

**Minutes of the Town of Johnsburg Regular Board Meeting June 18, 2013  
Held at the Tannery Pond Community Center, North Creek, NY**

Minutes of the regular meeting of the Town Board of the Town of Johnsburg held on Tuesday, June 18, 2013 at 7:00PM at the Tannery Pond Community Center, North Creek, 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: Supervisor Ronald Vanselow; Town Councilmen/ Eugene Arsenault, Katharine Nightingale, Peter Olesheski, Jr, Arnold Stevens; Deputy Town Clerk/ Jo Ann Smith.

Guests: On attached list

**RESOLUTION NO. 93**

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault to accept the minutes of the June 4, 2013 regular Town Board Meeting as written. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

**CORRESPONDENCE:**

1. A letter from the North Country Hardship Fund, Inc. requesting an extension of the hours of the Ski Bowl Park until midnight on August 3rd for their fundraising event called "Wayne Stock VI".
2. A letter from the Johnsburg Emergency Squad, Inc. for consideration of ownership and renovation of the building in which they reside in now. They are willing to work with the Town to help provide similar community space now available and restroom access for the baseball teams would also be preserved.

Supervisor Vanselow said that the Curfew Waiver request was down under New Business but could be discuss at this time. Mr. Olesheski asked if there would be camping also and why they didn't ask for all of it at once. Supervisor Vanselow said yes, but limited and that is why it was not mentioned in their request.

**RESOLUTION NO. 94**

Mr. Olesheski 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, 2013 for the North Country Hardship Fund, Inc. Wayne Stock VI fundraiser. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Supervisor Vanselow the EMS Scout Hall. A few years back it was requested to extend the foot print at the Scout Hall. This was not a popular idea, but this is a different request. Ms. Nightingale stated that they were just looking for other options and why not come to

the board with options. Mr. Olesheski doesn't think that there proposal is all that bad. He is in favor of giving more space and the town has so many buildings that they have to maintain it would be one less. The idea of having ownership of the building go the EMS and the Town could work out some kind of use agreement, so that the public could still hold their events there and still have access to the restrooms for the baseball teams.

Supervisor Vanselow stated that Ms. Nettle had spoke with him after writing the letter. It is going to cost them well over a hundred thousand dollars just for site prep before they start building. She proposed that they build a new public use piece to the scout hall. We do have a lot of building but we don't have any other building on that end of the town and that building does get a lot of use and if no access a lot of people would be complaining. If the EMS took over the building and managed the use of it.

Mr. Olesheski stated that we have kind off done this already with the Ski Bowl Building and ORDA and that maybe we could do that sort of thing. He likes the idea of being open and exploring all of the options. It would be one less building that Parks would have to take care of and for the cleaner to clean. Mr. Olesheski would like to look into this more.

Mr. Stevens thinks it would be good because it would cut down a lot of cost to the town, maintenance, heat, etc and if they are to provide us with an equal amount of public access space - the new public access space he believes would be greatly upgraded. This would be a lot cheaper and less for us to maintain, he is all in favor of talking about it.

Supervisor Vanselow asked if it should be referred to the buildings committee.

Mr. Stevens would like to leave it in their lap and if they want to discuss it further for them to contact the board.

Supervisor Vanselow said that there are other options like by the North Creek Fire House.

Ms. Nettle entered the 7:12 pm and Supervisor Vanselow told her they were discussing her letter and to have the EMS get in touch with them to discuss more.

#### COMMITTEE REPORTS:

#### OLD BUSINESS:

Front Street - Bond Reduction Request - Supervisor Vanselow when they put in their waste water system a couple of years ago, we had a discussion about an operations and maintenance bond. What they agreed to do, was examine the cost year to year. They have a set of numbers and have discussed a possibility of a bond reduction with the Suozzo's and Supervisor Vanselow we currently hold \$63,000, Tom Suozzo said they feel comfortable reducing that amount to \$25,000 so the request is to cut loose \$38,000

#### RESOLUTION NO. 95

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Arsenault to accept Front Streets Bond Reduction Request from \$63,000 to \$25,000 . With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Retro approval for Pete's Ahh Special Permit - Supervisor Vanselow received a rush request for a special permit to sell beer at the Independence Day Celebration. Supervisor Vanselow signed that and is looking for retroactive approval

#### RESOLUTION NO. 96

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 to this, he feels no alcoholic beverages should be sold in a public park.

Mr. Nessel also agrees with Mr. Stevens, and that smoking should also be prohibited in the public park.

Ms. Ferguson said that there are other parks, Aviation Mall and Gore Mountain that don't allow smoking on the facility, that you have to go out in the parking lot.

Supervisor Vanselow stated that we went out to bid last year on the ceiling work at Wevertown Community Center and we ended up doing that ourselves. The state is requesting that if the bid has been canceled that we need to submit a cancellation of the project to them.

#### RESOLUTION NO. 97

Mr. Olesheski presented the following resolution and moved its passage with a second from Mr. Arsenault to submit to the state the Cancellation of Project for the ceiling bid for Wevertown Community Center. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Ms Nightingale regarding the Scales Building. Last year on July 3rd she brought this up that the committee for the River Front Park had come up with the conclusion to take down the scales building due to the cost of stabilizing the building. There are another two buildings in that area The Grain and Stables building. Cedar Woods opinion the building should be demolished due to the condition that it is in. It would take one hundred fifty thousand dollars just to stabilize the building in which 70% of the columns etc would need to be replaced. In 1976 the Stable Building was put on the Historical Register. The Scales Building and the Grain Building are not on the register. Mrs. Michele SanAntonio is

checking into why the other two buildings were not put on the register. Without it being on the Historical Register it is much easier to have the building removed. The Grant money doesn't cover taking the building down and the grant money that was awarded in the amount of one hundred sixty thousand dollars was for just stabilizing that building. However that money could be put to better use for like bathrooms or other things down there that the grant money hadn't even covered. After, talking to Mr. Wayne Lamont at the county and the state they said that the Town needs to pass a resolution to take the building down. Ms. Nightingale believes this needs to go out for public discussion.

Supervisor Vanselow asked what the cost would be to remove the building.

Ms. Nightingale said that they don't know what the cost would be. One quote was thirty to forty thousand dollars, but if they could get volunteers to take it down then it would be just the cost of getting rid of the materials. An asbestos test was done and there is no asbestos in the building.

Mr. Olesheski believes that there will be people in town that won't want the building removed but it is the most logical thing to do.

Ms. Nightingale was wondering if they could work the resolution that yes we are willing to take it down depending on the cost just to get the approval to use the grant money on different items. If the state won't do that, then she believes, that they would want to leave the building there.

Supervisor Vanselow then the hundred forty or hundred and sixty is locked up in that building until we decide

Ms. Nightingale that is correct and Wayne has lead her to believe all year that it wasn't going to be a problem, and she had given him all the paper work that he needed. Ms. Nightingale asked him to double check with the state and now Mr. Lamont is saying that a resolution is needed. Do we want to have a public meeting so if anyone wants to come and say that the building has historical significant and should stay. She can in vision putting a pavilion there with an elevated platform for bands and if the historical value is the style of the rafters and things then design it that way and if the scale is important then leaving that behind as a historical value. The engineer says take the building down she thinks that is very significant.

Mr. Arsenault asked about the time frame.

Ms. Nightingale we should be starting to use some of the grant money down there this year because the final year down there is 2014. Mr. Arsenault asked how much was the total grant. Ms. Nightingale said it was two hundred sixty in which they have already spent some of it on other projects. also, some of this money will be used on the Street Scape project because that wraps around onto that property down there.

Ms. Kelly Nettle asked if there was even a use for that building and if not why would they even keep it.

Ms. Nightingale said that it would be used for office space, bathrooms or other Town related things.

Mr. Bob Nettle said when he contacted Albany about the historical register of buildings down there, none of the three were on it. the only building that is on it was a railroad building, none of the Waddell buildings were on it. Mr. Nettle is in favor of getting rid of the building and whatever resolution that they come up with he would say to resolve to remove the building and that leaves you open to different way to remove the building. Maybe, it could be put in a pile and have the North Creek fire Department come in and burn it.

Mr. Olesheski is in favor of taking the building down, but believes that the public does need to be notified. Via Web site, Facebook, Etc. so if people would like to come to the next meeting to express their thoughts they could do so.

Mr. Arsenault believes that would be a good idea that way people can come and they can revisit the plain and talk about.

Ms. Ferguson was wondering if it would need to be advertised for 30 days and voted on, would need to contact Tony Jordon Towns Attorney for advice.

Mr. Nettle suggested declaring the building as unneeded like you would do with a truck.

Ms. Ferguson that would be like surplus property and we would have to do a referendum.

Supervisor Vanselow would like to table it until the next board meeting in July.

#### NEW BUSINESS:

Supervisor Vanselow explained that the Supervisor's Monthly Report, for May 2013 was in the Town Board members' packets.

Uniform Notice of Claims Act Paper Work, Supervisor Vanselow explained that If a person wants to sue the Town as it is now you serve the Town and usually that is done at the Clerk's Office this Act allows people to serve the Secretary to State who then serves the Town. They just put a middle man in there. There is a sample resolution in there designating the person who will serve in this function. Most likely it would be the Clerk to get served by The Secretary to State. Supervisor Vanselow stated this is the law now and that he talked with Mr. Tony Jordon today regarding it. It simply is naming a person to serve.

## RESOLUTION NO. 98

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Stevens to name Supervisor Vanselow to receive notices of claims served upon the Secretary of State as the authorized person.

WHEREAS General Municipal Law, §53 requires towns to file a certificate with the Secretary of State designating the Secretary of State as an agent for service of a notice of claim; and

WHEREAS, General Municipal Law, §53 requires the certificate to include the applicable time limit for filing the notice of claim and the name, post office address and electronic mail address, if available, of an officer, person, for the transmittal of notices of claim served upon the Secretary as the town's agent; and

WHEREAS, pursuant to General Municipal Law, §50-e(1)(a), the applicable time limit for the filing of a notice of claim upon a town is 90 days after the claim arises, or in the case of a wrongful death action, 90 days from the appointment of a representative of the decedent's estate; Now therefore Be It

RESOLVED, that the Town Board of the Town of Johnsbury, County of Warren designates Ronald Vanselow in his capacity as Town Supervisor, to receive notices of claims served upon the Secretary of State by mail at PO Box 7, North Creek, NY 12853 and email at supervisor@johnsburny.com.

BE IT FURTHER RESOLVED, that the Town Board hereby directs the Town Clerk to file the required certificate with the Secretary of State informing him or her of the town's designation and applicable time limitation for filing a notice of claim with the town on or before July 14, 2013.

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

Supervisor Vanselow regarding a letter written by Mr. Steve Ovitt on behalf of the North Creek Business Alliance addressed to NYS Adirondack Park Agency Pertaining to the State Land Classifications. The state recently took ownership of land in Essex and Hamilton County. Destination is the Essex Chain of Lake, Cedar River and Boreas Ponds. This is twelve hundred acres and if you block all motorized access then you will cut down on the public access to the property. They currently have logging road and other existing roads so people can get into these parcels of land. there has been discussion on the environmental impact on our Town even though we are not affected by the land purchase

but hopefully we would be getting bypass business going through our Town. They are holding hearing all over the place as to how to manage this property.

#### RESOLUTION NO. 99

Mr. Stevens presented the following resolution, and moved its passage with a second from Ms. Nightingale, to approve advocating motorized vehicles to have access within a few hundred feet of the central part of the Essex Chain of Lakes, Cedar River and Boreas Ponds. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Nightingale, Stevens, Vanselow) Nays - 0, Abstained-1 (Olesheski)

Mr. Olesheski doesn't think we have any stake in it to be sticking our nose in it.

Supervisor Vanselow the staking being, that we may pick up some economic impact

Mr. Arsenault stated we should have a view point about this we live here and we may want to access it.

Mr. Olesheski just seems like in the past we didn't want to offend people at the State level, we have a lot of our own pending requests on various things, he just doesn't know if it is worth it.

Ms. Nightingale well it is our PARK and maybe people here in Town do want access to it because it is Public Land.

Mr. Robert Nettle attended the public hearing yesterday in Minerva and there were people from all over New York State, the snowmobile club, trappers club, etc, all Not in favor of sealing this area off or putting it all into Wilderness

Mr. Olesheski you can go ahead and vote but he is not going to

Supervisor Vanselow said that there were three budget amendments for the 2013 budget to be acted upon. Supervisor Vanselow explained that the first amendment is for Personnel which this line is also used for office supplies and we have used a little over \$2,000 in updates, upgrading etc in Technologies; the second is for the Planning Board Secretary a big project going on in that office for a year and a half most of involves trying to make sense of the files. Somewhere filed by Date, some by name some by Tax Map Number, now all files are being filed by Tax Map # which is a good system. We also have found checks that weren't deposited. So, would like to put \$2,000 in there to continue with the project. The Chips Line we currently have one hundred sixty something in this years budget as anticipated revenue because we recently got a letter that says three hundred and thirty something in CHIPS funds that the state folds on to. Mr. Daniel Hitchcock is requesting that we take this One hundred fifty four thousand and move that into the anticipated revenue budget line and it will balance out at the end of the year or carry over

to the next year. Supervisor Vanselow asked that the Town Board accept the budget amendments.

RESOLUTION NO. 100

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 2013 Town Budget:

Budget Amendments June, 2013

1 Personnel CE	A14304	2,000.00	
Contingency	A19904		2,000.00

Transfer Contingency Funds to cover Technology replacements

Planning PS	A80201	2,000.00	
Contingency	A19904		2,000.00

Transfer Contingency Funds for addl Planning Board Secretary hours

2 Permanent Improvement EQ	DA51122	154,102.00	
State Aid/CHIPS	DA3501		154,102.00

Recognize addl CHIPS funds available

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

Mr. Daniel Hitchcock has been cutting some shoulders of roads on our right of way, one Town road which goes to a private residence, Mr. Hitchcock was denied access to cut the road. The lady asked why he would want to cut it, and he responded because in the fall and winter branches fall on the town trucks and scratches them up. She made the statement so you are concerned about scratching a truck. Dan reply yes, at two hundred thousand dollars apiece he doesn't want to tear his stuff a part. She replied that was the funniest thing she ever heard and they could not go on her road and cut it. Mr. Daniel Hitchcock is looking to abandon some of these driveways that only go to one house. The lawyers at the highway school says you shouldn't do it and should abandon them. I'm sure we will have to go to court. Mr. Arsenault asked Mr. Hitchcock if he has the right to cut the road. Mr. Hitchcock yes. Ms. Nightingale we have had a talk about this before and you cannot cut trees down but you can cut the branches that overhang into the road. Mr. Hitchcock yes that is correct any thing that hangs over the road. Mr. Olesheski when he had spoke with Mr. Hitchcock before he was pretty adamant being he is on the highway committee and a member of this board, Dan is in charge of maintaining all of the roads in the Town of Johnsbury and every mile of the road should be maintained exactly the same and if he feels those trees need to be cut then he needs to cut them regardless if this home

owner likes it or not and if they have a complaint then let them come to the Town Board and have an agreement to turn the road back over to them.

Mr. Hitchcock spoke with Ann Deepe and Bill Rawson regarding how much tax money goes into the highway fund per parcel. It was figured out to be about six cents on the dollar. A gentlemen on Hudson Street was complaining and it figured out he paid about eight seven dollars that went into the highway fund. Which Hudson street is maintained all year. If you look at Potter Road which they want us to maintain it, if they are paying eight seven dollars or so and if they have to put a loader, grader, plow truck back in there it isn't worth it.

Mr. Arsenault thinks the larger question here is taking a look at the roads that serve a single residence or on our town map that are maintained. Like Crane Mountain road (the Putnam Farm Side) which has two bridges, if that is brought up to Town Standards and would cost thousands of dollars. We have talked about this before about roads that are on our inventory but aren't maintained, and as the Town expands and more people build it is costing the town more if they have to put some of these roads up to standards. We do have a lot of Driveways that the town maintains and we don't know when they became a town road and put on the inventory, there is no turn around and aren't safe. Mr. Arsenault thinks it is an issue that they need to look at especially the legal side as to what is our responsibility and how to approach it. He believes a process needs to get started, legal, and talking with Dan to find out which roads are a concern. Supervisor Vanselow would like to pursue it and see where they can go with it. First thing would be to assembly an inventory of roads and find out the legal process is to get started on it. Another issue is Shields Road. That is a request to abandon a road and all the neighbors are ok with that. Mr. Dan Hitchcock, Leslie Clements came to him and wants him to maintain Shields Road. Up to Lawrence on Shields road he can understand because that has always been maintained, but from Lawrence's to the end of Shields Road his understanding has never been maintained. Mr. Hitchcock was told that at one time it was a military road that went back up on Route 28, and if you go up there now and look he thought it was just a loop up onto Cemetery Extension. He told her that it was up to her and the Planning Board, it has never been plowed. the shape it was in when she got the property you couldn't plow it, you couldn't even drive a pickup up there. He refused to take it over and told her to take him to court, but she doesn't want to spend the money. So, the town will abandon it and if she is willing to take the road over herself or the homeowners association wants to take it over. She agreed to that. Maybe, this would be a good one to start on if everyone is willing to abandon it. Ms. Kelly Nettle suggested made doing a schedule of roads to be closed, and a X time that road will be closed. If you just do it she is sure people will be shocked and upset. Supervisor Vanselow is sure that when people put up there house for sale and they have the town plowing the driveway that it's a big selling point. Mr. Stevens is in favor of what Supervisor Vanselow is suggesting that they move forward with getting a list of suggested roads that Mr. Hitchcock thinks that could be closed. Mr. Curt Richards about Shields Road and if we do abandon that road will everyone pass Leslie's still have access to their property if she is maintaining it? Supervisor Vanselow stated that they all would have to get a right of way to their property and at this point he thinks Leslie

Clements is agreeable to that just to put this to rest. Mr. Olesheski asked Dan if he stopped work on the road in which he had the complaint about. Mr. Hitchcock said yes. Mr. Olesheski wants to see the board to stand behind Mr. Hitchcock so he can go back up there and complete the clean up on that road / driveway. Mr. Curt Richards believes the Town Board should stand behind Dan on this. He knows when he became Highway Supervisor there was a lot of issues about this. Supervisor Vanselow believes there is no questions this Board supports Mr. Hitchcock to do his job, that doesn't mean he isn't going to have people yelling at him. Ms. Cherie Ferguson, there needs to be something in print so if they need to call a sheriff and they come, you can hand them a copy of the law. Ms. Nightingale, so this house off of 13th Lake Road do you have any idea if it was a house and a driveway before it became a town road. Mr. Dan Hitchcock believes it was just a driveway, he was a Forest Ranger and told the town he need to get in and out all times of the night so the Town took it over. Mr. Hitchcock believes that a Supervisor at one time took on more roads to get more CHIPS money not realizing the cost to maintain them. Mr. Hitchcock we used to have 6 plow routes and know up to 7 plow routes and in which will continue to grow. He has one guy out on his own doing these driveway because the big trucks have so much difficulty getting in and out of them. Also, the town is paying one guy to plow a few driveways, where a couple of guys in a big truck is plowing several miles of road.

Mr. Peter Olesheski would like to talk about the little mishap that happened yesterday with the Town Truck. Ms. Cherie Ferguson, if it regarding the insurance that has been resolved. Mr. Peter Olesheski, No I just want to make as many things public, as possible. Supervisor Vanselow we are exploring options for a replacement vehicle. Mr. Olesheski asked if someone could explain what happened so it was on record. Ms. Ferguson, Simply and factual from the person involved, there was a motor vehicle accident yesterday involving a '95 Ford dump truck, it was wrecked, the employee was mildly injured and transported via ambulance to Glens Falls Hospital and will be out of work for a few weeks while he recovers, and the truck was taken to Muellers in Pottersville, and what she estimates from Mr. Hitchcock there isn't any fix to it. Being it is a '95 it takes months to get replacement parts to fix, she believes the damage is substantial enough, according to the employee's statement an oncoming vehicle had crossed either to near of into his lane on a double solid yellow on Route 8 while he was proceeding towards River Road and he moved over to try to avoid hitting the oncoming vehicle and his truck was taken into approximately an 18 inch ditch and when it came up out it he apparently lost control and flipped it on its side and skidded across the road into oncoming traffic and over a bank. Mr. Olesheski asked if the insurance adjuster is going to come to look at it. Ms. Ferguson that is correct. The initial report was they didn't think we had collision on it but indeed it was found that there was collision on the vehicle under the marine portion of the policy there is a thousand dollar deducted able and a claims adjuster will be appointed. Mr. Olesheski understanding that this was a spare truck. Mr. Hitchcock, yes but my main spare, and main plow truck. Mr. Olesheski responded that it is going to require more talk and require to be replaced with something prior to plow time. Mr. Hitchcock, has already spoken pretty much with all the Town Board members about it. It is a main plow truck, they do have a '97 that is a spare and often when these older trucks go down it take 4 to 6 weeks to get parts. So if

they rely on the '97 and it goes down, it's going to create a lot of over time. These guys with big storms are easily putting in twenty hours and then have to go and do another beat for the what this truck is supposed to be doing put can't. Mr. Stevens so the bottom line is you need another truck. Mr. Hitchcock thought there was one hundred thousand in the equipment fund and whatever comes out of the insurance claim and talked with Mr. Arsenault without knowing anything about bonds, if able to order a truck with the state contract, if we could get a truck with a bond just so we could have something. Mr. Hitchcock doesn't know how long it will take. then 2014 when we have the money we could pay the bond off. Mr. Stevens do you know when the adjustor is going to be there to look at the truck. Ms. Ferguson stated that hopefully by tomorrow but by next week we should know something. Mr. Stevens can you come up with some numbers for a replacement truck by the next meeting. Mr. Hitchcock the county just got one in that was around two hundred seventy thousand, just a standard truck. Mr. Richards was wondering if we could use any CHIPS funds to offset the cost? Mr. Hitchcock, the problem is he has stretched out, he is trying to do 2 miles on River Road, problem with a bridge on Waddell Road. Over the week end the had another problem with the same Bridge were a double wide was being moved in there and got it wedged in and the company put come a longs on the railings and ripped the railings down over the side of the bridge. These bridges get inspected by DOT and if they get red tagged them we have to repair them. Mr. Hitchcock called the sheriff patrol and they didn't think there was anything criminal or unlawful to what was done to our bridge. Mr. Hitchcock disagrees, he talked to Tom Suozzo about it and he thinks we should go after the company. Culvers near Alexander's, one on Back to Sodom road, so trying to do a lot with what we have. Mr. Arsenault, do we have the three hundred and thirty that they talked about. Mr. Hitchcock there is one hundred and some thousand that he didn't use last year, and the CHIPS went up like 15 - 18 % this year. Mr. Arsenault, can you do an analyst as to how much you think it going to cost and we can look at that in terms of what is available. Mr. Hitchcock it's the labor that is the problem, it's hard to say how much labor he is going to have. Mr. Arsenault well with the order time on a truck we really need to move on it and the other two things are why every time we are faced with a situation and the sheriff patrol is called they don't stand behind us, and how they constitute the Waddell Bridge isn't property damage. Then we had the cement truck issue up on another road that cost us time and money, I think it's about time someone had a talk with those people. We are on the same side here and we need a little bit of help and support rather than them just blowing us off. Supervisor Vanselow, sometimes you need to go above the patrol office and can get a response like we did on the Armstrong Road problem. Mr. Hitchcock talked with the office and they claimed that he Mr. Hitchcock handled it wrong and in the past we have always issued permits for people to go on to roads as long as they are froze and that is what he had done. They never put a date down and he thinks that policy is going to have to be changed. Then they had the Sheriff patrol and State Police on Edwards Hill road yesterday and again today, a family complaining about vehicles speeding and they put cones out on their side of the road for a long distance and about 6 feet out into the lane so traffic had to go on the other side the Sheriff and State Police found nothing wrong. Today it was around buss time and the called again and the state troopers where there again and the cones where thrown out of the road. How do people have a right to block your town road off and the Sheriff and

Troopers say no that is fine. Mr. Arsenault it's just you would think they would give consideration to a Municipality, especially as the property damage down on Waddell road. Mr. Olesheski thinks that like the cement truck they should have to pay restitution for the repairs, and our money should not be going to do repairs on the bridge they should be doing it. Supervisor Vanselow, it would be nice to get some response from those agencies. Mr. Olesheski is wondering if it is worth reaching higher up. Supervisor Vanselow said they do have a command of Chain Bud York and he could speak with him. Mr. Arsenault thinks the board is saying to Supervisor Vanselow that this is important to us and they want something done, they come to us for help and when we need help they don't want to. Mr. Olesheski, Dan had mentioned something else to him about the river road and the 4-wheeler and dirt bikes. that is another issue if Dan lays down fresh pavement and then they do through on the dirt bikes or 4-wheelers are we going to get any help with enforcement with that either. Mr. Hitchcock thinks Mr. Art Perryman would help, Dan in the past has called the Sheriff and had no luck and call Mr. Perryman who did help. Supervisor Vanselow saw just the other day a couple 4wheels that went down the Carol Thomas Trail, to the Park and was doing donuts, and when they do that type of stuff if it is vandalism and then we have to pay someone to repair it. Ms. Ferguson suggested since they didn't get any place with the sheriff regarding Armstrong road could we find out who their insurance company is and going after them. Ms. Gretchen Kirby told the board that yes you can turn it in to our insurance company who will then go after their insurance company. Mr. Hitchcock did get a message from the Sheriff patrol with a contact number and name of their insurance company.

#### RESOLUTION NO. 101

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Olesheski that the following certified bills which have been reviewed by the board members be paid: General Fund (Total \$19,960.07) - Claims #2013-497, 498, 499, 500, 501, 502, 503, 504, 517, 518, 519, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, \*\* Claim #2013-497 Paid; Highway Fund (Total \$3,884.49) - Claims #2013-505, 506, 507, 508, 520, 521, 522, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549; Capital Projects Fund (Total \$1,961.73) Claims #2013-523, 541, 550; North Creek Water Dist.(Total \$5,305.45)- Claim #2013-497, 509, 510, 511, 524, 535, \*\* Claim #2013-497 Paid; Library Fund (Total \$1,419.49) - Claim #2013-512, 513, 514, 515, 516; Total all warrants \$32,531.23. With 5 members voting in favor, the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays – 0

#### PRIVILEGE OF THE FLOOR

Mr. Robert Nettle would like to thank the Parks Department for mowing the Beach area. Also, there is a dead Birch tree in the beach area in which he would like to remove it. Supervisor Vanselow said it wouldn't be a problem but the wood would have to stay on the property. The Joe Minder Lodge dedication is coming along nicely and Mr. Nettle asked if the Town would like to help on the purchase of the sign in the amount of \$300.00.

RESOLUTION NO. 102

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Stevens To help with the purchase of the Joe Minder Sign in the amount of \$300.00. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Nightingale, Olesheski, Stevens, Vanselow) Nays - 0

Mr. Nettle said that Terry Waterston was the contact person for the legion and on Saturday July 6th at 3:00 pm will be the Dedication.

Mr. Olesheski reminder that on Thursday is the annual Chamber Dinner, with awards and he and his wife are going.

A motion to adjourn the meeting was presented by Mr. Arsenault with a second from Mr. Olesheski at 8:34pm. 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 July 2, 2013 at the Wevertown Community Center, Wevertown, NY.

-----  
Prepared by Jo Ann Smith, Deputy Town Clerk