

Town Board June 17, 2014

**Minutes of the Town of Johnsbury Regular Board Meeting  
June 17, 2014  
Held at the Tannery Pond Community Center, North Creek, New York**

Minutes of the regular meeting of the Town Board of the Town of Johnsbury held on Tuesday, June 17, 2014 at 7:00 p.m. at the Tannery Pond Community Center, North Creek, New York.

Supervisor Vanselow called the meeting to order at 7:00 p.m. and the pledge of allegiance was led by Supervisor Vanselow.

PRESENT: Ronald Vanselow -- Supervisor  
Eugene Arsenault -- Councilman  
Arnold Stevens -- Councilman  
Peter Olesheski, Jr -- Councilman - Came in at 7:04 p.m.  
Katharine Nightingale -- Councilwoman  
Jo A Smith -- Town Clerk

Guests: On attached list

***RESOLUTION # 88-14***

**APPROVAL OF MINUTES FOR MAY 20, 2014**

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault to accept the minutes of the May 20, 2014 regular Town Board Meeting as written.

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

**CORRESPONDENCE:**

- 1) A letter from Mr. Ken Murray who would like to apply for the vacant seat on the Johnsbury Planning Board. Mr. Murray has served on the Johnsbury Zoning Board of Appeals in 1995 for several years. Mr. Murray understands that his real estate business may require his recusal at certain times when conflict of interest may demand it.
- 2) A letter from Ms. Kelly Nettle Acting Chair for the Johnsbury Youth Committee. Requesting to expand the Committee to include the following: Jeremy Williams, Jake Sauer-Jones, Ed Welch, Kate Hartley and Christine Carew.
- 3) A letter from Ms. Ann Schiavone regarding Wevertown Community Center. With all of the updates and improvements that have been made at the Wevertown Community Center, she is requesting that the hardwood floor be refinished.
- 4) A letter from Ms. Evelyn Green about the Japanese Knotweed on Town Property.

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### **PLANNING BOARD VACANT SEAT**

Supervisor Vanselow asked the board their thoughts about Mr. Ken Murray to fill the vacant seat on the Planning Board.

#### ***RESOLUTION # 89 -14***

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Stevens to accept the written request, from Mr. Ken Murray, to fill the vacant seat on the Planning Board, which will expire on April 1, 2015.

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

### **WEVERTOWN COMMUNITY CENTER FLOOR**

Supervisor Vanselow asked for thoughts and if anyone knew when the last time the floor were done. Mr. Arsenault stated with them trying to improve the image and updates that they have made there, and the floors do need refinishing and thinks it's a good idea.

Ms. Cherie Ferguson stated that the building gets used 6 to 7 days a week and some days 3 to 4 times a day. Supervisor Vanselow asked Ms. Ferguson if she knew when the last time the floors had been done. Ms. Ferguson stated that they hadn't been done in the last ten years.

Supervisor Vanselow stated that he would call around to get some estimates on the refinishing of the hardwood floor.

Mr. Olesheski asked if the work crew could do it? Supervisor Vanselow stated if you don't know what you are doing and you leave a machine grinding away then you would have a mess. Mr. Olesheski stated that he would like to see estimates on it.

### **COMMITTEE REPORTS:**

Ms. Nightingale - Riverfront Park. Mr. Suozzo is working on the septic system plans. Mr. Rawson with the Water Department is working on getting estimates to put the water line in. Which will come from Main Street, drilled under the tracks.

Ms. Nightingale has been in contact with Storiad Boards regarding the removal of the Scales Building and the Red Barn behind the Town Hall. She isn't sure about the Scales Building if it would be re-usable because of the cat urine. The Red Barn on the right hand side are some trees that would have to come down.

Ms. Nightingale also went on the state that she is in the process of hiring two bands for Thursday night free concert night, August 14, 2014 at the Ski Bowl.

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### **TOWN HALL / LIBRARY ROOF BID**

Supervisor Vanselow stated also in building, the Library Director applied for and received a construction grant award in the amount of \$39,225 for the roof and they have also raised another \$7,000. This puts us at \$46,000 and change. It is supposed to begin in 180 days, Supervisor Vanselow is suggesting to put it out for bid again.

#### ***RESOLUTION # 90 -14***

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Olesheski to put the Town Hall / Library Roof out to bid again, with a bid opening, July 15, 2014 at 7:00 p.m.

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

#### **OLD BUSINESS:**

#### **YOUTH COMMITTEE BOARD**

Supervisor Vanselow asked Ms. Nettle. Currently they have a seven member Youth Committee, you have two vacancies, so you have five current members, she provided the Board with a list of five names, is Ms. Nettle looking for a ten member board. Ms. Nettle stated that she was. Supervisor Vanselow asked if she thought that was workable. Ms. Nettle said yes. Supervisor Vanselow asked Ms. Nettle what the Board would have to do, to change the number of board members. Ms. Nettle believes you can change it via resolution. Supervisor Vanselow stated that it makes it hard to get a quorum. Mr. Arsenault stated that was what he was thinking. Mr. Olesheski asked when the meeting day was. Ms. Nettle stated that it was changing and they were meeting on July 2nd. Mr. Olesheski stated that he still wants to be a liaison and they would need 6 out of 10 for a quorum. Ms. Nettle doesn't see that as a problem. Mr. Olesheski stated that the committee doesn't make any real decision on their own they always go to the Town Board with their recommendations and the Board decides. Ms. Nettle stated not always, they do make decisions and act upon them. They have money usually left over from the Youth Program and they have applied that to, someone who wants to go to the dome to play soccer for something like that. Mr. Olesheski stated that it seems to him that the major things the Board approves. Ms. Nettle stated yes they do, but the committee also makes decisions. Mr. Olesheski would like the Town to explore what is the responsibility of the Youth Committee.

#### ***RESOLUTION # 91 -14***

Mr. Olesheski presented the following resolution and moved its passage with a second from Mr. Stevens to make the Youth Committee a 10 member committee and to accept the following names to the committee: Jeremy Williams, Jake Sauer-Jones, Ed Welch, Kate Hartley and Christine Carew.

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

**JOHNSBURG YOUTH PROGRAM LIST OF HIRES**

Supervisor Vanselow stated that the Johnsbury Youth Committee had submitted a list of hires for the Johnsbury Youth Program for this summer. Ann Dingman, Program Director; Phil Goodman, Assistant Director; Cheryl Hayes, Arts N Crafts Director; Anna Goodman, Route & Trip Bus Driver; Cathy Allen, 2nd Trip Bus Driver; Nicole Calvert, Counselor; Sam Cleveland, Counselor; Kora Millington, Counselor; Nicole Bohannon, Counselor; Emmalee Ellsworth, Counselor; Austin Washburn, Counselor; Alternates: Mikayla Denno; Chelsea Clark

Supervisor Vanselow went on to state that there were no wages listed and the minimum wage is \$8.00 an hour now. Supervisor Vanselow went on to state that he would like to do the hires tonight and that they all would be raised to at least \$8.00 an hour and some might have other adjustments. Supervisor Vanselow is sure that they would like to know how much they are making. Ms. Ferguson stated that she will send out letters and will call all to let them know that they have been hired. Mr. Olesheski stated so you want to approve the hires without knowing the wages. Supervisor Vanselow stated that we don't have the pay information at this time and he doesn't think it's going to break the bank. Ms. Ferguson stated that the Bus Drivers get school bus rates which is like \$18.00 an hour and Cathy Allen is just an extra like when they do their field trips and need another bus. Ms. Ferguson went on to stated that there is one new girl this year, two that are second year returning, so they would be your \$8.00 an hour people and the others have been there a while so they would be making \$8.25 to \$8.50 and she isn't sure what Ms. Dingman and Mr. Goodman's salary is, because it has never been on the list.

Ms. Ann Dingman stated that her and Mr. Phil Goodman are paid salary. Supervisor Vanselow stated that Mr. Olesheski could look at it this way, there is a difference of seventy-five cents from the old minimum wage to the new, so nobody will be getting a raise hire that seventy-five cents an hour. Mr. Olesheski asked if when the budget was put together did it figure in for the minimum wage going up. Supervisor Vanselow wasn't sure if they did or not. Mr. Olesheski also stated that he doesn't like to go in blind, with no wages. Mr. Olesheski expects more from the Youth Committee, all of the information needs to be presented. Ms. Ferguson stated that Ms. Dingman wasn't sure if she was even going to be re-hired. Mr. Olesheski stated that maybe then they need to appoint the directors ahead of time, so then they can present the information to the board.

Ms. Nettle stated that this year was unusual because of Mr. Schiavone resigning, the youth committee decided not to interview, Ms. Dingman already had pick up the applications from the school and then the town wanting to advertise for help.

**RESOLUTION # 92 -14**

Mr. Olesheski presented the following resolution and moved its passage with a second from Ms. Nightingale to hire the following for the Youth Program Ann Dingman, Program director; Phil Goodman, Assistant Director; Cheryl Hayes, Arts N Crafts Director; Anna Goodman, Route &

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Trip Bus Driver; Cathy Allen, 2nd Trip Bus Driver; Nicole Calvert, Counselor; Sam Cleveland, Counselor; Kora Millington, Counselor; Nicole Bohannon, Counselor; Emmalee Ellsworth, Counselor; Austin Washburn, Counselor; Alternates: Mikayla Denno; Chelsea Clark

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

**RATIFICATION FOR TOWN BOARD OF HEALTH ACTION**

Supervisor Vanselow asked for ratification for employing Dr. Ruge for a site visit.

**RESOLUTION # 93 -14**

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Olesheski to except the Town Board of Health Action for Dr. Ruge to do a site visit.

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Olesheski, Nightingale, Vanselow) 1 - Abstained - Stevens

**RATIFICATION FOR SURPLUS PROPERTY**

Supervisor Vanselow stated at the last meeting it was discussed declaring old equipment which is located over at the Town Garage Surplus Property. At that time we didn't have a list. A list has been supplied from the Superintendent of Highways Mr. Dan Hitchcock regarding old equipment in which Mr. Hitchcock would like declared Surplus Property.

- 1 - 1993 - Ford L9000 Dump Truck
- 1 - 1991 - Chevy 2500 Pick Up
- 1 - 1995 - 2 - Ford L9000 Dump Truck
- 1 - 1995 - 3 - Ford L9000 Dump Truck
- 1 - 1985 - John Deere Tractor w/Cab, Mower & Broom
- 1 - 1977 - International 530 Loader
- 1 - 1966 - Kaiser - Yellow
- 1 - 1953 - Kaiser - Yellow
- 1 - 1966 - Kaiser - Green
- 1 - Tag Along Broom
- 1 - 1999 - Dodge 2500 pickup
- 1 - 1994 Ford F250 Pickup
- 1 - Tandem Sander
- 4 - Tandem boxes
- 1 - 10' box

Parks & Rec

- 1 - 1996 - F350
- 1 - 1994 - F150

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Mr. Arsenault asked what Mr. Hitchcock would be doing with the surplus. Supervisor Vanselow stated that Mr. Hitchcock would be selling them or trading them. Mr. Arsenault asked if Mr. Hitchcock had interested parties. Supervisor Vanselow state yes, partially in trading for highway materials. Mr. Olesheski stated so we declare them a surplus, but they are still an asset of the town, and he knows that there have been other times that he has been questioned about taking a town assets and not having a public auction or something like that. Supervisor Vanselow stated this was done on the recommendation from the Associations of Towns Attorney.

Mr. James Jones stated if you have all of this equipment why don't you sell it at an auction. Last time they did it they made more money than expected and if you are trading who's putting the value on the equipment. Supervisor Vanselow stated that he was doing as requested by the Superintendent of Highways declaring them surplus property.

Mr. Olesheski worries, making them surplus items that seems fine but then by doing that does the board lose control over the items after they are declared surplus.

Supervisor Vanselow stated that he would talk with Mr. Hitchcock regarding the concerns. Ms. Nightingale also stated that she would talk with Mr. Hitchcock.

Mr. Nettle stated that like the 1977 International loader it could have very valuable components on it and could make a lot of money. Just like the trucks, the motor might be gone but the transmission is still good. The county always auction's their surplus property off.

#### ***RESOLUTION # 94 -14***

Mr. Stevens presented the following resolution and moved its passage with a second from Ms. Nightingale to declare the above list from the Highway Superintendent Mr. Daniel Hitchcock as surplus property.

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

#### **NATIONAL GRID ENERGY SAVINGS PROPOSAL**

Supervisor Vanselow stated that he received a Proposal from National Grid Energy about updating the lighting in the highway garage. In a little less than 2 years it would pay for its self.

Ms. Ferguson stated that the North Creek Fire Commissions did quotes and found a local contractor who would do it for a little less. Mr. Arsenault asked if it had been done yet and how it turned out. Ms. Ferguson stated yes it was done and it turned out good. Supervisor Vanselow stated that he would like to get quotes from local contractors to compare to the proposal. Mr. Arsenault: stated and a local contractor did it for less? Ms. Ferguson yes they did.

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**BARTON MINES ROADWORK - EMERGENCY DECLARATION**

Supervisor Vanselow stated that they received a letter from Cedarwood Engineering Services dated June 11, 2014 regarding the Barton Mines Road. Based upon Mr. Suozzo's observations erosion channels between the road and Balm of Gilead Brook have increased in width and depth, likely due to the spring thaw and additional runoff. The current condition of the erosion channels presents a threat to the use of Barton Mines Road and will likely lead to erosion of the pavement material. Mr. Suozzo's opinion that an emergency situation should be declared for the area and corrective measures should be taken before additional damage occurs.

Mr. Arsenault asked if we would get reimbursed. Supervisor Vanselow stated yes through FEMA.

**RESOLUTION # 95 -14**

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault to declare the Barton Mines Road in a state of emergency repair do to the erosion channels between the road and Balm of Gilead Brook.

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

**PROCUREMENT POLICY UPDATE**

Supervisor Vanselow stated that the Town Clerk has been working on updating our Bidding Procurement policy. The biggest change is the updated amounts on the bid levels, it was \$10,000 and \$20,000 and now it is \$20,000 and \$35,000. Also, a paragraph explaining the Public Works and Purchase Contracts.

**RESOLUTION # 96 -14**

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Stevens to accept the updated Procurements Policy.

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**NON-BID PROCUREMENTS PROCEDURES CHART / WORKSHEET**

<u>Expected Cost Of Procurement</u>	<u>Documented Quotes Required*</u>	<u>Other Requirements</u>
Purchases under \$300	NONE	Voucher / Purchase Order
\$300 - \$999	NONE	Voucher / Purchase Order Co-Signed by Bookkeeper
\$1,000 - \$2,999	2 or 3 Verbal	Voucher / Purchase Order Co-Signed by Bookkeeper
\$3,000 - \$4,999	2 Written	Voucher / Purchase Order

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Co-Signed by Supervisor

\$5,000 & Over

3+ Written

Voucher / Purchase Order  
Approval of Town Board  
Co-Signed by Supervisor

\* References to current catalog or state / county contract prices may be used.

For each quote, enter vendor name, telephone number, and result of solicitation  
Enter additional information on back of form

Quote #1: Telephone # \_\_\_\_\_ Notes: \_\_\_\_\_  
Name: \_\_\_\_\_  
Cost \$ \_\_\_\_\_

Quote #2: : Telephone # \_\_\_\_\_ Notes: \_\_\_\_\_  
Name: \_\_\_\_\_  
Cost \$ \_\_\_\_\_

Quote #3: : Telephone # \_\_\_\_\_ Notes: \_\_\_\_\_  
Name: \_\_\_\_\_  
Cost \$ \_\_\_\_\_

Quote #4: : Telephone # \_\_\_\_\_ Notes: \_\_\_\_\_  
Name: \_\_\_\_\_  
Cost \$ \_\_\_\_\_

This resolution sets forth the policies and procedures of the Town of Johnsbury to meet the requirements of General Municipal Law, Section 104-b.

**PURPOSE**

Goods and services which are not required by law to be procured pursuant to competitive bidding must be procured in a manner so as to assure the prudent and economical use of public monies, in the best interests of the taxpayers, to facilitate the acquisition of goods and services of maximum quality at the lowest possible cost under the circumstances, and to guard against favoritism, improvidence, extravagance, fraud and corruption. To further these objectives, the Town Board is adopting internal policies and procedures governing all procurements of goods and services which are not required to be procured pursuant to the competitive bidding requirements of General Municipal Law, Section 103 or any other general, special or local law.

**PUBLIC WORKS AND PURCHASE CONTRACTS**

When required by a General Municipal Law §103, all contracts for public works and all purchase contracts must be awarded to the lowest responsible bidder after advertising for bids. The State Comptroller's Office has opined that the term "**Public Works**" encompasses contracts for services, labor or construction and the term "**Purchase**" applies to the procurement of commodities, materials, equipment and supplies. (Opn. St. Comp. No. 87-46) (Town Law Manual page 73 §5-33)

**PROCEDURE FOR DETERMINING WHETHER PROCUREMENTS ARE SUBJECT TO BIDDING**

The Superintendents of Highways, Parks and Buildings, and the North Creek Water District will make the initial determination of which procurements for their departments may require competitive bidding. The Town Supervisor will make the determination for all other departments. A report will be submitted to the Town Board by each responsible person, by the end of each year, listing all budgeted procurements that may be expected to exceed **\$5,000** in the coming year. The probable application, if any, of statutory exemptions from the limits of **\$20,000** for procurements predominantly for goods or **\$35,000** for those predominantly for services, should be noted on the list.



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Unbudgeted expenses exceeding **\$5,000** shall be reported to the Town Board as they become necessary. The Board will make the final determination of whether or not to require bidding for any of these procurement.

### **STATUTORY EXCEPTIONS FROM THESE POLICIES AND PROCEDURES**

Except for procurements made pursuant to General Municipal Law, Section 103(3) (County Contracts) or Section 104 (State Contract), State Finance Law, Section 175-b (from agencies for the blind or severely handicapped), Correction Law, Section 186 (articles manufactured in correctional institutions), or items excepted herein (see below), alternative proposals or quotations for goods and services shall be secured by use of verbal quotations, written quotations or requests for proposals, or any other method of procurement which furthers the purposes of General Municipal Law, Section 104-b.

### **EXCEPTIONS TO FORMAL BID**

**The following items are not subject to competitive bidding pursuant to §103 of the General Municipal Law:**

- 1. Purchase contracts under \$20,000**
- 2. Public Works Contracts under \$35,000**
- 3. Emergency purchases**
- 4. Certain municipal hospital purchases**
- 5. Goods purchased from agencies for the blind or severely handicapped**
- 6. Goods Purchased from correctional institutions**
- 7. Purchases under state and county contracts**
- 8. Surplus and secondhand purchases from another governmental entity.**

### **METHODS OF COMPETITION AND DOCUMENTATION TO BE USED FOR NON-BID PROCUREMENTS**

The specification of procedures for non-bid procurements will be incorporated in a chart and worksheet (a copy of which is attached hereto) which shall be updated periodically as is found necessary and practical, with any changes to be approved by resolution of the Town Board. The procedures followed will be documented by filing the worksheets with claims for payment for any procurements requiring the solicitation of quotes.

### **AWARDS TO OTHER THAN LOWEST RESPONSIBLE DOLLAR OFFERER**

Whenever any contract is awarded to other than the lowest responsible dollar offer, the reasons such an award furthers the purpose of General Municipal Law, Section 104-b as set forth herein above shall be document by entering the full explanation on the back of the procedures chart / worksheet. (3/20/2007 Approved)

### **ITEMS EXCEPTED FROM POLICIES AND PROCEDURES BY THE BOARD**

The Board sets forth the following circumstances when, or types of procurements for which, in the sole discretion of the Town Board, the solicitation of alternative proposals or quotes will not be in the best interest of the Town of Johnsburg.

1. Emergencies where time is a crucial factor.
2. Single-source items, for which there is no possibility of competition.
3. Professional Services.
4. Very small procurements, for which solicitations of competition would not be cost effective.

### **INPUT FROM OFFICERS**

Comments concerning the policies and procedures shall have been solicited from officers of the Town of Johnsburg involved in the procurement process prior to the passing of this resolution, and will be solicited from time to time

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hereafter.

### **ANNUAL REVIEW**

The Town Board shall annually review these policies and procedures. The Town Supervisor shall be responsible for conducting an annual review of the procurement policy and for an evaluation of the internal control structure established to ensure compliance with the procurement policy.

### **UNINTENTIONAL FAILURE TO COMPLY**

The unintentional failure to comply fully with the provisions of this General Municipal Law, Section 104-b shall not be grounds to void action taken or give rise to a cause of action against the Town of Johnsbury or any officer or employee thereof.

### **TOWN OF JOHNSBURG TOWN BOARD MEETING MARCH 1, 2011**

**RESOLUTION NO. 49** - Mr. Vanselow presented the following resolution and moved its passage with a second from Mr. Arsenault to authorize the Superintendent of Highways to individually sign vouchers for purchases up to the amount of seven hundred and fifty dollars (\$750.00) if the funds exist in the budget. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays –0

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

### **JAPANESE KNOTWEED**

Supervisor Vanselow asked Ms. Evelyn Greene to explain about the Japanese Knotweed. Ms. Greene stated that last year was the first year that we had substantial time spent on injecting Japanese Knotweed with herbicide and it was quite successful, though we did some of the treating too late in the season. It needs to be done when the plant is sending the food it has made during the summer season back down to the roots to store it for the next year.

Many townspeople need some retreatment of sprouting plants to finish the job of eradicating this persistent weed. Many have been fighting the stuff for decades, hate it with a passion, but this is a tough species to eradicate as it can re grow from the nodes if they are broken off, and from bits of root which are left when people try to dig it up.

There are other priority sites in town -- on running water such as the former Elliot Monter stream leading into the Depot, from which it has spread to the area next to the parking lot. the biggest (soon to be) town-owned infestation may be near the Depot barns on the river shore, but the south shore of Goose Pond is thick with it also.

This whole project has been funded in the past through an Inlet project, with the town clerk volunteering her time and some major grants funded by the APA. But now we have to depend mostly on donations from people who benefit and the cost is about \$50 an hour. A big infestation can take 8 hours to treat. Inlet is generously allowing us time again this year, though considerable less than last year.

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There are huge amounts of knotweed in the Town of Johnsbury, though not everyone is anxious to get rid of it and it is not all in danger of spreading to where it is not wanted. Luckily it does not seem to make fertile seeds so it is not spread by birds or other animals.

May townspeople are very happy to have gotten rid of most of theirs the first year. It is time Warren County and / or the towns start funding their own projects, with priority being where it can be spread easily, such as by mowing along roads and along waterways. a high percentage of New England streams are not unusable by the public and wildlife because of the dense barrier caused by Japanese Knotweed.

Participants have to sign a permission form holding everyone involved harmless, but as usually the herbicide is taken down into the roots from a single injections in the stem, with some spraying of leaves only where the plant is too small to inject, there is little risk of affecting other plants. I am the Main coordinator in Johnsbury, with Judy Brown being very knowledgeable also. For questions about the project go to "noknotweed.org".

Supervisor Vanselow stated that where Ms. Greene was taking about at the Depot that is county land. Ms. Nightingale stated that for along the river at the Depot maybe Ms. Greene could check with Justin he is the manager of the Depot.

8:00 P.M. Supervisor Vanselow left and 8:03 returned.

Ms. Green is looking for permission to treat the Knotweed by the Goose Pond.

Supervisor Vanselow stated that they might be able to budget for it every year to be treated on Town Property only.

Mr. Arsenault Left at 8:08 p.m. and returned at 8:09 p.m.

Mr. Olesheski thinks treating on Town Property is good, and he would like to sit down with Ms. Green and Ms. Brown and discuss this.

### **NEW BUSINESS**

#### **SUPERVISORS MONTHLY REPORT**

Supervisor Vanselow noted that the Supervisor monthly report was in the boards packets.

#### **ZEO MONTHLY REPORT**

Supervisor Vanselow noted that the ZEO monthly report was in the boards packets.

#### **ACO MONTHLY REPORT**

Supervisor Vanselow noted that the ACO monthly report was in the boards packets.

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**RATIFICATION FOR PETE'S AHH - INDEPENDENCE DAY SPECIAL LIQUOR LICENSE**

Supervisor Vanselow asked for ratification for Pete's Ahh Independence Day Special Liquor License.

***RESOLUTION # 97-14***

Mr. Olesheski presented the following resolution and moved its passage with a second from Ms. Nightingale to accept the retroactive approval where Supervisor Vanselow signed the Pete's Ahh Special Permit to sell beer at the Independence Day Celebration .

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Nightingale, Olesheski, Vanselow) Nays - 1 (Stevens) Mr. Stevens is opposed

**PRIVATE ROAD ACKNOWLEDGMENT**

Supervisor Vanselow requested that Mr. Christian Holt, Assessor to explain about the road.

Mr. Holt stated that a request has been made to the county by a new property owner to assign a 911 address to a previously land-locked parcel. This parcel Tax Map #115.-1-16, owner Ludovico off the top portion of Edwards Hill road and in accessed by a private road which runs from Edwards Hill road through Parcel's Tax Map #115.-1-6, Owner Allen and parcel Tax Map #115.-1-7, owner Morehouse. Ms. Holt is requesting that the town board passes a resolution to recognize the existence of this road and so name it Sugar Hill Road. This is not to be regarded as a step toward acceptance of the road by the Town for maintenance.

***RESOLUTION #99 -14***

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Olesheski that the Town Board recognizes the existence of a private road to be named "SUGAR HILL ROAD" located parcel Tax Map #115.-1-16, owner Ludovico off the top portion of Edwards Hill road and in accessed by a private road which runs from Edwards Hill road through Parcel's Tax Map #115.-1-6, Owner Allen and parcel Tax Map #115.-1-7, owner Morehouse. This is not to be regarded as a step toward acceptance of the road by the Town for maintenance.

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

**STREET DELIVERY VS PO BOX**

Supervisor Vanselow explained that we can have our mail delivered to the Town Hall located at 219 Main Street, and we have been paying \$70 every 6 months for a PO Box. Ms. Ferguson stated that it has been asked over the years to have delivery at the Town Hall and they stated they

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couldn't stop there. Supervisor Vanselow stated that they would forward our mail for 6 months. Ms. Ferguson explained that they will park in the parking lot and come in and hand it to someone.

### **BUDGET AMENDMENTS**

Supervisor Vanselow explained there are a couple Budget Amendments the first is to allocate contingency funds as needed to over budgeted accounts / Parks CE for Little League Dug outs and EQ for riding mower. Next is moving cemetery mowing appropriation to Parks Personnel to cover them doing the mowing.

### ***RESOLUTION #100 -14***

Mr. Olesheski, presented the following resolution, and moved its passage with a second from Mr. Arsenault, to accept and approve the following Amendments to the 2014 Town Budget:

#### Budget Amendments June,2014

1	Personnel CE	A14304	\$2,000.00	
	Parks CE	A71104	\$12,000.00	
	Parks EQ	A71102	\$2,500.00	
	Contingency	A19904		\$16,500.00

Allocate Contingency Funds as needed to over budget accounts  
(Parks CE--Little League Dugouts/Parks EQ--riding  
mower)

2	Parks PS	A71101	\$15,000.00	
	Cemeteries CE	A88104		\$15,000.00

Move Cemetery Mowing Appropriation to Parks/PT Parks  
Personnel  
are doing mowing.

3	Machinery CE	DA51304	\$11,558.19	
	Highway Fund Balance	DA 915		\$11,558.19

Re-appropriate Denton Property Clean-up Funds Received for  
purchase  
of 2 York Rakes. Board Resolution 71-14 (May 6,  
2012)

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

Town Board June 17, 2014

***RESOLUTION # 101-14***

Mr. Arsenault presented the following resolution and moved its passage with a second from Ms. Nightingale that that the following certified bills which have been reviewed by the board members be paid:

**General Fund** - (Total \$ 36,085.17 + Claim # 14-452 National Grid \$2,273.59 Paid - Claim # 14-453 North Creek Postmaster has been voided in the amount of \$140.00 Adjusted Total \$38,218.76) Claim # 14-454 to 14-478; 14-489 to 14-493; 14-520 to 14-523; 14-528 to 14-532; 14-539

**Highway Fund** - (Total \$ 56,036.15) Claim #14-478 to 14-488; 14-494 to 14-511; 14-520 to 14-521; 14-533 to 15-538

**Capital Projects Fund** - (Total \$ 867.09) Claim # 14-517 to 14-519

**North Creek Water District** - (Total \$ 6,061.87) Claim # 14-520; 14-524 to 14-527

**Library Fund** - (Total \$ 1,754.85) Claim #14-513 to 14-516; 14-521

**Trust & Agency** - (Total \$3,663.24) Claim #14-512; 14-520 to 14-521

**Total all warrants \$ 104,468.37 + 2,273.59 - 140.00 = 106,60196.**

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

(NOTE: General Fund \$9,516.16 claim #14-446 TO 14-448; 14-450 / Highway Fund \$12,247.81 Claim #14-446; 14-447; 14-449 / Water District \$495.00 Claim #14-447 / Public Library \$760.63 Claim #14-446 / Trust & Agency \$3,291.84 claim #14-446; 14-447 Totaling \$26,311.44 authorized by all board members via e-mail to pay)

**PRIVILEGE OF THE FLOOR**

Ms. Ferguson stated that Warren County announced tonight that the Wevertown Fire District has been dissolved.

Ms. Nessle asked about getting on the next meeting for the EMS Tax District. Supervisor Vanselow stated that he would like to do a "Special Meeting" for the EMS and Fire Companies. Ms. Nessle asked if they would like written material ahead of time. The board all responded that they would like that. Mr. Arsenault asked if they ever found out more information on all of this. Supervisor Vanselow stated that yes, that he has spoken with Mr. Pinsky and it would be set up that he would be at the meeting because all of the Fire Companies want to talk about that. Mr. Arsenault was wondering if it would be beneficial to have information before hand that they could read through to understand better.

Town Board June 17, 2014

Mr. Nettle stated that it's nice seeing more help for the Parks and the mowing is getting done and everything looks wonderful.

A motion to adjourn the meeting was presented by Mr. Stevens with a second from Mr. Arsenault at 8:42 p.m.

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

The Town Board regular meeting will be held at 7:00 p.m. on July 15, 2014, at the Tannery Pond, Main Street, North Creek, New York.

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Prepared by Jo A Smith, Town Clerk

### MEETING ATTENDANCE SIGN-IN

MEETING DATE: June 17, 2014

LOCATION: Tannery Pond Community Center

Please PRINT name and address clearly to assure the correct spelling in the minutes of this meeting.

1	Cherie Ferguson	North Creek
2	Shannon Putman	"
3	SANDRA RACICOT	WEVERTOWN
4	Evelyn Greene	No. Creek
5	STEVE HAYES	NO. CREEK
6	Ken Sigman	
7	Jim Jones	Johnsburg
8	CHRISTIAN HOLT	J-Burg
9	Kelly Hively	J Burg
10	ROBERT NESTLE	J. BURG
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