

**Minutes of the Town of Johnsburg
Regular Meeting
December 19, 2017
Tannery Pond Community Center
228 Main Street
North Creek, NY 12853**

Regular Meeting

Councilman Arsenault called the meeting to order at 7:00 p.m. and the pledge to the flag was led by Councilman Arsenault.

PRESENT:

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

Absent: Supervisor - Ronald Vanselow

Memoriam Jeffrey A Baroudi

Town of Johnsburg Town Board

Resolution # 202

SPONSORED BY ENTIRE BOARD:

***IN MEMORIAM
JEFFREY A. BAROUDI***

WHEREAS, recognizing Jeffrey A Baroudi, departed this life on December 9, 2017, for his service to the Town of Johnsburg during the summer months, and

WHEREAS, Jeffrey Baroudi had served as the Town of Johnsburg JTPTA Adolescent Youth Program; and

WHEREAS, Jeffrey Baroudi had served the Town of Johnsbury as a volunteer Firefighter and EMT with the North Creek Fire Department for 25 years and as Fire Chief for 5 years; and

WHEREAS, Jeffrey Baroudi had served the Town of Johnsbury as a dedicated Teacher at Johnsbury Central School, and a coach for 35 years

NOW, THEREFORE,

BE IT RESOLVED, that the members of the Town Board hereby express their appreciation for the many years of service, rendered by the late Jeffrey A Baroudi to the entire community, and hereby express their regret for the loss to the Town, to the community and to his family, and it is

FURTHER RESOLVED, that a copy of this resolution as inscribed in the minutes of this meeting be submitted to his family, in suitable form executed by the entire Town Board of the Town of Johnsbury.

APPROVAL OF MINUTES FOR REGULAR MEETING DECEMBER 5, 2017

RESOLUTION #203-17

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Stevens to accept and approve the minutes of the December 5, 2017 Regular Town Board Meeting.

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

CORRESPONDENCE:

None

COMMITTEE REPORTS:

OCCUPANCY TAX

Mr. Olesheski presented the following recommendations to the Board for award for Occupancy Tax.

Town of Johnsburg Occupancy Tax Recommendations For 2018							
	Organization	Project Name	Amount Requested	Project Funded in 2017	Organization Funded in 2017	Average Score	Suggested Award
1	Live More Adventures	Rock Climbing & Music Weekend	\$4,700	No	No	78.57142857	\$4,700
2	Johnsburg Fine Arts	Streetscape Mosaic	\$5,940	Yes	Yes	76.25	\$5,940
2	Karl Varnai/John Goddard	NC Pop up Park	\$2,600	No	No	76.25	No Award Rec.
4	White Water Derby	White Water Derby	\$1,500	Yes	Yes	68.75	\$1,500
5	Upper Hudson Trails Alliance	Kiosk Trail Maps	\$600	No	Yes	66.25	\$600
5	Upper Hudson Trails Alliance	2018 Events Promotion	\$2,000	No	Yes	66.25	\$1,000
7	NC Business Alliance	Shuttle	\$4,500	Yes	Yes	65.75	\$4,500
8	Gore Mountain Region Chamber	ADK Sports & Fitness Show Booths	\$890	Yes	Yes	65	\$890
9	Our Town Theatre	Over the River and Through the Woods	\$940	Yes (similar)	Yes	64.625	\$940
10	Judy Brown	Beautification of Ski Bowl & Downtown	\$4,560	No	No	64.5	\$4,000
11	NC Business Alliance	Music by the River	\$1,500	Yes	Yes	57.75	\$1,000

12	Tannery Pond Center	2018 Concerts & Performances	\$6,800	Yes (similar)	Yes	57	\$1,100
13	Beth Maher	NC Farmer's Market	\$2,965	No	No	56	No Award Rec.
14	Gem Radio Theatre	Country Line Dancing	\$750	No	Yes	54.625	No Award Rec.
15	Peter Morehouse	Adirondack Guide Olympics	\$3,000	Yes	Yes	54.5	No Award Rec.
16	Gore Mountain Region Chamber	Second Homeowner Postcards	\$996	No	Yes	52.25	\$996
17	Gem Radio Theatre	Movies by the River	\$1,350	Yes	Yes	51.5	\$1,000
18	NC Business Alliance	Cruise Nights	\$1,500	Yes	Yes	49.875	No Award Rec.
19	Our Town Theatre	OTTG 2018 Season Open Celebration	\$600	No	Yes	46.75	No Award Rec.
20	Gore Mountain Region Chamber	Coloring Book	\$2,750	No	Yes	42.5	No Award Rec.
							\$28,166
		Total Requested for 2018:	\$50,441			Estimate Available for 2018:	\$28,333

RESOLUTION #207-17

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Stevens to accept and approve the following recommendations for Town of Johnsborg Occupancy Tax 2018 which includes a change to UHTA from \$1,000 to \$2,000. We are going to save \$2000 from their 2017 award and set it aside for the potential purchase of LED screens in 2018.

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2	Johnsburg Fine Arts	Streetscape Mosaic	\$5,940	Yes	Yes	76.25	\$5,940
2	Karl Varnai/John Goddard	NC Pop up Park	\$2,600	No	No	76.25	No Award Rec.
4	White Water Derby	White Water Derby	\$1,500	Yes	Yes	68.75	\$1,500
5	Upper Hudson Trails Alliance	Kiosk Trail Maps	\$600	No	Yes	66.25	\$600
5	Upper Hudson Trails Alliance	2018 Events Promotion	\$2,000	No	Yes	66.25	\$2,000
7	NC Business Alliance	Shuttle	\$4,500	Yes	Yes	65.75	\$4,500
8	Gore Mountain Region Chamber	ADK Sports & Fitness Show Booths	\$890	Yes	Yes	65	\$890
9	Our Town Theatre	Over the River and Through the Woods	\$940	Yes (similar)	Yes	64.625	\$940
10	Judy Brown	Beautification of Ski Bowl & Downtown	\$4,560	No	No	64.5	\$4,000
11	NC Business	Music by the	\$1,500	Yes	Yes	57.75	\$1,000

	Alliance	River					
12	Tannery Pond Center	2018 Concerts & Performances	\$6,800	Yes (similar)	Yes	57	\$1,100
13	Beth Maher	NC Farmer's Market	\$2,965	No	No	56	No Award Rec.
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							\$28,166
		Total Requested for 2018:	\$50,441			Estimate Available for 2018:	\$28,333

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

OLD BUSINESS:

ORDA CONTRACT

Mr. Arsenault stated that the ORDA Contract has been signed.

NEW BUSINESS:

MILL CREEK RECREATION PROPERTY

Mr. Arsenault stated that we did not receive the Grant Funding and that he had told them that we would decide by the end of the year. Ms. Deanna Wood stated that the committee is recommending acceptance of the property. Mr. Arsenault asked the Town Clerk if she had a copy of the resolution that Attorney Fuller had prepared, Ms. Clerk stated yes but not with her. (Ms. Jo A Smith looked at the resolution and it was combined with Sullivan's Island, so she contacted Attorney Fuller to get an updated resolution & she e-mailed the resolution out to the Board).

RESOLUTION #208-17**TOWN OF JOHNSBURG
COUNTY OF WARREN, STATE OF NEW YORK**

Resolution No. 208 of 2017

Adopted December 19, 2017

Introduced by Mr. Stevens

who moved its adoption

Seconded by Ms. Nightingale

**RESOLUTION ACCEPTING DONATION OF PROPERTY TO THE TOWN OF JOHNSBURG FROM
OPEN SPACE INSTITUTE LAND TRUST, INC.**

WHEREAS, OPEN SPACE INSTITUTE LAND TRUST, INC., (formerly known as "BEAVERKILL CONSERVANCY, INC.") a not-for-profit corporation under New York law having its principal office at 1350 Broadway, Room 201, New York, New York 10018 (hereinafter referred to as "OSILT") is the owner in fee simple of certain real property ("Mill Creek Preserve") situated in the Town of Johnsburg, Warren County, New York, consisting of approximately 223.77 ± acres of land (commonly referred to as the "Mill Creek Preserve Property"); and

WHEREAS, OSILT is additionally the owner in fee simple of certain real property ("Sullivan's Island") situated in the Town of Johnsburg, Warren County, New York, consisting of approximately 3.56 ± acres of land and more specifically described as Warren County Tax Map Identification Number 66.5-1-8 (common referred to as the "Sullivan's Island Property"); and

WHEREAS, the Mill Creek Preserve Property and the Sullivan's Island Property possesses significant scenic, open space and public recreation values (collectively the "Conservation Values"); and

WHEREAS, the Conservation Values are of great importance to OSILT, the Town of Johnsburg, and the general public; and

WHEREAS, OSILT desires to donate and the Town of Johnsburg desires to acquire the Mill Creek Preserve Property and the Sullivan's Island Property as dedicated parkland for recreational trail use by the general public for non-motorized recreational purposes; and

WHEREAS, the Town Board of the Town of Johnsburg has determined that the property would be beneficial to the interests and welfare of the citizens of the Town; and

WHEREAS, the Town Board by resolution 122 of 2017 authorized the acceptance of the Sullivan Island property from OSILT and does wish to now authorize the acceptance of the Mill Creek Preserve Property; and

WHEREAS, the Town Board desires to authorize the Town Supervisor to execute any and all necessary documents to accept the donation of real property described herein and the Town desires to accept the donation of such real property and to dedicate same forever as parkland.

NOW THEREFORE BE IT:

RESOLVED, that the Town Board hereby accepts the donation from the OSILT of the Mill Creek Preserve Property as well as the previously authorized Sullivan's Island Property; and be it further

RESOLVED, that the Town Board authorizes the Town Supervisor, or in his or her absence or refusal, the Deputy Town Supervisor, to execute the necessary documents to affect the acceptance of donated real property being donated by OSILT as defined herein and set forth in Schedule "A" attached hereto and made part hereof upon review of proposed documents and title by the Town Attorney; and be it further

RESOLVED, that the Town Clerk is hereby directed to issue a receipt to the Donor, OSILT, acknowledging the Town's Receipt of the donation at closing; and be it further

RESOLVED, that said real property shall forevermore dedicated as parkland of the Town of Johnsburg for use as a public park subject to reasonable rules and regulations as the Town Board may from time to time adopt, amend and replace; and be it further

RESOLVED, that this resolution shall take effect immediately.

ROLL CALL VOTE: With 4 members voting in favor, the resolution is declared carried.

Ayes-4 (Arsenault, Stevens, Olesheski, Nightingale)

USE OF WEVERTOWN BUILDING

Mr. Arsenault explained that they would like to keep the main Floor of Wevertown for the Judge and adult meetings only and the downstairs for all parties.

BUDGET AMENDMENTS

Mr. Arsenault went over the Budget Amendments

RESOLUTION #209-17

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

Budget Amendments Dec 2017

1	Community Outreach Unassigned Appropriated Fund Balance A915	A89894 A915	\$11,000.00	\$11,000.00
	Allocate Fund Balance for 2016 Payment to ACOC made in Dec 2017 per Board Resolution			
2	Publicity CE Other Taxes/Occ Tax	A64104 A1113	\$10,000.00	\$10,000.00
	Appropriate Increased Occ Tax Revenues to cover Occ Tax Expenses			
3	Town Clerk CE Parks CE Medical Insurance Unassigned Appropriated Fund Balance A915	A14104 A71104 A90608 A915	\$100.00 \$9,000.00 \$2,500.00	\$11,600.00
	Allocate Fund Balance for overexpended lines			
4	Machinery CE Unassigned Appropriated Fund Balance DA915	DA51304 DA915	\$10,000.00	\$10,000.00
	Allocate Fund Balance for unexpected major truck repairs			
5	Library CE Library PS	L74104 L74101	\$1,000.00	\$1,000.00

To shift budgeted lines for expenditures

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

DISABILITY INSURANCE

It was discussed that the only employees that have Disability Insurance and the Highway employees and this should be on all full-time employees.

RESOLUTION #210-17

Mr. Olesheski presented the following resolution and moved its passage with a second from Mr. Stevens to accept and approve Disability Insurance on all full-time Employees.

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

WARRANT FOR DECEMBER 19, 2017

RESOLUTION #211-17

Ms. Nightingale presented the following resolution and moved its passage with a second from Mr. Olesheski to pay the following certified bills:

General Fund (Total \$36,220.68) - Claims # 17-1277 to 17-1301; 17-1314; 17-1324

Highway Fund (Total \$15,468.51) - Claims #17-1301 to 17-1305; 17-1316; 17-1325

Water District (Total \$2,150.93) – Claims # 17-1306; 17-1312 to 17-1314

Public Library Fund (Total \$827.82) – Claims #17-1307 to 17-1311; 17-1316

Total all warrants \$54,667.94

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

PRIVILEGE OF THE FLOOR

Ms. Deanna Wood Thanked the Board for all they do.

On Motion of Ms. Nightingale and seconded by Mr. Stevens the meeting was adjourned at 8:23 p.m.

The next regular Town Board meeting will be held at 7:00 p.m. on January 4, 2018 at Wevertown Community Center, 2370 State Route 8, Wevertown, NY.

Prepared by Jo A Smith, Town Clerk
