

**Minutes of the Town of Johnsburg  
Regular Meeting  
Wevertown Community Center  
2370 State Route 28  
May 15, 2018**

Minutes of the Regular Meeting of the Town Board of the Town of Johnsburg held on Tuesday May 15, 2018 at 7:00 PM at the Wevertown Community Center, 2370 State Route 28, Wevertown, NY

Deputy Supervisor Katie Nightingale called the meeting to order at 7:00 p.m. and led the pledge to the flag.

**PRESENT:** Andrea Hogan – Supervisor – arrived 7:35 PM

Katie Nightingale – Deputy Supervisor

Arnold Stevens - Councilman

Peter Olesheski, Jr - Councilman

Laurie Arnheiter - Councilwoman

Kate Lorah - Town Clerk

**ABSENT:** Gene Arsenault - Councilman

**APPROVAL OF MINUTES FOR REGULAR MEETING APRIL 17, 2018**

***RESOLUTION #58-18***

Ms. Arnheiter presented the following resolution and moved its passage with a second from Mr. Stevens to accept the minutes of the April 17, 2018 meeting.

With 3 members voting in favor, the resolution is declared carried. Ayes- (Stevens, Olesheski, Arnheiter) Nays- 0

**Correspondence:**

- Judge Schiavone's resignation letter
- Letter from Richard Stewart re: employee working conditions
- Letter from Kelly Nettle re: grant opportunity
- Letter from Judy Brown re: grant opportunity
- Letter from Bruce and Amy Cleveland re: retirement
- Letter from North Creek Business Alliance
- Letter from Beth Maher re: Farmers' Market

Kate Lorah read Judge Vincent Schiavone's resignation letter and a letter from Richard Stewart regarding employee working conditions. The five other letters were available next to the sign-in sheet, all to be addressed during the meeting.

**New Business:**

- Presentation of resolution in appreciation of Judge Schiavone's service to the community. Introduction of Eric Schwenker, appointed judge to cover Johnsbury.

Peter Olesheski read the following resolution and motioned its acceptance. The second was made by Arnold Stevens, and with 3 members voting in favor, the resolution is declared carried. Ayes- (Stevens, Olesheski, Arnheiter) Nays- 0

***RESOLUTION #59-18***

**In Appreciation of Honorable Vincent Schiavone**

WHEREAS, recognizing Honorable Vincent Schiavone resigned as Justice effective May 15, 2018; and

WHEREAS, for many years has served honorably, with fairness and distinction, in the Johnsbury Town Court, beginning with his beloved late wife Ann by his side as volunteer court clerk; and

NOW, THEREFORE, at a regular meeting of the Town Board of the Town of Johnsbury, it is

RESOLVED, that the members of the Town Board hereby express their gratitude for the many years of faithful service by Vincent Schiavone, and express their sincere best wishes to him in the future, and it is

FURTHER RESOLVED, that a copy of this resolution as inscribed in the minutes of this meeting, be submitted in appreciation to Vincent Schiavone in suitable form executed by the Supervisor of the Town of Johnsbury.

Judge Eric Schwenker introduced himself and spoke about his professional background and stated that he is looking forward to serving the Town of Johnsbury.

- Bruce Cleveland retirement from highway department

Mr. Stevens, representing the Town Board, thanked Bruce Cleveland for his 34 years of service to the town and said that Mr. Cleveland had worked with distinction.

- Hiring for summer recreation and swim programs

Ms. Arnheiter addressed the fact that at the present time, there has been no director of the swim program found, which could result in no 2018 Summer swim program. She suggested waiting to make that decision until after the Job Fair at Tannery Pond on May 23<sup>rd</sup>, stating that teaching kids to swim is very important. It was agreed that the Job Fair could help in finding a candidate for the director position, and that the swim program decision could be finalized at a later date.

### ***RESOLUTION #60-18***

Mr. Stevens made a motion seconded by Mr. Olesheski to approve the hiring of Summer Youth Program staff as follows:

**Directors:**

Ann Dingman	\$ 6505.20
Phil Goodman	\$ 3901.50
Cheri Hayes	\$ 15 plus 1 hour/ non-field trip day set-up

**Bus Driver:**

Anna Goodman	\$21.15
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**Adult Aides:**

Anna Goodman	\$12.25
Samantha Locke	\$12.25

**Counselors:**

Todd Millington	third year	\$10.40
	lifeguard on field trips involving water	\$14.00
Molly Brouthers	first year	\$10.40
Kersten Mason	first year	\$10.40
Miranda Rivera	first year	\$10.40
Nicholas Rivera	first year	\$10.40

**Alternate:**

Darian Fonda	\$10.40
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## **Town Lifeguard applicants**

Todd Millington has worked as lifeguard for the town three years- rate of pay should now be \$14.00 per hour

Sheridan Millington starting pay is \$12.25 per hour.

The Town Beach has been open from 12pm to 7pm Friday through Monday starting the last week of June in prior years, if we follow that pattern this year then at 14 hours per week per lifeguard the total labor expense to the town will be \$4,410.00 for the summer.

With 3 members voting in favor, the resolution is declared carried. Ayes- (Stevens, Olesheski, Arnheiter) Nays- 0

- Authorize intermunicipal agreement between Town of Johnsbury and Warren County relating to Solid Waste and Recyclable Disposal Services, Solid waste and Recycling Transportation Services and Electronics Recycling

## ***RESOLUTION #61-18***

Mr. Olesheski moved, seconded by Mr. Stevens, to authorize intermunicipal agreement between Town of Johnsbury and Warren County relating to Solid Waste and Recyclable Disposal Services, Solid waste and Recycling Transportation Services and Electronics Recycling. With 3 members voting in favor, the resolution is declared carried. Ayes- (Stevens, Olesheski, Arnheiter) Nays- 0

- Authorization for travel and training expenses for the town assessor.

Ms. Arnheiter questioned the reason the Assessor of the Town of Johnsbury would need training in an agricultural course, asking if the town had much farmland. Peter Olesheski stated that the Assessor is required to take a certain number of credit hours of training each year, and that this may be a course he (Christian Holt,

Assessor) had not taken yet.

### ***RESOLUTION #62-18***

Arnold Stevens moved and Peter Olesheski seconded the approval of training expenses for the town Assessor. With 3 members voting in favor, the resolution is declared carried. Ayes- (Stevens, Olesheski, Arnheiter) Nays- 0

- Farmer's Market

Beth Mahar presented her letter to the Supervisor regarding the Farmer's Market, which will be held on town property at Riverfront Park. She stated that she, as coordinator of the North Creek Farmers Market, "will assure that each vendor provides the appropriate proof of insurance and licensure; and that the market and all vendors will sign the 'hold harmless' statement that we have been provided with."

Joel Beaudin, representing the North Creek Business Alliance, also submitted a letter stating that the Alliance "has agreed to sponsor the North Creek Farmers Market and as such is applying for a blanket vendor permit for the market." His letter went on to say that the town is named as an additional insured on the Alliance's general liability policy.

### ***RESOLUTION #63-18***

A motion was made by Arnold Stevens, seconded by Laurie Arnheiter, to accept the conditions of the agreement with the North Creek Farmers Market, namely that The North Creek Business Alliance will be the sponsor and that Beth Mahar, as coordinator of the North Creek Farmers Market, "will assure that each vendor provides the appropriate proof of insurance and licensure; and that the market and all vendors will sign the 'hold harmless' statement that we have been provided with." With 3 members voting in favor, the resolution is declared carried. Ayes- (Stevens, Olesheski, Arnheiter) Nays- 0

**Old Business:**

- Ski Bowl Park Garden grant opportunity- Judy Brown

Judy Brown addressed her letter to the board regarding a grant opportunity to upgrade the watering system and to add two more flowering trees in the Ski Bowl garden. She had a cost breakdown and a total for the project of \$1116, with the grant covering \$1000. The deadline for applying for the grant is May 30.

***RESOLUTION #64-18***

Mr. Olesheski made a motion, seconded by Ms. Arnheiter, to support Judy Brown in applying for a grant of \$1000 to upgrade the watering system and to add two more flowering trees in the Ski Bowl garden. With 3 members voting in favor, the resolution is declared carried. Ayes- (Stevens, Olesheski, Arnheiter) Nays- 0

- Grant opportunity - Kelly Nettle

Regarding her letter to the board, Kelly Nettle is asking for support in her effort to write a grant using the Consolidated Funding Application (CFA) which goes to various state agencies for New York State's annual opportunity to apply for funding. In the letter, she stated that NYS Parks and Rec will allow the value of park land that has been acquired within one year to be used as the town's match. She is asking that the newly acquired OSI land at the Black Hole area be appraised immediately. She went on to say that the appraisals of the four parcels will determine what amount can be requested by the town in the 2018 CFA round.

Deana Wood added that two appraisals are necessary and that Phil Sangster is looking into the pricing for the appraisals. Laurie Arnheiter asked if the land was used as a match for a grant, could it be used again for another. The consensus was no, that it could only be used one time. Ms. Wood pointed out, though, that the newly acquired land is several parcels, which might be used as collateral separately. Mr. Stevens asked if the one-year time constraint was from the date of acquiring the property or from the date of appraisal. Ms. Nettle said it was her understanding that at least through the Parks and Rec Department, it was from the date of acquiring the property, but that Wayne LaMothe could better answer if that

was the rule for other entities as well. Mr. Olesheski stated that Ms. Nettle should go ahead and write the grant, and that the town would work out some way to match. Linda Quintavalle expressed concern about the newly acquired land being used for a match, then not being available for other considerations. Arnold Stevens added that for the land to be used as collateral, it probably has to be designated as parkland. The result of the discussion was that Ms. Nettle is satisfied that at the June Town Board meeting, she will receive the board's support in her effort.

**Committee reports:**

- Highway – grader purchase

Dan Hitchcock is seeking approval for the purchase of a grader, for which he has four estimates. Peter Olesheski pointed out that one of the bids was not on state contract.

***RESOLUTION #65-18***

Andrea Hogan motioned to approve the purchase of the Nortrax grader for the Highway Department. The second was from Mr. Stevens. Four members voted in favor, and the resolution is declared carried. Ayes- (Hogan, Stevens, Olesheski, Arnheiter) Nays- 0

Mr. Olesheski wanted to make note that the presentation meeting for Occ tax awards will take place Thursday, May 17. If an applicant is absent, he said, and the committee has questions, the committee will reach out to the applicant for answers.

The Animal Control monthly report, ZEO monthly report, and Historian bimonthly reports are in the board packets and have been made available to the public.

***RESOLUTION #66-18***

Arnold Stevens moved to accept the Supervisor's monthly report. Peter Olesheski seconded. Four members voted in favor, and the resolution is declared carried. Ayes- (Hogan, Stevens, Olesheski, Arnheiter) Nays- 0

**Motion to accept warrants (two sets of warrants)**

***RESOLUTION #67-18***

A motion by Peter Olesheski was seconded by Arnold Stevens to accept the warrants. With 4 members voting in favor, the resolution is declared carried.

Ayes-4 (Hogan, Stevens, Olesheski, Arnheiter) Nays- 0

**General Fund** (Total \$19,491.36)

**Highway Fund** (Total \$13,731.46)

**Water District** (Total \$725.02)

**Trust & Agency Fund** (Total \$3,215.37)

**Total all warrants \$37,163.21**

**General Fund** (Total \$38,125.66)

**Highway Fund** (Total \$11,271.44)

**Water District** (Total \$2,682.99)

**Public Library Fund** (Total \$1,511.54)

**Total all warrants \$53,591.63**

**Privilege of the Floor –**

Joel Beaudin expressed his support for the decision to cancel the Saturday White Water Races. He said that it was a difficult decision, but a wise one, considering the danger of the high water, and the fact that the gates had been taken by the storm. Katie Nightingale thanked Mr. Beaudin for his public statement of support.

Peter Morehouse agreed with Joel Beaudin's statement, then went on to ask about the timing of the Occ tax awards decision. He expressed concern, because the

Adirondack Guide Olympics have been held in August in past years, but this year are taking place in June. He said that knowing the amount of the Occ tax award would help in the planning for spending on media and prizes, which are means to attracting more widespread attendance. Mr. Olesheski said the Occ tax committee will meet Thursday, May 17<sup>th</sup>, and that if the Guide Olympics was granted an award, he could advise Mr. Morehouse of the decision at that time. Mr. Stevens asked if there could be a resolution passed for preapproval of the award for this specific event. Ms. Hogan stated that the event will take place with or without the award, so an exception to the customary procedure was unnecessary. Mr. Morehouse reiterated that the Occ tax determination would be critical to the Guide Olympics' spending decisions.

### ***RESOLUTION #68-18***

A motion was made by Mr. Stevens, seconded by Ms. Arnheiter, to make an exception to the Occ tax award procedure for the award, if any, to the Adirondack Guide Olympics. After the May 17, 2018 Occ tax meeting, due to the date of the Olympics being so near, any award made to the Guide Olympics has, with this resolution, been preapproved. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Hogan, Stevens, Olesheski, Arnheiter) Nays- 0

Deana Wood asked for confirmation that there would be no Bluegrass Festival this year. Katie Nightingale confirmed that the event will not take place in 2018.

**Motion to adjourn** – The motion to adjourn was made by Arnold Stevens, seconded by Laurie Arnheiter at 8:09 p.m. With four in favor the motion is carried. (Hogan, Stevens, Olesheski, Arnheiter) Nays – 0

The next regular Town Board meeting will be held at 7:00 p.m. on June 19, 2018 at Tannery Pond Community Center, 228 Main Street, North Creek.

Prepared by:

Kathleen C. Lorah, Town Clerk

