee depends on the beach for its swimming program; he noted that it was a wonderful asset for the kids. Mr. Schiavone added that it was good for the business community as a swimming area brings in tourists.

Mr. Robert Nettle said that it was about twelve weeks until the start of the summer Youth Program and he asked if there was time enough after the ice goes out prior to the program starting to complete the sampling procedure; Engineer Suozzo replied that the sampling could be started and might possibly be finished in that time. Mr. Robert Nettle asked if the DOH would allow a waiver for some use based on a satisfactory sanitary survey; Engineer Suozzo replied that the DOH at times has allowed consent orders with conditions.

Mrs. Kelly Nettle asked Mr. Jim Jones, a local contractor, who has worked on the swimming area for the Town in the past about the possibility of draining the swimming area; Mr. Jones replied that when he had pumped the area to lower the water that if he shut off the pump overnight then by the next morning the water inside the berm had risen to the level of the stream outside the berm. Mrs. Nettle asked about pumping the water out through the drainage tube; Mr. Jones said that he had used a six inch trash pump to remove the water; he added that there was a hard gravel bottom to the swimming area; he noted that he had to continuously pump the area while working. Ms. Broderick asked if the dredging had helped with the water clarity; Mr. Jones said that it had helped with the clarity. Supv. Goodspeed said that the dredging had tried to increase the water level to more than eight feet; Mrs. Nettle said that her husband had measured it daily and that it was never less than eight feet.

Mrs. Nettle suggested introducing carp to eat the vegetation in the swimming area following a draining and cleaning also, the addition of aeration devices. Mr. Peter Olesheski said that the grass carp are not meat eaters and are very difficult to catch; he said that they can grow to thirty pounds in size. Secretary Cherie Ferguson said that historically the area has been stocked for fishing and asked if that would be continued. Supv. Goodspeed said that he was not sure. Mrs. Nettle said that one problem with the beach has been the residue from gutted fish.

Mr. Stevens said that the purpose of the berm was to lengthen the time between cleanings. Supv. Goodspeed said that the Town Board always has to think about the cost of bringing the beach back to a usable level; he added that this is a poor Town and the economy is not good, people are struggling and therefore, the cost is an important consideration. Mr. Peter Heid said that having spent two hundred and fifty thousand dollars with no result that the Town needs to be 100% certain of good results. Supv. Goodspeed said if the beach is closed it will be permanently closed. It was noted that in Hovey Pond Park in Queensbury there are no "No Swimming" signs and that the Ski Bowl Park could be used for picnicking and walks if swimming was not allowed.

Secretary Cherie Ferguson said that the “swimming” area may be sustainable as a pond with walking trails, trees and fishing access. Mrs. Kelly Nettle said that according to her figures that her property taxes would only increase by thirty three dollars annually for the maintenance of the swimming area if the cost was fifteen to twenty thousand dollars. Supv. Goodspeed said that he does not want to see an increase in the tax levy to fund this project; he expects that inflation will begin soon. Supv. Goodspeed said that many projects are desirable, but the project has to justify the expense. Mr. Vanselow said that there appear to be many unanswered questions and it is his expectation that the beach will not open for swimming in 2011 and that will allow time to build a consensus; he added that it is necessary to have the facts before making a decision. Mrs. Nettle asked if the sampling survey and a mitigation plan were needed to reopen the beach for swimming; Engineer Suozzo replied that they were needed. Mrs. Nettle asked if the development of a corrective plan was included in the estimate of cost; Engineer Suozzo replied that the plan was included, but, not the cost of remediation which the plan would detail.

(Mr. Vanselow left the meeting at 8:33pm)

Engineer Suozzo added that in order to address deficiencies that regulatory requirements and permitting will be necessary. Mrs. Nettle suggested that having spent a great deal of money on the swimming that it doesn't make a lot of sense to lose it.

(Mr. Vanselow returned to the meeting at 8:35pm)

Mr. Peter Heid said that he would like to see an example of a working plan. Mr. Peter Olesheski and Mrs. Nettle said that the sanitary survey should be started soon to determine the required corrective measures; he added that if it is not started soon the 2012 season may be lost as well. Mr. Olesheski also suggested a public referendum on the topic; Mr. James (Cork) Nester agreed. Supv. Goodspeed said that it may be possible during the general election; he did note that the room was not filled to overflowing as has been the case in some discussions. Mr. Morehouse asked if there were any other possible sites for swimming in the Town; he suggested possibly a Kellogg property site. Mrs. Nettle said that she did believe that the Hudson River was a good site to teach swimming. Mr. Peter Heid said that the regulations are easier for a river site. Mr. Vince Schiavone asked if there was a plan for a park “ranger“ to observe, advise and report about the park rules. Supv. Goodspeed said that the planning had not gotten that far. Mr. Robert Nettle said that the Town Board needs to make a decision to begin the sampling soon with the Town Board meeting only once per month through the summer. Mr. Olesheski asked if there was an optimum time for the testing to be done; Engineer Suozzo suggested that she approach the DOH to discuss the feasibility of retaining the swimming beach and report the results of the discussions to the Town Board at the May 3, meeting; she offered to do this at no cost to the Town. Mr. Vanselow said that the beach is currently closed by order of the DOH and it will remain closed until the consent of the DOH is received. Ms. Jill Broderick said that she is not happy with the closure of the road to the beach area; Supv. Goodspeed replied that the DOH doesn't want the public endangered by using the pavilion or the road. Engineer Suozzo said that the DOH can be a major aide to the Town if their suggestions are solicited. Mr. Morehouse asked if a resolution was necessary to allow Engineer Kathleen Suozzo of Delaware Operations to move forward in discussions with the DOH. Supv. Goodspeed said that it couldn't hurt.

RESOLUTION NO. 68

Mr. Morehouse presented the following resolution, and moved its passage with a second from Mr. Vanselow that the Town Board authorizes Engineer Kathleen Suozzo of Delaware Operations to contact the NYS Department of Health (DOH) to discuss the feasibility of keeping the beach/swimming area at the Ski Bowl Park operational and possible remediation measures to allow this and to report the results of her discussions to the Town Board at the May 3, regular meeting and further, it accepts her offer to perform this service at no cost to the Town. With 4 members voting in favor the resolution is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

PRIVILEGE OF THE FLOOR

Mr. William Nickerson challenged anyone to drive on Harrington Road and asked when the bridge would be reopened. Supv. Goodspeed gave Mr. Nickerson a copy of the latest communication from Delaware Operations suggesting that the bridge would be open on a few weeks; he added that the Highway Department was working very hard to finish the bridge while continuing to maintain the rest of the Town roads. Supv. Goodspeed said that there was very good communication between the engineers and the Highway Department to have the bridge completed and not to be closed again for finishing. Mr. Nickerson said that he just wants the bridge completed and reopened.

Mr. James "Cork" Nester asked about the use of the yurt at the Ski Bowl during the summer months as it is currently locked; Supv. Goodspeed said that he would look into this.

Mr. David Bulmer expressed concern that the Town Board will only be meeting one time monthly through August; he noted that many items can arise during a month. Supv. Goodspeed replied that he had spoken to a supervisor of a larger municipality prior to proposing the schedule and that he had looked at the agendas for the previous year and determined that there were few new topics during the summer months and also that special meetings could be arranged for important issues. Mr. Peter Heid commented that a pay cut could be associated with the cut in meetings.

Mr. David Bulmer informed the Town Board that he will have volunteer workers to clean the Kellogg (Waddell) buildings, but he will need to know about the Historical Society materials which are stored there; he suggested that the Town needs to take a role of designating storage areas. Supv. Goodspeed suggested that he contact the Historical Society about their items.

Mr. Robert Nettle asked about the state of the railroad contract discussions. Supv. Goodspeed explained that on Thursday there will be a special meeting on the contract; there will be a telephone conference tomorrow. The contract seems to be agreed upon in concept; one of the complicating factors is that the negotiations involve several municipal agencies (including Warren County and the Town of Corinth) and the Canadian Pacific railroad. Supv. Goodspeed said that the contract negotiations have been complicated, but they are close to being finalized in anticipation of action at the April 15, Warren County Board of Supervisors meeting. Supv. Goodspeed said that he expects either "Thomas the Tank" or a similar event as there are some concerns over the date and the operator; he added that he does not expect "Race the Train" to be cancelled unless the fund raiser committee does so. Mr. William Nickerson asked about the possibility of Iowa Pacific contributing to the replacement of the decking at the depot building in North Creek; Supv. Goodspeed replied that he believes that Iowa Pacific could be making a contribution. Supv. Goodspeed said that Iowa Pacific had a contract to purchase the rail line

from North Creek to Newcomb conditioned upon the county contract and the contract with Canadian Pacific.

Mr. Paul Loguerico informed the Town Board that he has a large group of high school students willing to volunteer labor to assist in cleaning up the Kellogg (Waddell) property on April 30; he asked if it was okay to cut brush. Supv. Goodspeed said that it was generally okay; he asked Mr. Loguerico to try to come to a meeting regarding the Kellogg property. Supv. Goodspeed said that he will reschedule the meeting as soon as possible.

Mr. David Bulmer asked if there was any news regarding the joint tenancy of the Town of Johnsburg and Warren County of the parking area near the Kellogg property. Supv. Goodspeed replied that both Warren County and the Town Of Johnsburg have a joint ownership of the parking area and that he expects that Warren County will soon sign an agreement to have the Town of Johnsburg manage that property.

Mr. Peter Olesheski mentioned that he was interested in attending the meeting on the Kellogg property, but he could not attend daytime meetings due to his job and asked that the meeting be rescheduled for a night. Supv. Goodspeed said that he expects the discussions on Kellogg property issues to begin soon and added that several individuals have asked that the meetings be during the day so as to fit their schedule as they operate their businesses at night. Mr. David Bulmer suggested that meetings be scheduled some during the day and some at night.

Mr. Robert Nessel asked if the Town Board would deal with the vacancies on the Planning Board tonight; Mr. Vanselow noted that there was a full position and an alternate position. Mrs. Kelly Nessel asked if a realtor was allowed to be a member on the Planning Board; Supv. Goodspeed doesn't believe that profession based exclusion is allowed. Mr. Peter Olesheski said that he had been approached by some of the members of the Planning Board who asked him to apply to fill the vacancy as they want the vacancy filled as soon as possible. Supv. Goodspeed said that he believed that the interview process should be followed. Following a short discussion in which it was suggested that the vacancies be filled without an interview Mr. Stevens presented a resolution to appoint Mr. Peter Olesheski at this time without an interview to the full position and Mr. James (Cork) Nester to the alternate position; no second to this proposal was received. Mr. Stevens then suggested rescheduling the start of the May 3 Town Board to 6:30pm to allow for interviews. Mr. Vanselow questioned having all the spring/summer meetings in the Wevertown Community Center and none at the Town Hall in North Creek. Mr. Stevens said that he believed that was a separate discussion for another time.

RESOLUTION NO. 69

Mr. Stevens presented the following resolution, and moved its passage with a second from Mr. Morehouse that the Town Board authorizes the rescheduling of the May 3, 2011 Town Board meeting from the originally scheduled time of 7:00pm to 6:30pm in order to allow time for additional interviews for the Planning Board vacancies; and further, that the Town Clerk is authorized to advertise for one week in the North Creek News Enterprise. With 4 members voting in favor the resolution is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays – 0

Mr. Paul Loguerico informed the Town Board that he is proposing a Youth Committee fund raising event for the Independence Day celebration at the Ski Bowl Park; the planned event is an

archery tournament for those eighteen years of age or older.

Supv. Goodspeed asked that the Town Board enter into an executive session to discuss a potential litigation matter. Supv. Goodspeed said that the executive session may or may not result in action by the Town Board.

Mr. Morehouse presented the following motion, with a second from Mr. Stevens to enter into executive session for the purpose of discussing a potential litigation matter at 9:30pm. With 4 members voting in favor, the motion is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Mr. Vanselow presented the following motion, with a second from Mr. Stevens to adjourn the executive session at 9:35pm. With 4 members voting in favor, the motion is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed explained that the Town Board has engaged in a discussion of damages to an automobile on Harrington Road and asked if anyone wished to present a resolution to pay the claim submitted for damages in the amount of \$159.36. Mr. Stevens noted that he worked with the husband of the vehicle's owner and would abstain from any discussion or action on this issue.

RESOLUTION NO. 70

Mr. Vanselow presented the following resolution and moved its passage with a second from Mr. Morehouse that the Town Board authorizes the payment of a claim for damage to an automobile in the amount of \$159.36 caused on Harrington Road and as presented to the Town of Johnsbury by Amy Miller Baugh. With 3 members voting in favor, the motion is declared carried. Ayes-3 (Morehouse, Vanselow, Goodspeed) Nays – 0 Abstained -1 (Stevens)

RESOLUTION NO. 71

Mr. Vanselow presented the following resolution and moved its passage with a second from Mr. Morehouse that the following certified bills which have been reviewed by the board members be paid: General Fund- Warrant #7G/Claims #126-154; Highway Fund- Warrant #7H/Claims #59-72; North Creek Water Dist.- Warrant #6W/Claims#28-31; Library Fund- Warrant #3L/Claims#16-20. With 4 members voting in favor, the motion is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

A motion to adjourn the meeting was presented by Mr. Vanselow with a second from Mr. Morehouse at 9:37pm. With 4 members voting in favor, the motion is declared carried. Ayes-4 (Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

The next regular Town Board meeting will be held at 6:30pm on May 3, 2011 at the Wevertown Community Center, Wevertown, NY.

Prepared by William Rawson, Town Clerk