

**Minutes of the Town of Johnsburg Regular Board Meeting April 20, 2010
Held at 7:00pm at the Town of Johnsburg Library, North Creek, NY**

Minutes of the regular meeting of the Town Board of the Town of Johnsburg held on Tuesday, April 20, 2010 at 7:00pm at the Town Library, North Creek, NY Supervisor Goodspeed called the meeting to order at 7:00pm and the pledge to the flag was led by Councilman Arnold Stevens.

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

Guests: On attached list

RESOLUTION NO. 79

Mr. Morehouse presented the following resolution, and moved its passage with a second from Mr. Stevens, to accept the minutes of the March 16, 2010 regular Town Board meeting as written. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

CORRESPONDENCE:

1. A letter from Mr. Paul Carella requesting that the Town Board in some manner reinstate the curbside recycling collection which was discontinued to budgetary concerns.
2. A letter from Mrs. Deborah Cunningham and Mr. Patrick Cunningham requesting that the Town Board reinstate curbside recycling collection if financially possible as centralized recycling is less costly than individuals doing their own recycling.
3. A letter from Mr. Kenneth Murray, supporting the ending of curbside recycling collection to reduce property taxes.
4. A letter from Mr. James J. Lomax requesting that the Town Board allow him to place a geocache in Ski Bowl Park.
5. A letter from Ms. Tara Cleveland requesting that the Town Board investigate a speed limit reduction on South Johnsburg Road near the Hudson Street connection.
6. A letter from Mr. William Mosher requesting that the Town Board extend his health insurance as he will be unable to return to work for a few months longer following an operation.
7. A letter from the Ski Bowl Park Committee, requesting that the Town Board not allow camping in Ski Bowl Park and that if camping is permitted they suggested guidelines to protect the park.
8. A letter from Ms. Lori Smith, owner of Marsha's Family Restaurant, notifying the Town Board of the planned renewal of the liquor license for the restaurant.
9. A letter from Highway Superintendent Daniel Hitchcock requesting that the Town Board authorize him to attend the 2010 Highway School at Ithaca College June 7th through 9th.
10. A letter from the Upper Hudson Festivals, Inc., notifying the Town Board that the organization will not be in a position to accept an award of Occupancy Tax in the amount of

\$4,000.00 to partially fund a series of concerts and requesting the discharge of their Occupancy funds contract.

11. A letter from the Johnsbury Historical Society urging the Town Board to acquire the Kellogg (Waddell) property from the Open Space Institute.
12. An application from the White Water Derby, Inc. requesting that the Town Board grant that organization a blanket vending permit for their sponsored event the Adirondack Adventure Festival to be held April 30 through May 2, 2010.
13. An application from the North Creek Farmers Market Association, Inc. requesting that the Town Board grant that organization a blanket vending permit for their sponsored events for 2010.

Supv. Goodspeed noted that the Town had received via “Facebook“ approximately thirty to forty comments on recycling and garbage collection; the comments suggest a variety of thoughts on the issue. Supv. Goodspeed noted that the comments seem to be numerically balanced on the question of reinstating curbside recycling and the possibility of eliminating garbage collection if the cost increase is too large to prevailing wage conditions. Supv. Goodspeed added that these comments will be made available to the public.

Supv. Goodspeed added that he had received an e-mail from Highway Superintendent Daniel Hitchcock regarding New York State budgetary issues. The payment of local highway funding monies (CHIPS) has been suspended. As the CHIPS funds are a necessary portion of the Highway budget planning, Supv. Goodspeed asked that the Town Board authorize him to send a letter to Governor Patterson urging that the CHIPS funds be included in emergency funding bills to allow CHIPS funds reimbursements to be released to local municipalities.

RESOLUTION NO. 80

Mr. Vanselow presented the following resolution, and moved its passage with a second from Mr. Arsenault, to authorize Supv. Goodspeed to send a letter to Governor Patterson urging that the CHIPS funds be included in emergency funding bills to allow CHIPS funds reimbursements to be released to local municipalities. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

COMMITTEE REPORTS:

Mr. Vanselow informed the Town Board that there was nothing new to report from the Wastewater Committee at this time. Mr. Vanselow expects to have a report at the next Town Board meeting.

OLD BUSINESS:

Supv. Goodspeed explained that the Town Board was still struggling with the recycling and garbage collection issues. Regarding the garbage collection issue, it appears that any contractor will have to pay “prevailing wage” to his employees. The Town of Johnsbury is in the Albany/Saratoga district for prevailing wage; this is a higher rate region than the district which Hamilton County is in. Supv. Goodspeed explained that “prevailing wage” is a wage based on a district wide negotiated wage and added that Warren County is in the Albany/Saratoga district which has a higher wage rate than that of the region including neighboring Hamilton County.

The Town has been looking at possible ways to deal with the issue. An intermunicipal agreement with the Town of Thurman was looked into; however, an agreement could not be reached. There are exemptions to the prevailing wage regulations which may be applicable in this instance; Supv. Goodspeed explained that the Town Attorney had informed him that the Town Board could extend the contract for a short period. Supv. Goodspeed asked that the Town Board extend the period of the contract through June 1, 2010 in order to allow time for the Town Attorney to examine the bid package for possible required changes and to time for the Town Board to determine if a bid for garbage collection should be authorized.

RESOLUTION NO. 81

Mr. Stevens presented the following resolution, and moved its passage with a second from Mr. Arsenault to authorize the extension of the current garbage collection contract which is scheduled to expire on May 13, 2010, through June 1, 2010 for the purpose of examining the bid packet for necessary changes. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0.

Supv. Goodspeed asked Secretary Cherie Ferguson to update the Town Board on the hamlet of North Creek speed limit issue. Ms. Ferguson explained that she had contacted the Warren County Sheriff Office about temporarily obtaining some of the signs which display cars speeds and the speed limit; the display type signs may become available, but currently there are none available. The Sheriff will have an unmarked speed check vehicle in the hamlet. Mr. Vanselow asked why the vehicle would be unmarked when the reason for the sign was education not punishment; Ms. Ferguson replied that the Sheriff had said that the speed check vehicle was the available vehicle.

Supv. Goodspeed reminded the Town Board that the discussion of camping at the Ski Bowl Park during the White Water Derby/Adirondack Adventure Weekend (April 30-May 2) needed to be concluded as this was the last meeting prior to the weekend of the event. Ms. Kate Nightingale, representing the event planners, explained that the only proposed camping operators were the parents of the Cub Scouts and only on Saturday night. Ms. Nightingale then outlined the planners' suggested rules for camping which were similar to those suggested by the Ski Bowl Park Committee. The guidelines suggested camping only near the swimming area and at a suggested cost of twenty dollars per site or more. Ms. Kelly Nettle of the Ski Bowl Park Committee asked that the event be operated according to the park committee guidelines; Mr. Vanselow noted that the Town Board had tasked Mr. David Bulmer and Ms. Nightingale with creating guidelines and he believes that as timing is short that the planners' guidelines should be accepted. Mr. Robert Nettle, also a member of the Ski Bowl Park Committee, said that he believed the planners' guidelines to be good; his concern is that of toilet facilities. Mr. Nettle noted that the toilet facilities in the park are quite a distance from the swimming area and that the facilities are quite close to the new structures in the park and asked about adding portable toilets for the weekend. Mr. Stephen Hayes noted that the problem of controlling the campers was important; Mr. Joel Beaudin said that the rowdy behavior had seemed to be less during recent years; Mr. William Waldron asked that the Town Board try to make camping work. Mr. Arsenault asked if there was an expectation of finding a group for Friday night coverage; Ms.

Nightingale said that the planners would not ask to have camping allowed Friday without a group to run it and that so far no group had been found. Supv. Goodspeed said that there was a need to know that the campers would be a “good crowd”; he added that he was not sure how to assure that, but that it was necessary. Ms. Nightingale said that the plan was to keep the number of campers small. Ms. Nettle asked that the Town Board get an insurance notice from the organizing group (White Water Derby/Chamber of Commerce). Mr. Vanselow asked if camping on only Saturday night would be acceptable to Mr. Bulmer and Ms. Nightingale and their respective organizations; Mr. Bulmer and Ms. Nightingale agreed that Saturday night only camping would be acceptable. Mr. Mark Schmale, representing the Cub Scouts group agreed and noted that the camping should be kept in a confined area near the swimming area. Mr. Schmale added that he would be comfortable working with both the planners and the Ski Bowl Park Committee to come up with a consolidated set of rules for the camping.

RESOLUTION NO. 82

Mr. Stevens presented the following resolution, and moved its passage with a second from Mr. Vanselow to allow camping at the Ski Bowl Park on Saturday night only; with the planning groups (White Water Derby/Chamber of Commerce and Mr. Mark Schmale) meeting to create a composite set of camping guidelines and to set a fee for camping and to report their decisions to the Town Supervisor as soon as possible. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed noted that his office needs to reach out to the Warren County Sheriff to assure police coverage for the White Water Derby weekend; Mr. David Bulmer said that he has met with the Warren County Sheriff to discuss coverage for the weekend.

Mr. David Bulmer asked that the Town Board authorize the closing of the gates at the Ski Bowl Park overnight of the White Water Weekend and that the Town Board pass a resolution to prohibit alcoholic beverages in the Ski Bowl Park for the White Water Weekend. Secretary Cherie Ferguson will provide Mr. Bulmer with the gate key for the weekend.

RESOLUTION NO. 83

Mr. Stevens presented the following resolution, and moved its passage with a second from Mr. Arsenault that the Town Board prohibits alcoholic beverages in Ski Bowl Park for the White Water Derby/Adirondack Adventure Weekend (April 30-May 2) for the purpose of assisting in crowd control for the weekend. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed explained that Front Street Mountain Development has deposited scrap wood for burning in a bin near the Highway garage to be made available at no charge to those who wish to pick it up. Supv. Goodspeed noted that he has received some complaints about the wood in the bin being treated wood, or having plastic attached and therefore, not being suitable for burning. Mr. Mac Crikelair (Front Street Mountain Development) said that the treated wood was placed in the bin by accident and that his company will be removing the treated wood and plastic soon.

Supv. Goodspeed informed the Town Board that the finalization of the Occupancy Funds contract with the Chamber of Commerce for the area directory had not been finalized. As of February 28, the work was not completed and the brochures are still not printed; the contract specifies that the work must be completed by the end date of the contract, in this case, February 28. Mr. David Bulmer, Chamber of Commerce President, replied that the Chamber of Commerce had worked to collect the data and prepaid for the printing, however, there were problems with the printing which would have led to an unsatisfactory product and that the anticipated delivery date is late next week and he requested that the Town Board allow an extension of the contract for thirty days.

RESOLUTION NO. 84

Mr. Arsenault presented the following resolution, and moved its passage with a second from Mr. Morehouse to authorize the extension of the end date of the Occupancy Tax funds contract between the Gore Mt. Region/Town of Johnsbury Chamber of Commerce and the Town of Johnsbury regarding the production of the area directory be extended for thirty days from today, April 20, 2010. With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Goodspeed) Nays – 1(Vanselow).

Supv. Goodspeed explained that various reviews of the development project by Front Street Mountain Development conducted by various local municipal and state agencies have lead to a significant meeting being planned for Thursday, April 29, at 1:00pm at Tannery Pond Community Center; Supv. Goodspeed added that no action will be taken by the Town Board at this meeting, it is a workshop meeting. Supv. Goodspeed noted that there is a legal process which the Town and the North Creek Water District need to go through prior to allowing the connection of the Front Street Mountain Development project to the North Creek Water District; included in the process are an analysis of the impact of the project on the water district and a public hearing. Attorney Daniel Smith representing Front Street Mountain Development said that it was good to have the planned meeting. Supv. Goodspeed said that it would be an attempt to find a plan to satisfy the requirements of the various local and state agencies involved in reviewing the project. Supv. Goodspeed said that the meeting would be open to the public, but not open to public comment.

(Mr. Vanselow left the meeting at 8:12pm)

Supv. Goodspeed added that the Town Board has no plans to overrule or go above the local Town agencies and certainly not to undermine the authority of the Planning Board.

NEW BUSINESS

Supv. Goodspeed informed the Town Board that there was a problem with North Creek water District Well #4; the discharge line from the well house which runs through the floor of the well house broke creating a large leak which necessitated taking that well out of service until the line can be repaired. Supv. Goodspeed asked Engineer James Suozzo, engineer of the North Creek Water District, to explain the problem and the planned repair. Engineer Suozzo explained that while well #4 has been shut down that well #6 has been running fine and is supplying the necessary water so no emergency conservation measures are needed; he praised the planning and

work of local water district maintenance technician Mr. Charles Rawson for finding the problem and planning a solution which was readily agreed to by the local Department of Health office. As repairs to the existing line would undermine the well house itself, the plan is to run a new line through the well house wall and connect it to the current line at a little distance from the well house. It is expected that the repairs will allow Well #4 to be returned to service by late next week following the necessary testing.

(Mr. Vanselow returned to the meeting at 8:16pm)

Supv. Goodspeed explained that due to the loss of the bridge on Harrington Road that Highway Supt. Hitchcock is looking into the idea of reconfiguring the Harrington Road connection to State Route 8 in a manner which will avoid crossing Johnson Brook and eliminate the need for a bridge. Supt. Hitchcock's plan would require land owner consent for the Town to acquire some land in order to reconfigure the road. The plan would be to go further east on State Route 8 and go behind the Keith Harvey residence; this plan would not solve the flooding problem of a residence on Harrington Road. Supt. Hitchcock said that he has spoken with New York State Department of Transportation and that department was accepting of the plan. Mr. Vanselow expressed worries about line of sight issues for the entry/exit on State Route 8. Mr. Arsenault said that it would seem to be a moot point if Mr. Wayne Schoonmaker was not interested in the plan. Mr. Arsenault asked Supt. Hitchcock the cost of repairing/replacing the bridge; Supt. Hitchcock replied that it would cost at least \$200,000.00. Mr. Arsenault said that this would obviously interrelate with the possible loss of CHIP'S funds. Supv. Goodspeed asked Mr. Wayne Schoonmaker to give the Town Board his views on the reconfiguration plan; Mr. Schoonmaker said that he was not in favor of the plan as he believes that it will negatively impact his property with a loss of property value and the loss of privacy with the loss of some driveway space and lawn area. Mr. Schoonmaker asked that the Town Board try to do something to control the beaver problem; he added that the current temporary bridge had lasted about seven years. Supv. Goodspeed noted that the beaver are a difficult legal issue. Several of the dams are on private property and the NYS Department of Environmental Conservation has provided little information. Ms. Kelly Nettle asked if the property owners could be held liable; Supv. Goodspeed replied that he would not be willing to guess. Mr. Arsenault noted that this has happened twice and asked what the Town can do to resolve the problem; Supv. Goodspeed replied that the Town Attorney suggests doing nothing as the best way to keep from incurring liability and he added that it is a DEC issue. Ms. Nettle said that the Adirondack communities need to put pressure on the legislature to change the law to correct the problem. Mr. Morehouse replied that regulation is a problem, as control of natural creatures is difficult. Mr. Stevens added that it is also a question of individual property owners' rights versus those of several owners. Highway Supt. said that he had discussed the beaver dam issue with representatives of the Adirondack Park Agency and that agency will try to influence the DEC on the issue. Mr. Lloyd Burch noted that Mill Creek is higher than Johnson Brook and that water will not run uphill.

Supv. Goodspeed explained that the Kellogg (Waddell) property is currently owned by the Open Space Institute (OSI) which is ready to move forward with the transfer of the Kellogg (Waddell) property to Warren County and that there is a Riverfront grant of \$190,000.00

available and the match could be made up in large part from the worth of the buildings, leaving about \$40,000.00 to be made up in work. A local group has come up with an operations proposal for the property which will eliminate the costs of maintaining the properties. Mr. David Bulmer, president of the Chamber of Commerce, said that several organizations and groups are interested in use of the property; he added that this could be a revenue producing property and the Chamber of Commerce is in favor of the Town acquiring the property. Adirondack Community College is interested in bringing some courses to North Creek; as is the Adirondack Museum. Ms. Michelle San Antonio, of the North Creek Railway Depot Association, said that the OSI is willing to transfer title to the Town and that the Farmers' Market is very pleased with the site. Ms. Kelly Nessle asked if there was a grant of \$400,000.00; Supv. Goodspeed replied that only \$190,000.00 of the grant is for the Kellogg property and the rest is for other communities. Mr. Wayne LaMothe, Assistant Director of the Warren County Planning Department, explained that Warren County is under contract for the grant, the funding is secure for the stabilization of the buildings; included is \$20,000.00 for the analysis and design of a trail to Sullivan's Island. Assistant Director LaMothe added that the NYS Department of State is very happy with the program and that Warren County is ready to look at the Main Street revitalization program and that a portion of the grant had been used to put heat in the Owen's House. Assistant Director LaMothe also added that Warren County would no longer be a partner in the project and the engineering and work force would not be available from Warren County. Mr. Bulmer said that the group discussing the operations proposal for the property should meet again to discuss the operations plan further and asked that the Town Board authorize Supv. Goodspeed to look into the transfer and also authorize the Town Attorney to review any necessary documents. Ms. Nessle noted that Warren County has been a tremendous help to the Town; Supv. Goodspeed added that the Warren County Planning Department in particular has done a great deal for the Town. Mr. Vanselow asked if there was a time limit from OSI; Supv. Goodspeed replied that OSI had hoped to change title last year and that the organization will look to divest in the near future, probably sooner rather than later. Assistant Director LaMothe noted that the OSI charter is not to be a landowner and that the North Creek Action Plan includes the acquisition of the Kellogg (Waddell) property if possible; he added that Warren County has not officially rejected the property. Mr. Arsenault, Mr. Morehouse and Mr. Vanselow said that they were in favor of the Town acquiring ownership of the property. Mr. Stevens was cautious in expressing his support, he noted that it was a rare opportunity and should be explored. Mr. Stevens added that the Town taxpayers will probably shoulder some costs involved in acquiring the property; he said that he would like to have some idea of the legal costs and the possible future revenues from the property. Mr. Vanselow said that the user fees would be difficult to project. Mr. Stevens said that the Tannery Pond Community Center was supposed to be self supporting and that it is not. Mr. Arsenault asked the sunset of the grant funds; Assistant Director LaMothe replied that it was likely two years. Supv. Goodspeed said that the item would be brought back to the Town Board in May.

Supv. Goodspeed gave a short update on the improvements to the Town ball fields. Clay for the base paths has been laid down; concrete for the pads for the dugout has been donated. A search is still on for concrete for the walls. League play will begin soon, but it is hoped that some rehabilitation may be accomplished before the start of play.

Supv. Goodspeed asked if the Town Board wished to act upon the request from Highway Department employee, Mr. William Mosher regarding an extension of his health insurance as he will be unable to return to work for a few months longer following an operation. Mr. Mosher's health insurance benefit expires on May 1, an employee's position has typically been held up to one year and the insurance for six months; Mr. Mosher's insurance and position will have been held for six months as of May 1.

RESOLUTION NO. 85

Mr. Arsenault presented the following resolution, and moved its passage with a second from Mr. Stevens to hold open the position of Mr. William Mosher for ninety (90) days, with a review at that time, and to terminate his insurance as of May 1, with an offer of COBRA, which historically has been done. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed informed the Town Board that Social Services may be able to supply some individuals to assist the Parks Department in summer work activities; he asked that the Town Board authorize the execution of a Work Experience Program (W.E.P.) contract to accept individuals with acceptable abilities. Mr. Morehouse noted that the individuals covered by the program can run power equipment. Supv. Goodspeed explained that he is hoping to obtain some help for cemetery mowing and other Park work; he added that the individuals in this program don't need constant supervision.

RESOLUTION NO. 86

Mr. Arsenault presented the following resolution, and moved its passage with a second from Mr. Morehouse to authorize the Town Supervisor to execute a Work Experience Program (W.E.P.) contract with the Warren County Department of Social Services to allow the Town to acquire additional help for the Parks Department for cemetery mowing or other similar activities. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed noted that the monthly report of the Animal Control Officer, William Mosher, for the month of March 2010, was in the Town Board members' packets

Supv. Goodspeed noted that there was no monthly report of the Zoning Enforcement Officer, Christopher May, for the month of March 2010, as there had been no activity in February.

Supv. Goodspeed distributed the Supervisor's Monthly Report, for the month of March 2010, to the members of the Town of Johnsbury Town Board.

Supv. Goodspeed informed the Town Board that the refrigerator at the Tannery Pond Community Center has failed; Sect. Cherie Ferguson has researched the cost of repair versus the cost of a new refrigerator and found that the cost of repair includes the travel to diagnose the problem and then the actual cost of repairs. The repairs would leave the Town with an older refrigerator and a new one would cost from \$548.99 (Sears & K-mart) to \$649.00 to 699.00 (Lowe's). Lowe's does not stock a refrigerator without a freezer which the failed item did not have. Mr. Vanselow asked the amount of use which the refrigerator received; Sect. Ferguson

replied that the use was incidental; however, the kitchen is advertised as caterer ready with a full kitchen.

RESOLUTION NO. 87

Mr. Morehouse presented the following resolution, and moved its passage with a second from Mr. Arsenault to authorize the purchase of a refrigerator, to replace the failed one at Tannery Pond Community Center, from either Sears or K-Mart depending upon availability at a cost of \$548.99. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays – 0

Supv. Goodspeed informed the Town Board that he had issued a memo to Parks/Buildings Supt. Matt Olden that there was no funding for overtime in the budget and that any use of overtime needed prior approval from his office.

Supv. Goodspeed asked if the Town Board wished to act upon the request read earlier in the correspondence from Mr. James J. Lomax to place a geocache in Ski Bowl Park. Mr. Lomax noted in his letter that the geocache would promote the Rail Road Museum in North Creek. Mr. Morehouse asked if this was likely to cause much disturbance in the park. Accounts Clerk Candace Lomax, the wife of Mr. James J. Lomax, replied that it was not damaging and would attract people to the Park; she added that it was a small item to be located using Global Positioning System (GPS) tracking.

RESOLUTION NO. 88

Mr. Arsenault presented the following resolution, and moved its passage with a second from Mr. Morehouse to allow Mr. James J. Lomax to place a geocache in Ski Bowl Park with the understanding that the placing of the item will cause no sizable disturbance in the park. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays - 0

Supv. Goodspeed asked if the Town Board wished to act upon the request read earlier in the correspondence from Highway Superintendent Daniel Hitchcock that the Town Board authorizes him to attend the 2010 Highway School at Ithaca College June 7 through 9, 2010. Supt. Hitchcock informed the Town Board that the costs would be registration of \$90.00, lodging approximately \$387.00 and the mileage cost in addition.

RESOLUTION NO. 89

Mr. Stevens presented the following resolution, and moved its passage with a second from Mr. Arsenault to authorize Highway Superintendent Daniel Hitchcock to attend the 2010 Highway School at Ithaca College June 7 through 9, 2010, with the costs expected to be as follows: registration of \$90.00, lodging approximately \$387.00 and the mileage reimbursement for the trip at \$.45 per mile. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays – 0

Supv. Goodspeed asked if the Town Board wished to act upon the request, noted as delivered to the Town Clerk and given to the Town Board earlier in the meeting, from the White Water Derby, Inc. requesting that the Town Board grant that organization a blanket vending permit for their sponsored event the Adirondack Adventure Festival to be held April 30 through May 2, 2010

RESOLUTION NO. 90

Supv. Goodspeed presented the following resolution and moved its passage with a second from Mr. Arsenault to authorize the Town Clerk to issue the White Water Derby, Inc a blanket vending permit for their sponsored event the Adirondack Adventure Festival to be held April 30 through May 2, 2010 and further, that the White Water Derby, Inc be exempt from the fee for said vending permit. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays –0

Supv. Goodspeed asked if the Town Board wished to act upon the application, noted as delivered to the Town Clerk and given to the Town Board, from the North Creek Farmers Market Association, Inc. requesting that the Town Board grant that organization a blanket vending permit for their sponsored events for 2010.

RESOLUTION NO. 91

Supv. Goodspeed presented the following resolution and moved its passage with a second from Mr. Morehouse to authorize the Town Clerk to issue the North Creek Farmers Market Association, Inc. a blanket vending permit for their sponsored events during the 2010 year and further, that the North Creek Farmers Market Association, Inc. be exempt from the fee for said vending permit. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays –0

Supv. Goodspeed asked if the Town Board wished to act upon the request, read earlier in the meeting, from Ms. Tara Cleveland asking that the Town Board request a speed limit reduction on South Johnsbury Road in the area of the Hudson Street connection due to the danger to children playing near the road presented by vehicles traveling at the current speed limit.

RESOLUTION NO. 92

Supv. Goodspeed presented the following resolution and moved its passage with a second from Mr. Arsenault that the Town Board of the Town of Johnsbury authorizes the Town Supervisor and/or Town Clerk to sign all necessary documents to initiate a request for a reduction of the speed limit on South Johnsbury Road in the area of Hudson Street due to the danger to children playing near the road presented by vehicles traveling at the current speed limit. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays –0

Supv. Goodspeed informed the Town Board that he has had discussions with Town Attorney Jordan and North Creek Water District operator/engineer Jim Suozzo regarding changes in the North Creek Water District regulations; he added that he expects to have the changes from the Town Attorney for the next Town Board meeting May 4, 2010.

PRIVILEGE OF THE FLOOR

Mrs. Nancy Beaudin announced that on May 5, at the Copperfield Inn, Mr. Wes Dingman will present an informational meeting on applying for Community Fund grants.

Accounts Clerk Candace Lomax noted that Highway Supt. Hitchcock had brought in work logs for the repairs necessitated by the recent washouts due to heavy rains; there were

\$36,000.00 in costs for the repairs; she is working with Supt. Hitchcock to file for FEMA funds for these repairs and an additional \$200,000.00 for bridge replacement.

Accounts Clerk Lomax informed the Town Board that as of January through March 2010 versus the same period in 2009 that the plastic was down about one half haul; the newspaper hauls were about double 2009, no hauls of tin cans in 2010 and one haul in 2009, two hauls of glass in 2010 and one in 2009. Account Clerk Lomax said that the 2010 recycling numbers, while down were down only slightly. The garbage collection was down two hauls; Account Clerk Lomax said that the 2010 garbage hauls were marginally the same as 2009. Supv. Goodspeed said that he believed these numbers show substantial compliance compared to last year.

Mr. Robert Nettle asked what the \$183,057.13 payment to Warren County in the Capital Projects Warrant was for; Accounts Clerk Candace Lomax explained that this was a pass through payment in association with the 1st Wilderness Heritage Grant which is paid to the Town and delivered to Warren County where the grant is administered.

RESOLUTION NO. 93

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Morehouse that the following certified bills which have been reviewed by the board members be paid: General Fund- Warrant #7G/Claims #131-175; Highway Fund- Warrant #7H/Claims #65-92; North Creek Water Dist.- Warrant #7W/Claims#24-30; Capital Projects Fund- Warrant #2CPF/Claim #2; Library Fund-Warrant #4L/Claims#20-30. With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays -0

A motion to adjourn the meeting was presented by Supv. Goodspeed with a second from Mr. Morehouse at 9:55pm With 5 members voting in favor the resolution is declared carried. Ayes-5 (Arsenault, Morehouse, Stevens, Vanselow, Goodspeed) Nays -0

The next regular Town Board meeting will be held at 7:00pm on May 4, 2010 at the Wevertown Community Center, Wevertown, NY

Prepared by William Rawson, Town Clerk