

**Minutes of the Town of Johnsbury Regular Board Meeting April 22, 2008  
Held at the Town Hall (Library), North Creek, NY and Garbage Collection Bid Opening**

Minutes of the regular meeting of the Town Board of the Town of Johnsbury held on Tuesday April 22, 2008 at 7:00pm at the Town Library, North Creek, NY Supervisor Goodspeed called the meeting to order at 7:00pm; the pledge to the flag was led by Councilman Frank Morehouse, Jr.

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

Guests: On attached list

**RESOLUTION NO. 75**

Mr. Arsenault presented the following resolution, with a second from Mr. Morehouse, to accept the minutes of the April 1, 2008 regular Town Board meeting as written. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays - 0

**BID OPENING:**

The opening of bids to perform service of collection of garbage in the Town of Johnsbury. The Town Clerk read the Legal Notice for the Garbage Collection Bid as it appeared in the April 12, 2008 edition of the North Creek News-Enterprise. The Town Clerk stated that two bid packets had been requested and mailed to bidders and that two bids had been received by the deadline at noon today. The two bids were from Springer Waste Management and Mr. Robert Lavergne, Jr.; the bids were opened in the order in which they were received. The bid from Springer Waste Management was received on April 22, 2008 at 9:10am and the bid was in the amount of \$79,560.00. The bid from Robert Lavergne, Jr. was received on April 22, 2008 at 10:45am and the bid was in the amount of \$54,780.00. Both bids contained all the appropriate forms when opened.

**CORRESPONDENCE:**

1. A letter from Mr. Donald Greene regarding the Gore Mountain Region Chamber of Commerce office in the Tannery Pond Community Center.
2. A letter from Ms. Laura Mace informing the Town Board of her application to the NYS Liquor Authority for a one day permit for outdoor sales at her establishment on May 3, 2008.
3. A letter from the North Creek Railway Depot Museum Association to inform the Town Board of their financial difficulties, and the possible dire outcome if no solutions are found.
4. A letter from Mrs. Nan Hudnut Clarkson voicing her support for the North Creek Railway Depot Museum Association and urging the Town Board to assist the association.
5. A letter from the White Water Derby Committee requesting a blanket vending permit for May 3<sup>rd</sup> and 4<sup>th</sup> during the derby.
6. A letter from the Youth Committee resubmitting their by-laws following the incorporation of changes suggested by the Town Attorney.
7. A letter from Mr. Norman Petty requesting the Town Board provide continued health insurance and extended medical leave during his recovery period following his work related injury.

8. A letter from Mr. Mark Bergman informing the Town Board of inquires regarding properties northwest of Ski Bowl Road in North Creek. The parcels are missing a borderline and are labeled incorrectly on the Zoning Map; he added that there was no intent to change any zoning on these parcels.

#### COMMITTEE REPORTS:

Mr. Vanselow reported that NYSERDA had audited the Town Hall, the Wevertown Community Center and the Highway Garage; a response is expected in about two weeks.

Mr. Vanselow reported that the committee looking into the Local Land Use Plan had discussed the possibility of transferring density or building rights from non build-able lots to other areas in the town; he added that he has discussed this with the Adirondack Park Agency in a preliminary manner. Mr. Vanselow added that at their meeting on the previous night the Planning Board had approved a taxi service for the Town of Johnsburg; the service would be headquartered in the hamlet of Johnsburg.

#### OLD BUSINESS:

Supv. Goodspeed recognized Mr. Brian Palmer of C.A. Smith, LLC to give the Town Board a brief presentation on the possibility of his company leasing a site from the Town of Johnsburg on property near the transfer station in order to construct a cell tower; he added that Mr. Palmer had presented the Town Board with a proposed lease agreement. Mr. Palmer that the company he works for requests to lease an area of approximately one hundred square feet near the previous landfill, but not already landscaped; the term of the lease to be between twenty and fifty-five years. The proposed area is separated from the park area by landscaping; the proposed tower would be approximately tree height. The coverage area would be the slightly more than the hamlet of North Creek. The company would bear the cost of obtaining the necessary permits. Supv. Goodspeed added that this would create a revenue stream. Mr. Morehouse asked the type of tower; Mr. Palmer replied that it would be a monopole type approximately four feet at the base and tapering as it rose; Mr. Arsenault asked about the possibility of expansion and Mr. Palmer replied that there would also be the possibility of three towers on the site. Mr. Arsenault then asked about the timing; Mr. Palmer replied that his company planned a midsummer start. Mr. Morehouse asked about the need of the town to entertain bids; Supv. Goodspeed was of the opinion that bids were not needed, he added that he would ask Town Attorney Jordan for an opinion. Mr. Vanselow asked if Adirondack Park Agency (APA) approval was needed; Supv. Goodspeed answered that both APA as well as local approvals were needed. Ms. Kelly Nettle asked about moving the site; Mr. Palmer relied that the site had been chosen for its height and location and movement would negate the usefulness of the site. Mr. Richard Armstrong asked why the benefits would only be to the hamlet of North Creek and not the entirety of the town. Mr. Palmer answered that the location is market driven and that he has suggested additional sites; there has been no interest in them as yet. Mr. Arsenault said that the proposal should be pursued and asked that the proposed lease be forwarded to the Town Attorney for review. Mr. Palmer requested that the Town Board sign a letter of intent in order to safeguard his company's work. Mr. Robert Nettle asked if the time period for a permissive referendum would begin with the signing of a letter of intent; Supv. Goodspeed said that he believed that the period for a permissive referendum would not begin prior to the acceptance of a lease agreement.

#### RESOLUTION NO. 76

Mr. Arsenault presented the following resolution and moved its passage with a second from

Mr. Vanselow to authorize the Town Supervisor to sign a letter of intent with C.A. Smith, L.L.C. to pursue their proposal of leasing a site in the Town of Johnsborg for the construction of a cell tower; and further that this permission is subject to the approval of the Town Attorney. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed introduced Ms. Barbara Thomas to give a brief report on the Community Economic Coalition. Ms. Thomas explained that the group had met and worked on a questionnaire for the organizations to be involved; she added that Judy Brown, Andrea McKee and Anita Abrams had attended meetings at the Wild Center and that further information on these meetings is expected.

Supv. Goodspeed noted that the \$32,000.00 of insurance funds which the insurance carrier held back in the settlement from the fire at the Ski Hut could probably be imperiled in the near future; the funds were to be paid to the Town when the building was rebuilt. Some grant money originally intended for the rebuilding of the Ski Hut had to be diverted to the "soft start" for lifts and lights at the Ski Bowl Park, leaving the National Grid grant (\$130,000.00 to \$250,000.00) as the only funding source for rebuilding the Ski Hut. Mr. Arsenault asked if there was any further clarity on the amount; Supv. Goodspeed replied not as yet, however, National Grid did seem to be moving to release the funding. Mr. Arsenault asked if there was an idea of the overall cost to improve the old pavilion building; ORDA Manager Mike Pratt said that he was hopeful that the National Grid grant and the additional \$32,000.00 of insurance funds could be stretched to cover the improvements to the old pavilion, but they would certainly not rebuild the Ski Hut; the only additional cost to the town might be in-kind services from the Highway or the Parks Department. Mr. Arsenault asked about ORDA upkeep of the building; Mike Pratt replied that it would be possible, but that it would allow much less town use of the building. Mr. Robert Nettle asked if there was any additional funding source; Mike Pratt replied that he knew of none. Supv. Goodspeed suggested moving forward and negotiating the maintenance and use issues as the project moves forward. Mrs. Mary Moro said that grant money which is not used disappears quickly. Mr. Vanselow said that he was not prepared to move forward at the present and noted that Mr. Stevens was quite interested in this issue and was not present for this discussion; Mr. Morehouse said that he was prepared to move forward at this time. Mr. Arsenault said that he was in favor of a conceptual approval to allow Mike Pratt to begin design and cost assessment work.

#### RESOLUTION NO. 77

Mr. Morehouse presented the following resolution and moved its passage with a second from Mr. Arsenault to allow conceptual approval to enter into an agreement on a joint venture with ORDA to use National Grid grant funds and contingent upon no Town of Johnsborg expense; and further, with approval by the Town Attorney of said agreement; and further with an opportunity for the Town Board to issue an approval or rejection of the project at a future date. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed invited Mr. Edward Milner, chairman of the Occupancy Tax Allocation Committee, to present the closing report from the committee. Mr. Milner explained the process used by the committee to develop a scale to rank the various requests and listed projects already

approved and others already under contract and suggested allocations for the projects which the committee recommended. There was some discussion by various organizations that the criteria for recommending the awarding of funding were not available at the time the applications were made. Members of the committee noted that attempts were made to collect additional information; that the current application should be redesigned and that this was a first attempt or a trial run. Supv. Goodspeed noted that there was a great deal of information to be digested and requested that the secretary prepare copies to be made available to the public for the next day. Mr. Milner asked that the Gore Mt. Region Town of Johnsbury Chamber of Commerce request for the compiling and circulating of a quarterly events calendar be approved at this meeting since it is very timely and must be undertaken soon. Mr. Milner noted that the committee suggested that the checks be printed in the name of both the requesting organization and the vendor to allow more freedom of cash flow to the requesting organizations; he added that the Town Clerk had explained that the County Attorney had said that the enabling law had required the payments to be reimbursements of expended funds. Supv. Goodspeed thanked the committee for its hard work; the Town Board concurred and all applauded the committee. A copy signed by all of the committee members will be retained on file by the Town Clerk.

#### RESOLUTION NO. 78

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Vanselow that the Town Board of the Town of Johnsbury authorizes \$1500.00 of the \$6000.00 requested by the to the Gore Mt. Region Town of Johnsbury Chamber for the purpose of compiling and circulating of a quarterly events calendar be awarded for contract immediately to allow the current quarter of this calendar to be published; this is not to be construed as an approval of the entire requested amount. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed noted that the Town board had received the second progress report from Mr. Joel Beaudin on the Ski Bowl Park Project Grant. Mr. Beaudin noted that the Ski Bowl Park Committee had met and prioritized the grant objectives. The first project would be to resurface the tennis and basketball courts; a “planning Day” is to be organized and conducted prior to the end of the school year for the purpose of attracting volunteer labor. The Ski Bowl Park Committee will finalize a design for the floating activity dock and quotes will be obtained for the cost of the activity dock. A playground design will be worked on over the next two or three months and the other portions of the grant to move forward following these portions. Mrs. Kelly Nessel asked when the contract will be signed. Supv. Goodspeed had no concrete date but expected that the work on resurfacing the courts to begin during the first half of the summer; possibly in six or seven weeks. Mr. Peter Olesheski noted that if the project was to begin at that date then the Ski Bowl Park Committee may want to rethink the timeline.

Supv. Goodspeed updated the Town Board on the Wevertown Community Center parking project expenses. He noted that \$25,000.00 had been allocated for the project by the Town Board and that \$9,406.48 had been made available from a Warren County Board of Elections grant for a total of \$34,406.48. Of the total amount \$28,079.30 has been spent on the project with the striping of the parking lot for handicapped parking areas remaining to be performed to fill the grant; an allocated balance of \$6327.18 remains in that capital project fund.

Supv. Goodspeed informed the Town Board that he had received the contract for the Occupancy Tax commitment to the Fire Chiefs Convention per Resolution Number 299 of 2007. Resolution Number 299 allowed \$2700.00 as a contribution to the Fire Chiefs Convention; Supv. Goodspeed when reading the contract found that instead of each town in the county paying an equal amount, some towns are paying as little as \$80.00 and he believes that a division with the Town of Johnsburg paying more than towns which are closer and will derive more benefit from the convention is unfair. Supv. Goodspeed asked that the Town Board rescind Resolution Number 299 of 2007; Mr. Arsenault asked that Supv. Goodspeed bring back a new amount recommendation as soon as possible.

#### RESOLUTION NO. 79

Mr. Vanselow presented the following resolution and moved its passage with a second from Mr. Arsenault that the Town Board of the Town of Johnsburg does hereby rescind and revoke Resolution Number 299 of 2007 authorizing the contribution of \$2700.00 to Warren County for the purpose of funding the request by the New York State Association of Fire Chiefs to hold their 2008 convention in Lake George (Warren County). With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed informed the Town Board that he had asked Town Attorney Jordan to attend the Adirondack Park Agency deliberations on the Front Street Mountain Development permit. During this process Front Street Mountain Development attempted to insert new and additional language into the Letter of Agreement between the North Creek Fire District and Front Street Mountain Development wherein Front Street Mountain Development agreed to provide funding for the purchase of a ladder truck and the required garage for housing the ladder truck as well as the associated equipment and training to use the truck and equipment and also signed by the supervisor of the Town of Johnsburg as authorized by Resolution Number 244 of 2007 on September 4, 2007. The attempted changes could have exposed Town of Johnsburg taxpayers to additional costs associated with fire equipment purchase and storage. Town Attorney Jordan was able to have the additional language removed from the permit as approved. Mr. Arsenault said that this could seriously affect the trust which the Town Board had assumed to have existed between the town and Front Street Mountain Development; he asked for an explanation from Front Street Mountain Development. Supv. Goodspeed said that he would have Town Attorney Jordan explain the issue to the Town Board at a future meeting.

Supv. Goodspeed reminded the Town Board that they had received an amended copy of the Youth Committee By-Laws and the letter from the committee had been read earlier in the meeting; he noted that the changes requested by Town Attorney Jordan had been made and asked if the Town Board wished to act on the Youth Committee By-Laws at the current time.

#### RESOLUTION NO. 80

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Vanselow to authorize the acceptance of the Town of Johnsburg Youth Committee By-Laws dated March 30, 2008 (attached pages 5a and 5b) to replace any and all prior Town of Johnsburg Youth Committee By-Laws; as amended to include the changes recommended by the Town Attorney. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays – 0

Mr. Vanselow left the meeting at 9:20pm

Supv. Goodspeed reminded the Town Board that as a result of the structural failings of the red barn building and code issues in other town buildings that additional storage is needed; Supv. Goodspeed asked that the Town Board authorize him to contract with North Country Storage for additional short term storage.

RESOLUTION NO. 81

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Morehouse to authorize the Town Supervisor to contract with North Country Storage for any and all necessary storage to replace the red barn building which was deemed unsafe as a result of broken rafters in March of 2008. With 3 members voting in favor, the resolution is declared carried. Ayes-3 (Arsenault, Morehouse, Goodspeed) Nays – 0

Mr. Vanselow reentered the meeting at 9:25pm

Goodspeed informed the Town Board that the new telephone system for the Town Hall has been installed.

NEW BUSINESS

Supv. Goodspeed reminded the Town Board that a letter from the North Creek Railway Depot Museum Association regarding their financial difficulties and an additional letter from Mrs. Nan Hudnut Clarkson voicing her support for the North Creek Railway Depot Museum Association and urging the Town Board to assist the association. Supv. Goodspeed recognized Mrs. Helen Miner to explain the issue. Mrs. Miner noted that the statement of purpose of the North Creek Railway Depot Museum Association is to create and maintain a museum for the education and enjoyment of the general public; the North Creek Railway Depot Museum Association is very proud of the museum and the Owen's House. Mrs. Miner said that it has been a struggle to keep the exhibit rooms heated this winter; the association receives funding from their activities relating to the Thomas the Tank event, from supplying dinners during the Bluegrass Festival and donations. The association is asking the Town Board for a funding commitment. Mrs. Mary Moro added that the NYS Charter Department was very pleased with the museum operation. Mrs. Nancy Beaudin explained that many of the visitors to the museum seem to believe that the museum is an appendage of the railroad and that if visitors are asked for an entrance fee that attendance declines; she echoes Mrs. Moro's request for funding assistance. Mr. Lyle Dye added that the Johnsbury Historical Society is working on a merger with the North Creek Railway Depot Museum Association but it may take some time to make it happen. Mr. Bill Bibby explained that he volunteers his labor to maintain the railroad layout and he feels that it would be a shame for the town to lose the museum just as there seems to be so much outside interest in the area and after so much hard work by the volunteers. Supv. Goodspeed said that last summer that he believed that the sale of the depot or the Owens House to Warren County was a possibility; however, in the present political and financial climate he no longer sees that as a possible option. Supv. Goodspeed added that he would try to find funding; a possible option might be a service contract between the Town and the North Creek Railway Depot Museum Association and also involving the school for the association to provide educational services. He added that the answer must be a local one as the county is short for the funding of the construction of the Thurman and Luzerne railroad stations. Mr. Arsenault suggested that possibly the Town Board

could work to assure that the Upper Hudson River Railroad pay its contractual obligations to the association on a timely basis. Supv. Goodspeed said that the association would have his support and that he would seek financial support opportunities.

Supv. Goodspeed informed the Town Board that there had further serious acts of vandalism in and near Ski Bowl Park. Approximately seven to nine teenagers painted graffiti in the underpass on the Carol Thomas Trail and on various items in Ski Bowl Park; the vandalism was witnessed by a person who asked them to stop and was ignored. The witness reported the vandalism and the Warren County Sheriff is actively involved in pursuing the perpetrators. The level of viciousness in this act is at or near the threshold for prosecution as a hate crime; Supv. Goodspeed said that he was extremely upset by the act and has asked that if the Anti-Semitic comments will reach the standard that the crime be prosecuted as a hate crime.

Supv. Goodspeed asked Assessor Ann Deppe to discuss the state land tax payment issue. Mrs. Deppe explained that NYS has unilaterally devalued a portion of their holdings in the Town of Johnsbury; there is very little that can be done to undo this. At the same time National Grid has threatened a major lawsuit to lower its assessed value; there have been negotiations on this to mitigate the loss. As a result of these losses the new value which she has worked to add to the tax roll has not been able to replace the losses.

Supv. Goodspeed noted that the bid for Garbage Collection in the Town of Johnsbury for the next year (twelve months) had been opened earlier in this meeting. The bid from Springer Waste Management was in the amount of \$79,560.00; the bid from Robert Lavergne, Jr. was in the amount of \$54,780.00. Supv. Goodspeed asked if the Town Board wished to award the bid. Mr. Vanselow noted that he wanted a review of the solid waste budget prior to the next bid on the trash collection.

#### RESOLUTION NO. 82

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Morehouse to award the bid for Garbage Collection in the Town of Johnsbury for the period from May 14, 2008, to May 13, 2009 to Mr. Robert Lavergne, Jr. of North River, NY in the amount of \$54,780.00 per year. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays – 0

Supv. Goodspeed asked Secretary Cherie Ferguson to explain to the Town Board some building code issues involving the Tannery Pond Community Center. Ms. Ferguson explained that following a Warren County Code inspection that new maximum occupancy signage for public areas has been installed and that fire escape signage is also needed. Ms. Ferguson also informed the Town Board that regular inspections for the elevator and the sprinkler system are required by the county code.

Supv. Goodspeed noted that through her letter that Mrs. Laura Mace has notified the Town Board of her intention to apply to the NYS Liquor Authority for a temporary license to conduct an outdoor party involving liquor sales. Supv. Goodspeed noted that there are no allowable prohibitions of this in her site plan approval or in the zoning ordinance; he added that he has given Mr. Mace a letter informing the NYS Liquor Authority that the Town Board has been informed of her plans.

Supv. Goodspeed informed the Town Board of the progress of the Ski Bowl Park Jurisdictional Inquiry Form (JIF) at the Adirondack Park Agency (APA). There are very few problems; the location of the playground appears to be a wetlands location. The APA appears to be viewing this use as a replacement of existing apparatus and is discounting the increase in the size of the new playground. The possible need to dredge for the floating dock appears to need a very difficult to obtain approval from the Army Corps of Engineers; the APA does not appear to see this as an issue.

Supv. Goodspeed reminded the Town Board of the letter from Mr. Mark Bergman pointing out the map error in the Local Land Use Plan. Mr. Vanselow agreed that the error on the map which shows an improper zoning needs to be corrected. Supv. Goodspeed asked that the Town Board schedule a Public Hearing for a Local Law to authorize the correction.

#### RESOLUTION NO. 83

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

Whereas Proposed Local Law #1 of 2008 entitled Amendment to Town of Johnsbury Zoning Law was presented to the Town Board at its regular meeting held on April 22, 2008, I move that a public hearing on said Proposed Local Law #1 of 2008 be held on May 6, 2008 at 6:30 p.m. at the Wevertown Community Center in accordance with Municipal Home Rule Law and direct that the Town Clerk publish the required notice in the Town's Official Newspaper at least one time at least 5 days in advance of said public hearing. The purpose of the amendment is to correct a labeling error contained on a portion of the Hamlet Map Northwest of Ski Bowl Road to conform to the previous zoning maps as part of the zoning ordinance adopted March 2, 1964 and any amendments thereto; thereby changing the delineation in this area from HP to HX. The tax map parcels affected are identified as tax map numbers a portion of 66.-1-15, 66.-1-18 and a portion of 66.-1-19 on the roles of the Town of Johnsbury. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays – 0

Supv. Goodspeed reminded the Town Board of the letter, read earlier, from the White Water Derby Committee requesting a blanket vending permit for May 3<sup>rd</sup> and 4<sup>th</sup> during the Derby. Supv. Goodspeed noted that the Town has historically supported the derby and that as a part of supporting other events the Town Board has allowed a blanket permit.

#### RESOLUTION NO. 84

Mr. Arsenault presented the following resolution; with a second from Mr. Vanselow that the Town Board will allow the White Water Derby to obtain a blanket vending permit at no charge for the weekend of May 5<sup>th</sup> and 6<sup>th</sup> of 2007 in support of the event. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays – 0

Supv. Goodspeed informed the Town Board that Warren County has awarded the bids in the Request for Proposal on the Kellogg property in North Creek; the successful bidder will receive a list of possible uses for the property and return recommendations for those it perceives to be the best and most appropriate.

Supv. Goodspeed asked if the Town Board wished to act upon the letter from Mr. Norman Petty, an employee of the Town of Johnsbury Highway Department, requesting the Town Board provide continued health insurance and extended medical leave during his recovery period following his work related injury

RESOLUTION NO. 85

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Morehouse that the Town Board will grant an extension of the leave of absence to Mr. Norman Petty through July 21, 2008 as requested per the Highway contract. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays – 0

Supv. Goodspeed informed the Town Board and those present that the NYS Department of Environmental Conservation had issued a Red Flag Warning. A Red Flag Warning was issued on April 19<sup>th</sup>. Red Flag Warnings were issued for the counties of Albany, Bronx, Columbia, Dutchess, Fulton, Greene, Kings, Montgomery, Nassau, New York, Orange, Queens, Rensselaer, Richmond, Rockland, Saratoga, Schoharie, Suffolk, Ulster, Warren and Washington. A Red Flag Warning event means critical weather conditions exist or are about to exist that may lead to the occurrence of extreme and dangerous fire behavior. The conditions that exist today include relatively little precipitation for the past few days, low relative humidity across the area, and a forecast for sustained high winds with higher gusts possible. While there is currently no ban on permitted outdoor burning it is inadvisable and any such burning should be constantly watched and controlled; it is likely that a ban on permitted outdoor burning may be instituted.

Supv. Goodspeed distributed amendments to the 2008 Town of Johnsbury Budget and requested that the Town Board approve said amendments.

RESOLUTION NO. 86

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Vanselow to authorize the following amendments to the 2008 Town of Johnsbury Budget: Budget Amendments April 22, 2008

GENERAL FUND

Increase Appropriated Fund Balance (A599)		Increase Appropriations (A960)	
Occupancy Tax	\$9,981.51	Tourism	A6410.42
Engineering Fees			
Front Street Mountain Development			
Planning	\$2,788.49	Planning	A8020.41
Tall Timbers			
Planning	\$5,705.00	Planning	A8020.43
To appropriate unexpended developer fees.			

Youth Program               \$733.49                               Youth A7310.4  
To appropriate unexpended Rivendell Foundation Grant monies.

Increase Estimated Revenues (A510)                               Increase Appropriations (A960)

Tall Timbers  
Planning A2115.4               \$10,000.00                               Planning A8020.43

Top Ridge  
Planning A2115.3               \$168.00                               Planning A8020.42  
To appropriate developer fees.

Transfer between accounts  
From:   To:  
Contingent A1990.4   \$8,000.00                               Parks A7110.4  
To record unbudgeted tractor repair.

**HIGHWAY FUND**

State Aid Consolidated  
Estimated Revenues   Appropriations  
(DA510)               \$24,491.22                               (DA960)  
DA3960   DA5112.2 Cap. Outlays  
Reappropriate unused 2007 Chips allocation.

**CAPITAL PROJECTS**

Increase Appropriated Fund Balance H599                               Appropriations H960  
Recreation Fees               \$1,600.00                               Special Recreation H7180.2  
To appropriate special recreation fees.  
Increase Revenues H510   Appropriations H960  
Recreation Fees               \$800.00                               Special Recreation H7180.2

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

Supv. Goodspeed distributed the Supervisor's Monthly Report, for the month of March 2008, to the members of the Town of Johnsbury Town Board.

**PRIVILEGE OF THE FLOOR**

Ms. Cherie Ferguson explained that she had left the meeting for a while and asked if the Town Board had discussed the letter from Mr. Donald Greene regarding the Gore Mountain Region Chamber of Commerce office in the Tannery Pond Community Center; Supv. Goodspeed answered that he did not feel that this was a good use of the Town Board time at present. Mr. Vanselow added that it should be discussed in the future.

Mrs. Kelly Nessle informed the Town Board that the Johnsbury Emergency Squad had received a grant in the amount of \$20,350.00 for the purchase of new equipment.

RESOLUTION NO. 87

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Vanselow that the following certified bills which have been reviewed by the Board members be paid: General Fund- Warrant #8G/Claims #138-165; Highway Fund- Warrant #8H/Claims #71-85; North Creek Water Dist.- Warrant #8W/Claims#33-39; Library Fund-Warrant #4L/Claims#24-30. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays – 0

A motion to adjourn the meeting was presented by Mr. Morehouse with a second from Mr. Arsenault at 10:20pm. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Morehouse, Vanselow, Goodspeed) Nays – 0

The next regular Town Board meeting will be held at 7:00pm on May 6, 2008 at the Wevertown Community Center, Wevertown, NY; a Public Hearing on Local Law Number 1 of 2008 entitled Amendment to Town of Johnsburg Zoning Law is scheduled for 6:30pm on May 6, 2008 at the Wevertown Community Center, Wevertown, NY.

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Prepared by William Rawson, Town Clerk