

**Town of Johnsbury  
Regular Meeting of the Town Board  
Zoom Meeting  
September 15, 2020 7:00 PM**

<https://us02web.zoom.us/j/2172603617>

Meeting ID: 217 260 3617

888 788 0099 US Toll-free

877 853 5247 US Toll-free

Supervisor Hogan called the meeting to order at 7:03 pm and the pledge to the flag was led by Jack McArdle.

**PRESENT:** Andrea Hogan – Supervisor  
Eugene Arsenault – Councilman  
Arnold Stevens – Councilman  
Laurie Arnheiter – Councilwoman  
Justin Gonyo – Councilman  
Kate Lorah - Town Clerk

**Resolution for Ann Deppe**

***RESOLUTION #137-20***

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Gonyo to approve the Resolution for Ann Deppe as follows:

**In Appreciation ANN P. DEPPE**

The Town of Johnsbury proposes the following resolution in recognition of Ann P. Deppe for her exemplary employment and volunteer hours.

**WHEREAS** Ann P. Deppe served as the Town of Johnsbury Assessor for over 20 years. In addition, Ann served as Planning and Zoning Board Secretary, Planning Board member and Board of Assessment Review Chairperson.

**WHEREAS**, Ann P. Deppe exhibited outstanding community spirit and brought respect and integrity to the Assessor’s office in the Town of Johnsbury.

**WHEREAS**, Ann was an inspiration with unwavering commitment, willingness and ability to respond to the challenges of the assessing field.

**WHEREAS**, The Town of Johnsbury does hereby commend Ann for her dedication, outstanding public service and distinguished commitment to the Town.

**Be It Resolved** that the Town Board formally acknowledges and extends profound appreciation to Ann P. Deppe for her years of service from 1998 – 2020.

Andrea Hogan, Supervisor, Eugene Arsenault, Councilman, Arnold Stevens, Councilman, Justin Gonyo, Councilman, Laurie Arnheiter, Councilwoman

With 5 members voting in favor the resolution is declared carried. Ayes – 5 (Hogan, Arsenault, Stevens, Arnheiter, Gonyo) Nays – 0

### **Approval of minutes September 1, 2020**

### ***RESOLUTION #138-20***

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Stevens to approve the minutes from the September 1, 2020 meeting. With 5 members voting in favor the resolution is declared carried. Ayes – 5 (Hogan, Arsenault, Stevens, Arnheiter, Gonyo) Nays – 0

### **New Business:**

- **Capital Projects for highway – review and prioritize**

Fred Comstock listed projects he wants to move forward including bridges, paving, moving the highway department and sandpit, and equipment needs including a tandem, a small truck, and a mini excavator.

Mr. Stevens asked if it would be cost effective to purchase material rather than mining the Town's own. Mr. Comstock said purchasing would be more costly.

Ms. Hogan noted that Mr. Comstock sold \$49K worth of surplus, which money could go toward the purchase of a small truck.

Ms. Hogan brought up the possibility of bonding because interest rates are very low. Bonding would allow for better planning for replacement of equipment, and with newer equipment purchased, would save on repair expenses. Mr. Gonyo noted he would support bonding. Ms. Hogan said she will arrange for someone to attend a Board meeting to explain the bonding process.

The Board asked Mr. Comstock to supply them with itemized equipment pricing and life expectancies.

Ms. Hogan referred to moving the Highway garage and said the next steps are to begin saving the money, consider including in a bond resolution, and seeking a good location. Mr. Gonyo added that design should be taken into account – and Ms. Hogan replied that Kelly Nettle has begun that research.

### **Old Business:**

- **Streetscape**

The grant for the Streetscape project requires the work be completed in 2020. The bid was put out by Warren County, and the lowest bidder had to be rejected because the bid response was missing information. Ms. Hogan said all bids could be rejected and rebid or accept the bid from Keller and Sons and renegotiate.

### ***RESOLUTION #139-20***

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Gonyo to accept the bid for the Streetscape project from Keller and Sons as follows:

**RESOLUTION AUTHORIZING THE TOWN BOARD FOR THE TOWN OF  
JOHNSBURG, NY TO AWARD THE  
GENERAL CONSTRUCTION CONTRACT (WC 35-20) TO  
WM. J KELLER & SONS CONSTRUCTION CORP.**

WHEREAS, the Town Board is undertaking a project called the North Creek Streetscape & Water Infrastructure Project (hereinafter referred to as ‘the Project’) that includes the replacement and installation of various sections of curbing, potable water service lines and miscellaneous appurtenances located along Main Street from Ski Bowl Road to the Johnsbury Town Hall located at 219 Main Street in North Creek, New York; and

WHEREAS, the Project will be constructed with Town funds and work-force account and existing Department of State funding; and

WHEREAS, the Town’s consultant engineer the Project, Cedarwood Engineering (“Project Engineer”) has completed the design for the Project, and the Project has been put out to bid as one General Construction Contract (WC 35-20); and

WHEREAS, all members of the Town Board have received copies of the bid documents (or a summary thereof) from the low bidders on each of the contracts and have reviewed those documents, and have conferred with the Project Engineer and discuss the bid documents and elements of each bid; and

WHEREAS, the Town Board wishes to proceed in a timely and prudent manner to negotiate and secure a contract for the General Construction Contract (WC 35-20), and to commence construction of the Project.

NOW BE IT RESOLVED, the Town Board hereby authorizes the Supervisor to negotiate and then execute the Notice of Award for the General Construction Contract (WC 35-20) to the lowest responsible bidder listed below utilizing available funding allocated for the Project:

<u>Project Component</u>	<u>Contractor</u>	<u>Award Amount (*not to exceed)</u>
General Construction Contract (WC 35-20)	WM J. Keller & Sons Construction Corp. 1435 Route 9 Castleton, NY 12033 Tel: (518) -732-7782	<b>*\$223,000</b>

BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor or her designee to work with the Project Engineer and Project Attorney (as required) to negotiate with the low bidder on the terms, conditions, and final specifications of the Project, and to execute contract with WM. J Keller & Sons Construction Corp. subject to the approvals of Department of State and any other applicable jurisdictional agencies.

WHEREUPON, the question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Andrea Hogan	VOTING <u>Yea</u>
Arnold Stevens	VOTING <u>Yea</u>
Laurie Arnheiter	VOTING <u>Yea</u>
Gene Arsenault	VOTING <u>Yea</u>
Justin Gonyo	VOTING <u>Yea</u>

With 5 members voting in favor the resolution is declared carried. Ayes – 5  
(Hogan, Arsenault, Stevens, Arnheiter, Gonyo) Nays – 0

**Old Business:**

- **Fire suppression system for Senior Center**

Matt Olden was able to get two estimates for a fire suppression system for Senior Center. With a statement that a third estimate was unattainable, accepting one of the bids does not break procurement policy.

***RESOLUTION #140-20***

Ms. Arnheiter presented the following resolution and moved its passage with a second from Mr. Arsenault to accept the bid for a fire suppression system for Senior Center from New York Fire and Security in the amount of \$2500 plus \$241.95 for fire extinguishers. With 5 members voting in favor the resolution is declared carried. Ayes – 5 (Hogan, Arsenault, Stevens, Arnheiter, Gonyo) Nays – 0

- **Budget discussion – plan to move budget from tentative to preliminary on Oct. 6, set public hearing for October 20, Adopt Nov. 5**

The Board agreed on a plan to move the 2021 budget from tentative to preliminary on Oct. 6, set the public hearing for October 20, and adopt as final Nov. 5.

**New Business:**

- **Post position for library director**

Susan Schmidt has given notice of her retirement on November 4<sup>th</sup>. The Town in conjunction with the Library Board will need to advertise to fill her position.

***RESOLUTION #141-20***

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Gonyo to post the position for library director. With 5 members voting in favor the resolution is declared carried. Ayes – 5 (Hogan, Arsenault, Stevens, Arnheiter, Gonyo) Nays – 0

## **Committee Reports**

**Highway** – Ms. Arnheiter said she visited Garnet Lake Dam and that she'd like to set up a meeting with the Garnet Lake Dam Association to come to an understanding which could be passed to the Town attorney. Mr. Stevens stated that we already have an agreement that has been marked up by the Town attorney and asked if that could be sent on to the Association.

### ***RESOLUTION #142-20***

Mr. Stevens presented the following resolution and moved its passage with a second from Mr. Gonyo to send the agreement that has been marked up by the Town attorney to the Garnet Lake Association. With 5 members voting in favor the resolution is declared carried. Ayes – 5 (Hogan, Arsenault, Stevens, Arnheiter, Gonyo) Nays – 0

**Parks** – Ms. Arnheiter asked about the dugout which was blown down. Ms. Hogan said that Gore will store the materials for the Winter and hopefully volunteers will rebuild in the Spring.

## **ZEO, Animal Control, Historian and Assessor's Reports**

ZEO, Animal Control, Historian and Assessor's Reports are in the Board packets.

## **Supervisor's monthly report**

### ***RESOLUTION #143-20***

Mr. Gonyo presented the following resolution and moved its passage with a second from Mr. Stevens to accept the Supervisor's monthly report. With 5 members voting in favor the resolution is declared carried. Ayes – 5 (Hogan, Arsenault, Stevens, Arnheiter, Gonyo) Nays – 0

## **Approval of Warrants**

**General Fund** (Total \$35,525.69)  
**Highway Fund** (Total \$155,066.64)

**Library Fund** (Total \$1016.12)  
**Water District** (Total \$8197.32)  
**Trust and Agency** (\$7068.96)  
**Total all warrants \$206,874.73**

### ***RESOLUTION #144-20***

Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Gonyo to approve the warrants. With 5 members voting in favor the resolution is declared carried. Ayes – 5 (Hogan, Arsenault, Stevens, Arnheiter, Gonyo) Nays – 0

### **Privilege of the floor:**

Deana Wood mentioned a training meeting for cemetery restoration Saturday, September 19th, 10-2, at the Mill Creek Cemetery, Garnet Lake Road N.

### **Motion to adjourn**

### ***RESOLUTION #145-20***

At 8:32 Mr. Arsenault presented the following resolution and moved its passage with a second from Mr. Arsenault to adjourn. With 5 members voting in favor, the resolution is declared carried. Ayes - 5 (Hogan, Arsenault, Stevens, Arnheiter, Gonyo) Nays- 0

Next meeting Tuesday, October 6, 2020 7 pm  
Online Zoom Meeting

Prepared by:

Kathleen C. Lorah