

**Minutes of the Town of Johnsburg  
Regular Meeting  
October 3, 2017  
Wevertown Community Center  
2370 State Route 28, Wevertown, NY**

Minutes of the Regular Meeting of the Town Board of the Town of Johnsburg held on Tuesday October 3, 2017 at 7:00 PM at the Wevertown Community Center, 2370 State Route 28, Wevertown, NY

**Regular Meeting**

Councilman Arsenault called the meeting to order at 7 p.m. and the pledge to the flag was led by Councilman Arsenault.

**PRESENT:**

Eugene Arsenault -- Councilman  
Arnold Stevens -- Councilman  
Councilman - Peter Olesheski, Jr  
Katharine Nightingale -- Councilwoman  
Jo A Smith -- Town Clerk

Absent: Supervisor - Ronald Vanselow

**APPROVAL OF MINUTES FOR REGULAR MEETING September 19, 2017**

**RESOLUTION #150-17**

Mr. Stevens presented the following resolution and moved its passage with a second from Ms. Nightingale to accept and approve the minutes of the September 19, 2017 Regular Town Board Meeting.

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

**CORRESPONDENCE:****Kelly Nessle – LARAC Grant**

I would like to request a resolution from the Town Board to approve the submission of a grant request to LARAC for the 2018 After School Arts Club activity. Each year, Kate Hartley instructs two or three sessions over 22 weeks which explores some aspect of art with the children who become involved. Last spring it was mural painting; this fall it is print making. Her courses are well-attended and loved.

We will be requesting \$1750 from LARAC, 25% of which will be matched by the Johnsbury Youth Committee grants account, if required. There is no cost to the town.

**RESOLUTION #151-17**

Mr. Olesheski presented the following resolution and moved its passage with a second from Mr. Stevens to accept and approve the submission of a grant in the amount of \$1,750 to LARAC for the 2018 After School Arts Club Activity, 25% of which will be matched by the Johnsbury Youth Committee account, if required.

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Olesheski, Nightingale) Nays - 0

**COMMITTEE REPORTS:****Ski Bowl Garden**

Ms. Judy Brown would like to see someone hired to take charge of the Ski Bowl Garden which is a zone 3 garden and would like to have a sign put up out by Route 28 so that people can find and enjoy the garden. Ms. Brown also stated that the watering system needs to be upgraded/updated and the hoses are plugged up.

Mr. Olesheski stated that Occupancy Tax can be used for the garden and for the hiring of someone.

Ms. Nessle stated that the town needs a full-time person for all the Town's Garden's / plant beds.

Ms. Brown suggested that this could be part of ORDA's in-kind service.

### **Occupancy Tax Update**

Mr. Olesheski presented the following changes for the Occupancy Tax Procedure

1. The Committee would like the Town Board to commit \$10,000 in Occupancy Tax Funding to put toward a direct PR campaign, which would be contingent on Wayne LaMothe from Warren County finding money to match it (either as part of their current set-aside money or in addition to) Wayne has indicated to the Business Alliance that he is fairly certain that he can find money to match...

2. Using the remaining funds, the Committee would like to have a fall application deadline (November 15) and a spring application deadline (April 15) - not all available money will necessarily get awarded, but may be held over to the next application period

\*We ask that the Town Board not make awards of Occupancy Tax funding outside of the two application periods

3. The Committee would like to roll out a new and improved application and instructions for this fall (Emily is drafting). There would also be a form that groups could use to notify the Committee if they are awarded money, but the scope of their project changes during the year

4. Prior to the application deadline in fall/spring, the Occupancy Tax Committee would like to hold a public workshop or two, which would provide information and feedback to those organizations working on or planning to file an application for funding

5. During the deliberation process to make Occupancy Tax Awards, the Committee would like to invite all applying organizations to come and give a brief presentation/answer questions for us (not mandatory)

6. The Committee would like to clarify/simplify the requirements for filing for reimbursement from the Town (Mr. Olesheski plans to discuss this with Sherry Williams, the Towns Bookkeeper)

7. The Committee would like organizations that receive funding awards to be required to file a follow-up report/evaluation, whether they actually used the funding for what they applied for in fulfillment of the purpose that they stated or not

Ms. Nessel suggest hiring a PR person from the Glens Falls area.

Ms. Nightingale asked if there is a standard funding amount for the April / Nov dates.

Mr. Olesheski stated that most of the funding come in the fall and a smaller amount in the spring so no set dollar amount.

Ms. Nightingale inquired who is on the committee this year. Mr. Olesheski stated that himself, Dwayne Spitzer, Deb Zack, John Stafford, David Skibinski, Emily Stanton, Bernadette Speech

Mr. Olesheski stated that Mr. LaMothe thought he could get the county to match the 10 thousand.

### **Phone System upgrade for Highway Garage**

Mr. Olesheski stated Mr. Preston met with Sherry, Dan and Mike at the Highway Garage regarding the phone system. Mr. Preston is traveling now and needs more time and information to complete the quote. Mr. Olesheski is hoping to have this to the board by the next meeting.

### **OLD BUSINESS:**

#### **Revise Resolution #146-17**

#### **RESOLUTION #152-17**

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Olesheski to accept and approve the removal of Jan 3, 2018 Board Meeting Date from Resolution #146-17.

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Olesheski, Nightingale) Nays - 0

### **Partial Payment (Real Property Tax Section 928 - A)**

Ms. Smith, Town Clerk stated after speaking with several other Towns and the Town Attorney, she does not advise the Board to accept partial payments for the Real Property Tax now. Ms. Smith stated that once the re-value was done then she suggests the Board re-visit this.

**NEW BUSINESS:**

**SUPERVISORS MONTHLY REPORT FOR SEPTEMBER 2017**

**RESOLUTION #153-17**

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Olesheski to accept and approve the Supervisor Monthly Report for September 2017.

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Olesheski, Nightingale) Nays - 0

**SCRAP METAL BID**

**RESOLUTION #154-17**

Mr. Stevens presented the following resolution and moved its passage with a second from Ms. Nightingale to approve and accept a legal ad for “**Scrap Metal Bid**”, which will be received at the office of the Town Clerk, 219 Main Street, North Creek, NY until 12:00 pm, Tuesday, November 21, 2017 and will be opened at the regular meeting of the Town Board at the Tannery Pond Community Center, 228 Main Street, North Creek, NY at 7:00 pm on the same date.

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Olesheski, Nightingale) Nays - 0

**SENIOR TRANSPORTATION**

**RESOLUTION #155-17**

Mr. Olesheski presented the following resolution and moved its passage with a second from Ms. Nightingale to approve and accept a legal ad for “**Senior Citizen Transportation Bid**”, which will be received at the office of the Town Clerk, 219 Main Street, North Creek, NY until 12:00 pm, Tuesday, November 21, 2017 and will be opened at the regular meeting of the Town Board at the Tannery Pond Community Center, 228 Main Street, North Creek, NY at 7:00 pm on the same date.

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Olesheski, Nightingale) Nays – 0

**Budget Amendments for OCTOBER 2017**

Mr. Arsenault asked to have the following budget amendments passed for October 2017.

**BUDGET AMENDMENTS**

**RESOLUTION #156-17**

Mr. Stevens presented the following resolution and moved its passage with a second from Ms. Nightingale to accept and approve the following Budget Amendments for October 2017

1	Dog Control CE	A35104	\$1,000.00	
	Supt of Highway CE	A50104	\$1,500.00	
	Contingency	A19904		\$2,500.00
	Allocate Contingency Funds for higher than budgeted expenditures			

2	Purchase of Land CE	A19404	\$41,000.00	
	Unassigned Appropriated Fund Balance	A915		\$41,000.00
	Allocate Fund Balance for purchase of Goodman Property			

Correction to Amendment 3 for Sept/Debit should be to Justice CE as follows:

Justice CE	A11104	\$10,608.00
Unclassified Revenues	A2770	\$10,608.00

Apply Justice Grant received February, 2017 to Grant expenditures

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Olesheski, Nightingale) Nays - 0

**WARRANT FOR SEPTEMBER 25, 2017**

**RESOLUTION #157-17**

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Stevens to pay the following certified bills which were paid on September 25, 2017:

General Fund (Total \$33,520.60) - Claims # 17-945 to 17-947; 17-950 to 17-951; 17-953 to 17-955; 17-964 to 17-982; 17-984 to 17-994

Highway Fund (Total \$73,893.90) - Claims #17-957 to 17-963; 17-983; 17-992 to 17-994

Water District (Total \$2,375.97) – Claims # 17-948 to 17-949; 17-952; 17-956; 17-965; 17-992

Public Library Fund (Total \$933.85) – Claims #17-993; 17-994

Trust & Agency Fund (Total \$1,803.16) – Claims #17-992; 17-994

Total all warrants \$112,527.48

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Olesheski, Nightingale) Nays – 0

**WARRANT FOR OCTOBER 3, 2017**

**RESOLUTION #158-17**

Mr. Olesheski presented the following resolution and moved its passage with a second from Mr. Stevens that the following certified bills which have been reviewed by the board members for October 3, 2017:

*General Fund* (Total \$10,953.16) - Claims #17-998 to 17-1003; 17-1007; 17-1009 to 17-1012; 17-1018; 17-1021 to 17-1026

*Highway Fund* (Total \$5,134.82) - Claims #17-1004 to 17-1006; 17-1019

*Water District SW* (Total \$3,141.00) – Claims #17-1008; 17-1020

**Total all warrants \$19,228.98**

With 4 members voting in favor, the resolution is declared carried. Ayes-4 (Arsenault, Stevens, Olesheski, Nightingale) Nays - 0

### **PRIVILEGE OF THE FLOOR**

Mr. Sterling Goodspeed stated that while he was Supervisor, ORDA approached him about the condition of the Lodge. After discussion ORDA removed and put up the new existing Lodge, with grant funding, money from the Ski Hut fire and ORDA paying the rest. Mr. Goodspeed went on to state that ORDA was having a meeting in Lake Placid tonight and they were going to possibly be pulling from North Creek.

### **Summer/Autumn Park Operational Proposal Memorandum of Understanding**

Under this proposal ORDA would gain summer/autumn seasonal operation in a limited portion of Ski Bowl Park defined generally as the area from the large historic pine tree atop the small hill, generally northerly across park land including the area between the two lifts and the ski terrain.

ORDA will bring an estimated \$15 Million in recreational improvement to this part of its operation.

A more specified plan will be presented to the Town of Johnsbury within thirty (30) days of execution of this Memorandum of Understanding. This plan will include a detailed estimate of the employment opportunities added as a result of the operation.

ORDA operations will not impinge on other park uses including but not limited to gardens, ball fields, rec courts, pavilion, youth program, Waynestock and Upper Hudson Bluegrass Festival.

ORDA will hold harmless and indemnify the Town for any liability associated with its operation.

In consideration of the right of use ORDA will provide the Town of Johnsbury the following, defined consideration:

The Town of Johnsbury will become a stake holding participant in winter and summer marketing plans and advertising initiatives, a defined portion of which **will**



market the mountain and community in cooperative partnership.

Individual businesses within the Town of Johnsbury will receive a discounted opportunity to market and purchase advertising in such publications.

ORDA will add a feature to its website that portrays the Town of Johnsbury as an authentic ski town without emphasizing any individual business.

ORDA and the Town of Johnsbury will work in partnership on future marketing initiatives.

ORDA will work in partnership with the Town of Johnsbury and the Town Youth Commission to establish an amount of free access to the summer operation, perhaps to be associated with the Johnsbury Youth Program.

ORDA will add attractive signage that connects the seasonal operation to Main Street business.

This proposal permits the Town of Johnsbury and ORDA to mutually benefit from a summer/autumn operation in a part of the park that is not presently being used. It defines the relationship between ORDA and the Town of Johnsbury as a partnership. It enables the business community and town wide youth to benefit from the newly proposed operation. Finally, it builds on the interconnect concept by moving more consumers to our main street and more young people to our mountain.

Mr. Arsenault stated that the communication is a huge factor between the Town and ORDA, the Town finds out after the fact.

Mr. Stevens stated he would like to see the Town and ORDA have a go between.

Ms. Arnheiter suggested Mr. Goodspeed.

Ms. Nettle suggested Ms. Donna Welch.

Mr. Olesheski stated that he would still like to see if they can iron this out and that the Town Board isn't holding it up it's ORDA.

Mr. Goodspeed suggested Ed Bartholomew.

Mr. Arsenault wants to wait to see what they say when they come back to the Board.

Mr. Tom Welsh stated that the North Creek Farmers Market Organization is discussing dissolving the Non-for-Profit Organization. The Chamber has interest and others with interest, to continue with the Farmers Market. Mr. Welsh went on to state that at the next Chamber Board meeting they would be discussing it again.

On Motion of Mr. Stevens and seconded by Ms. Nightingale the meeting was adjourned at 8:42 p.m.

The next regular Town Board meeting will be held at 7:00 p.m. on October 17, 2017 at Tannery Pond Community Center, North Creek, NY

Prepared by Jo A Smith, Town Clerk

---