

REGULAR TOWN BOARD MEETING

TUESDAY, DECEMBER 13, 2011

Minutes of the Public Hearing held on the above date beginning at 6:45 pm at the Lake Placid Beach House, 49 Parkside Drive, Lake Placid, New York.

Members Present: Supervisor Politi, Councilman Doty, Councilman Rand, Councilman Favro, Councilman Miller, Laurie Curtis Dudley

Others Present: Larry Straight, Attorney Ron Briggs, Chris Morris, Attorney Bill Kissel, Bob Leu, Ruth Richards, Pam Bellos, Billy Bellos, Jim Morganson,

Supervisor Politi opened the Regular Town Board meeting at 7:00 pm by asking everyone to stand for the Pledge of Allegiance.

Supervisor Politi asked for a motion to approve the Minutes of the Public Hearings and the Town Board Meeting on November 10, 2011.

Councilman Favro moved and Councilman Doty seconded the motion to approve the minutes as written and presented. There being no further discussion, the motion was unanimously carried by those present.

PERSONS PRESENT OPPORTUNITY TO SPEAK – BOB LEU – TAHAWUS WAY

Supervisor Politi invited Attorney Kissel, Mr. Leu, Mrs. Richards and the Bellos to join them at the table.

Attorney Kissel – Thank you Mr. Supervisor. I represent the folks on Tahawus Way. We have a petition signed by all the owners that has been signed pursuant to Section 200 of the Town Law, requesting the Town consider improving it to dedication standards as a town road. I understand you have a Mr. Marvin survey showing what the 50 ft. Right-Of-Way would look like. As I understand, the Highway superintendent has had a chance to look at that.

Supervisor Politi – Larry, you have had an opportunity to review that map? The location of the ROW is satisfactory to you?

Larry Straight – Yes I have reviewed the map and the ROW is satisfactory.

Attorney Kissel – In the petition there is a \$30,000 number for the Bond. I know you have had a discussion with some of the folks I represent, and I think with Bob Marvin as well, and my understanding is that it would include legal and survey fees.

Supervisor Politi – I am not aware of that. Do you know anything about that, Larry?

Larry Straight – Those fees are not included in the \$30,000.

Attorney Kissel – It is my understanding from Mr. Leu that the owners would prefer to have that included so somebody does not have to be out of pocket for those expenses.

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Supervisor Politi – I have included that and Cathy looked at it. It gives you an approximation of an annual cost amortized over 10 years. It may qualify for 15 years. Breaking down the principal; \$30,000 for road paving, \$1,500 for Bond Council fee, \$1,995 for Bob Marvin survey and metes & bounds descriptions, \$1,800 legal fees, \$1,500 for miscellaneous. This would establish what we believe the maximum amount of cost. It could be less. The interest rate is 4% on \$36,800. Per property, the cost would be \$468.36 which reduces in the year 2021 to \$347.93. If they agree to 15 years, we will modify it.

Attorney Kissel – If it can be 15 years, the homeowners would like to extend the bond as far as they can to lower the payment.

Supervisor Politi – That is not our call. The term of the amortization is up the bond council. I know the petition was signed by 50%, but was it signed by 100%?

Attorney Kissel – It was signed by 100% of the owners.

Supervisor Politi - What are your plans for paving? Is it planned for the spring?

Larry Straight – No. It will be sometime in the summer. We may get to some of the prep-work before then, but the paving will be after we get our paving done.

Councilman Miller – Are you working with a contractor?

Larry Straight – Yes.

Supervisor Politi – Larry is happy with what they have done. We have the petition, the map and the Metes & Bounds. It is a matter of finalizing the legal work. As a Board, I would entertain a motion to approve the dedication of Tahawus Way subject to the appropriate legal package that is acceptable to the Town Attorney as well as the Town Superintendent.

Councilman Favro moved and Councilman Doty seconded the motion to approve the dedication of Tahawus Way subject to the appropriate legal package that is acceptable to the Town Attorney as well as the Town Superintendent. There being no further discussion, the motion was unanimously carried.

Attorney Kissel – Thank you so much. I know all these people are all very appreciative.

Supervisor Politi – We are happy to do it. It is unfortunate that we can't take over all the roads in the condition that they are in. We have to treat everyone the same.

Councilman Miller – This is something you have wanted for a long time.

Pam Bellos – In the winter, we can't get emergency trucks there.

Supervisor Politi asked for a Roll Call Vote: Councilman Favro; Aye, Councilman Rand; Aye, Councilman Doty; Aye, Councilman Miller; Aye, Supervisor Politi; Aye.

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MEGAN LEVITT – HER DOGS

Supervisor Politi – Megan Levitt wanted to be here tonight but couldn't make it. Jim Morganson is here. She has stopped to see me on a number of occasions regarding an incident that occurred in the Town; the unfortunate shooting of her dogs. They were evidently on someone else's property who had free roaming livestock of fowl. She was requesting that there be something in our ordinance dealing with such instances. Jim Morganson agreed to come this evening to chat about the existing Land Use Code and the possibility of modifications thereof.

Jim Morganson – Roby has been diligent in this. We looked at our current code. There is no way in the current Code I can address this citizen's needs. There is a good email from one of the Judges about looking at what the DEC and others have to say. From my end, I do not have an enforcement action to take in this case. The Supervisor suggested we look at a new standard. What were your thoughts, Roby?

Supervisor Politi – The Code only address dangerous conditions and defines agricultural practices. It also goes so far as saying you can't discharge a firearm within 500 ft of a public right-of-way, public trail or existing residence. Unfortunately, it is my understanding the State Police chose not to get involved in this particular case. The language that is in the existing Code is very broad and does not address this particular type of incident. I don't think it would be very hard to change the ordinance and to add the language, especially in the green and organic times with many people growing gardens and raising chickens and other animals within the Town, that said "all live stock or farm fowl must be fenced or caged on the owners property and are not allowed to be free roaming". If you are an adjoining land owner, you would not necessarily want chickens running all over your yard. In this particular situation, that is the case. I don't have a problem with such language to be offered to Dean Dietrich's Board for consideration of a modification to the existing Code.

Councilman Doty – I don't think it would take much research to find agricultural laws. The most restrictive are within Villages that still allow agricultural. Townships have a broader spectrum.

Supervisor Politi – I'm sure it would be easy. This all comes to recognition that the ordinance does not have clarity for this type of situation and to ask them to come up with language that addresses such. It is not any different than not allowing dogs to run free.

Councilman Rand – It is common sense.

Councilman Miller – Is this something that goes in the Land Use Code or a Town Law, like the leash law?

Councilman Doty – I think we should adopt it as a Town Law.

Councilman Miller – This is Roby's "Chicken Leash Law"!

Attorney Briggs – I think a Local Law would be the way to go.

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Councilman Rand – If you add it to the Ordinance then it is a Local Law, right?

Attorney Briggs – You are absolutely right. An amendment to the Land Use Code becomes a local law.

Supervisor Politi – The local law is very clear. You can't discharge a firearm within 500 ft of a public right-of-way or 500 ft of a residence. The State Police turned their backs on it because they did not want to get involved. Their feeling was that someone had a right to protect their property. Our law says one thing and they looked at it differently.

Councilman Miller – What are the ramifications if you put this in the Code. If the chickens are running wild, what are the ramifications?

Attorney Briggs – We are going to do the same thing, enforce it. It is an unclassified misdemeanor. If you violate it then there are fines and things like that.

Supervisor Politi – Except our Judge is not willing to take a position in another case. So that doesn't help us.

Councilman Favro – It is almost two fold. The dogs were running loose and we have a leash law. Are we making something we can enforce? If we can enforce the dogs, how do you enforce the chicken law?

Councilman Rand – At least it wouldn't result in a situation where a guy would shoot a dog. A fence is the way to go.

Councilman Miller – How do you enforce something like that? In this case, we have a law in place with the dogs that wasn't being followed. Right now we are looking at the chickens as the problem.

Supervisor Politi – It's not just that, Bob. We could be looking at a situation where someone's cows or horses get out and cross the road and a bus hits it. Who knows.

Jim Morganson – My office is at its best when people ask questions. People who call and say I would love to have a couple of chickens, what do I need to do? If we are able to say chickens are acceptable provided they are in a fence. Megan Levitt is looking for some kind of answer or relief.

Attorney Briggs suggested going to the District Attorney because it is in the law now and Supervisor Politi informed him that the State Police are aware of the Law and decided not to pursue it.

Jim Morganson explained that Megan Levitt has been most gracious and is looking for something to almost replace the emptiness of this lost dog. She does not want to see this happen to someone else going forward.

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Attorney Briggs – I suggested we adopt a law which the vast majority will follow. I will draft something up for your consideration.

Jim Morganson – She apologizes for not being here. One of her kids is sick. She thanks you.

BILLY BELLOS – EAGLE SCOUT

Supervisor Politi – I want to introduce Billy Bellos who is here tonight with his mother. Billy's Eagle Scout project is refurbishing the 10th Mountain Division memorial on River Road. He has a great plan of cleaning the area up including benches. The County is very appreciative and I have a Resolution coming for you in the next few weeks. I will call you as soon as I get it so you can have it as a part of your project input. We thank you for your interest in being here tonight and for helping the community. Without folks like you, things like this don't get done.

Councilman Rand – At the 10th Mountain rededication at Whiteface Mountain, I had someone who was involved in the 10th Mountain in Italy during WWII. He had expressed concern about the deterioration of the monument. I will let him know that this is happening.

The Board thanked Billy Bellos and wished him well.

PERYEA APPRAISAL

Supervisor Politi – you all have a copy of the appraisal. I don't know if you want to discuss here at this point.

Councilman Doty – We shouldn't get into pricing. But I did run into Al, Dana Peryea's representative, just this afternoon. Dana is looking forward to what we found out. Is it appropriate for us to forward the appraisal to Al for Dana to see it? Our agreement was such that we were to look at the same.

Supervisor Politi – Absolutely. I don't think there is any need not to.

Councilman Doty – I'll give Al my copy tomorrow.

Supervisor Politi – He knows it is complete. Going forward the only issue is the estimate on replacing the water tank. The issue of what we are going to do going forward.

Councilman Doty – Maybe we should talk about the different options in a different session. I talked to Brad at length this morning. We do have different options and they don't just concern McKenzie Pond Road. There are other sites within Ray Brook that could work that are underutilized. It might mean a conversation with the state. I do know that there are resources available for entities that want to share water projects. As you know, Ray Brook prisons are deficient in water. All the acquiring is going to help the big picture.

Supervisor Politi – Why don't you meet with Al and Dana?

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Councilman Doty – Dana questioned if we make the offer to purchase or does Dana come to us and offer to sell.

Supervisor Politi – We would make an offer to purchase it with the approval by the Board and on behalf of the users in Ray Brook.

Councilman Doty – At this current price, should we agree tonight as to whether this is acceptable to us?

Supervisor Politi – We could in executive session. I don't want to talk about now because I don't want him reading about it in the paper before we talk to him. We did talk to him about our interest in acquiring the property and talked about having the appraisal done. Dana needs to review it and so forth. When we make a formal offer, which we need to review with Ron, then it would become public.

Councilman Doty – Once we share that information, I would like to meet with Brad Hathaway and go over some of the options.

Supervisor Politi – We should do that at a workshop.

GOLDEN RING TAX ASSESSMENT

Supervisor Politi – I wanted to talk about the Golden Ring Tax Assessment.

Attorney Briggs – We can talk about it open session or closed session.

Supervisor Politi – I don't have a problem talking about it openly.

Attorney Briggs – I talked to Cathy Drobny in more detail. Golden Ring filed the grievance and which was pending and in the new assessment year the assessment was reduced to the amount that they sought in the grievance. The first year was still in play. Cathy Drobny said she spoke with Kim Daby and he agreed to the reduction which is set forth in the stipulation which would result in refunds to the taxpayer for a total amount of \$17,000; \$7,000 from Town and County, and \$10,000 from the school district. When we covered this at a meeting sometime ago, I was asked the question, are there any refunds, and I said I can't tell looking at the document. I think you adopted a resolution which approved you to sign it provided there were no refunds.

Supervisor Politi – That is correct.

Attorney Briggs – In the meantime, we are where we are.

Supervisor Politi – I did speak with Kim Daby who did not verify nor did he ever say that he was agreeable to that situation.

Attorney Briggs – That is what Kimball told me. I am just telling you what Cathy Drobny told me. There is a communication problem between Cathy and Kimball. With that said, do we want

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to give them the next couple of years to get a greater reduction than they should rather than get a refund? They recover their refund in savings going forward.

Supervisor Politi – This is something we have done in the past and that is something we would offer. I am not in favor, nor will I endorse, this agreement in its present state. I have been consistent on this from day one. We don't pay refunds.

Attorney Briggs – I said that to Cathy Drobny. I think there is a communication problem because over the last few years there have been no refunds except in a rare case.

Councilman Doty – They will get relief thought?

Attorney Briggs – They will get relief going forward.

Councilman Doty – Is this a big corporation?

Supervisor Politi - This is the property where subway is and was Nice 'n Easy was. Unless someone feels differently, I will ask you, Ron, to get together with Cathy Drobny and try and work out an agreement to offset the cost for a year.

Attorney Briggs – Do you want to recover the same income in two years going forward, in three, in one? What's the guidelines on that?

Supervisor Politi – See where it goes and we will talk about it. At this point, I don't like the Board having to pay cash on back things. It puts towns, schools, villages and counties in a tough spot for something that was not budgeted. It was an agreement made that I didn't participate in.

Attorney Briggs – It is not an agreement until this board agrees.

RAIL TRAIL CONSULTANT

Supervisor Politi- We met with Chuck Damp last week at our workshop session. We talked about employing a consultant for the North Elba pathway project. Tim Holmes was recommended to us. Exerts of the agreement are as follows:

Description of Services - Tim Holmes is a certified Project Management Professional and has considerable knowledge in pathway project, having worked on proposals with NYS Department of Transportation award funding and on activities to facilitate design these types of programs.

Cost of Service - The cost for his services will be billed to the Town at an hourly rate of \$40 per hour, inclusive of work-time, overhead costs and indirect costs. Direct Expenses will be billed separately and will consist of only those expenses that are directly project-related and that are reimbursable to the Town under the terms of the NYSDOT funding awards. Examples of direct costs include mileage, meal and lodging during project-related travel.

It is anticipated that the amount of hours worked by Holmes will average 20 -25 a week. The Town and Holmes can evaluate the work schedule at any time and adjust as necessary. Tim Holmes will provide 20% of his hours as in-kind services to the Town.

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Payment – Payment to Holmes will be contingent on those costs being reimbursed by NYSDOT under one or more of their awards for development of the North Elba Pathway.

Supervisor Politi - He comes highly recommended.

Councilman Doty – Not to mention he has been involved in this project longer than anyone of you and for as long as Chuck.

Supervisor Politi – Chuck can't do it anymore. He just doesn't have enough time. I don't think any one of us could do it. Payment comes from the award monies. It is up to you what you want to do. I assume you want to move a resolution.

Councilman Doty – We should thank him for the way he is offering to help us.

Supervisor Politi asked for a motion approving his signing of the contract on behalf of the Town.

Councilman Doty moved and Councilman Favro seconded the motion to approve the consulting services contract with Tim Holmes for the North Elba pathway project. There being no further discussion, the motion was unanimously carried.

RE-APPOINTMENT – JOHN ROSENTHAL – JRB

Supervisor Politi – We need to reappoint John Rosenthal to the Joint Review Board. His one year term is up and he now goes to a five year term. I understand he is willing to do this and we thank him very much. The Village has already reappointed him.

Councilman Rand moved and Councilman Miller seconded the motion to reappoint John Rosenthal to a five year term to the Joint Review Board. There being no further discussion, the motion was unanimously carried.

AIRPORT – ATLANTIC TESTING REPORT

Supervisor Politi – the EPA did an inspection of the airport site specifically, the two hangers directly opposite the terminal building. One is a lease to Terry Politi and the other is the Block hanger, which the Town was gifted a number of years ago by Martin Stone. They did a laboratory analysis of the soil sample because of the floor drains in those buildings. Was this brought about by a normal inspection?

Superintendent Straight – The EPA came to the terminal building and talked to Steve Short. It happened before we started the work. It was a regular inspection. They were given the information that there were floor drains in those two buildings. After they looked at them, they came back and said we need to have the soil tested.

Supervisor Politi read a summary of findings from the Atlantic Testing Laboratories:

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Laboratory analysis for the soil sample collected from the bottom of the excavation for the Politi Hanger Building dry well did not identify detectable concentrations of target VOC... The laboratory analysis and soil sample collected near the pipe outlet for the Block Hanger Building dry well identified detectable concentrations of some VOC and semi-VOC, with acetone and indeno(1,2,3-c,d)pyrene reported at levels slightly exceeding the applicable NYSDEC soil cleanup objectives... It is recommended that the dry well system associated with the Block Hanger Building be decommissioned. The impacted soil and debris should be removed, and containerized or stockpiled using polyethylene sheeting as a base and to temporarily cover the soil.

Supervisor Politi- It is my understanding that you have provided this information to DEC.

Superintendent Straight – I sent that document to C&S Engineering. They are handling it for me. When I get results back from C&S, I will forward that to the DEC.

Councilman Doty – We haven't dug up the drywell yet?

Superintendent Straight – I am waiting for C&S to get back to me. I will give the document to DEC and then they will tell us what they want us to do.

SL FIRE CONTRACT

Supervisor Politi asked Attorney Briggs about the Saranac Lake Fire Contract.

Attorney Briggs – I have three copies, I have reviewed them and sent an email to everyone. The payment \$31,726.25 and contract is the same as last year.

Councilman Favro moved and Councilman Doty seconded the motion approve a resolution accepting the Saranac Lake Fire Contract. There being no further discussion, the motion was unanimously carried.

SL AMBULANCE CONTRACT

Supervisor Politi asked Attorney Briggs about the Saranac Lake Ambulance Contract.

Attorney Briggs – The first paragraph says they are covering everything within the borders of the Town and if the rates are acceptable then it is in proper.

Councilman Doty – The rates became effective and noted after Jack had his meeting with them. You should know, of the original proposal that was the middle proposal. When we were going assessment based only, we were \$11,000 less. Because of the number of players in the rescue squad, they needed to move to the next bracket. We all agreed.

Supervisor Politi – Do they have an agreement from all the towns?

Chris Morris – At this point, Harrietstown and St. Armands decided not to.

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Councilman Miller – What is the difference between last year to this year?

Councilman Favro – The contract is the same as last year at \$21,000.

Supervisor Politi asked for a motion to allow him to sign the Ambulance contract.

Councilman Doty moved and Councilman Favro seconded the motion to approve the Saranac Lake Ambulance Contract. There being no further discussion, the motion was unanimously carried by those present.

CRAIG WOOD CLUBHOUSE - RFP

Supervisor Politi – Regardless of what we do at Craigwood, we need to consider restaurant RFP. Normally, this is the time of year that we request proposals.

Councilman Doty – Do you want to pencil it into our next workshop?

Supervisor Politi – We can. It is something we have to discuss soon.

Councilman Miller – We don't know where we are going to be next year.

Supervisor Politi – We can always say, the current building is one price and the new building is another. I have written it, “in the event the Clubhouse is not complete as such rental payment shall be negotiated.”

Councilman Miller – Are there people that may bid only because we have a new building?

Supervisor Politi – It is a legitimate question that we have to discuss.

BUDGET ADJUSTMENTS

Supervisor Politi reviewed the following budget adjustments.

Increase A.1420.0451 Town Wide. Legal Fees for \$12,242.82 (Briggs & Norfolk related to LEGAL FEES RELATED TO 89 JPS LLC V. TOWN OF NORTH ELBA FROM 2/7/11-11/17/11 and Powers & Santola, LLP for LEGAL FEES RELATED TO GRIMDITCH FROM SEP 2010 TO PRESENT, PER R. BRIGGS)

Increase A.1620.0411 Town Hall. Fuel Oil by \$2,411.04 FOR FUEL OIL DELIVERED TO SL TOWN HALL

Increase A.3120.412 Lake Patrol. Gas & Diesel \$1,391.54 FOR FUEL CONSUMED THROUGH OCTOBER

Increase A.5132.412 Town Garage. Gas & Diesel \$41,810.31 FOR GAS & DIESEL PURCHASED FROM GRIFFITH AND GORDON

Increase A.5132.414 Town Garage. Other Consumable Supplies \$2,230.93 FOR MISC SUPPLIES & REPAIRS

Increase A.5182.444 Street Lighting. Electricity \$186.51

Increase A.6772.412 Aging Program. Gas & Diesel \$628.08

Increase A.8160.412 Transfer Station Gas & Diesel \$7,368.25

Increase A.8160.415 Transfer Station Uniforms \$2,406.50 (line item never budgeted for 2011)

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Offset General fund amounts listed above as follows:

Increase Revenues items:

A.0000.2130.0090 Transfer Station. Regular Trash \$47,831.00

A.0000.2130.0060 Transfer Station Recycling Reimbursement \$22,844.98

Increase DA.5120.0320 Bridges.Improvements \$7949.70 FOR TOWN & COUNTRY BRIDGE & RAIL AND ESSEX COUNTY WORK ON ADK LOJ ROAD BRIDGE

Offset by appropriating reserved fund balance—THIS WILL LEAVE \$31163.61 IN FUND BALANCE

Supervisor Politi – I drove out the Loj Road and what a wonderful bridge. Basically, we saved \$500,000 to \$3,250,000.

Councilman Rand - Larry, is there a long range plan for the maintenance on the Loj Road?

Superintendent Straight – at \$51,000 a mile it would be about \$250,000 to pave the road.

Supervisor Politi – That road is utilized primarily by people that go to the High Peaks wilderness region and the Adirondack Mountain Club. I don't foresee a lot of work happening on that road until some type of a partnership is formed going forward. We should maintain it and patch it. I don't see us spending the money in these economic times.

Superintendent Straight – I can see us going as far as the residence that lives on that road.

Councilman Rand – Some of those groups should kick in.

Supervisor Politi - Especially now that they didn't have to pay for the bridge.

Increase DB.5110.103 Highway General Repairs.Personal Svc. O/T \$8,804.75

Increase DB.5110.442 Highway General Repairs.Equipment Rentals \$407.90

Increase DB.5130.412 Highway Gas & Diesel \$2,530.08

Increase DB.5130.417 Highway Equipment Repairs \$7,734.06-SEE ATTACHED LISTING

Increase DB.5142.448 Highway Salt & Sand \$18,260.13 –Larry will explain (related to “unbilled invoices for salt from the County in Sep and Oct)-this is in for payment in January but is 2011 expense.

Supervisor Politi asked Larry Straight to explain the Highway Salt & Sand unbilled invoice.

Superintendent Straight – We got a bill yesterday from the County for \$43,000. They found some salt slips from September/October in a drawer.

Supervisor Politi – How do we know they are accurate?

Superintendent Straight – Because we signed the slips. I called the County for the November salt order I asked if we were current with the county on our salt. I was told we were. I ordered more salt and it put us over budget.

Supervisor Politi – How are we for salt this year?

Superintendent Straight – We have 200 ton in the shed; plenty for the winter. We used about 1,000 tons of salt and 500 ton of sand last year.

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Offset Highway Fund amounts listed above as follows:

Decrease DB.5112.101 Permanent Improvements. Personal Svc \$8,804.75

Appropriate remaining \$28,932.17 from fund balance—THIS WILL LEAVE \$497,294.41 IN CURRENT FUND BALANCE

Increase SP.1346.417 Show grounds Equipment Repairs \$ 1036.50

Increase SP.9950.900 Transfers to Capital Projects \$45,331.73

Offset Park District amounts listed above as follows:

Decrease SP.1345.101 Beach.Personal Svcs \$1,097.85

Decrease SP.1347.101 Toboggan Slide.Personal Svcs \$512.00

Appropriate remaining \$44,758.38 from fund balance—THIS WILL LEAVE \$134,171.65 IN CURRENT FUND BALANCE.

FYI—we also have \$4,985.60 in pending Town share of airport expenditures so far for payment with January claims (2011 expense) –this will come out of park district.

Supervisor Politi asked for a motion on the budget adjustments.

Councilman Miller moved and Councilman Rand seconded the motion to approve the budget adjustments as written and presented. There being no further discussion, the motion was unanimously carried.

COMMITTEE REPORTS: HABITAT FOR HUMANITY

Councilman Doty – I volunteered to jump on Habitat for Humanity committee, as I told you a few months ago. Primarily, we were in a position to receive a donation of two lots down at Otter Landing. However, there is a lot swap going on so I don't know where we stand as far as which lots are still inline. Serving on the Habitat Committee is very rewarding.

CRAIG WOOD CLUBHOUSE UPDATE

Supervisor Politi – We are not proceeding as quickly as we would like. Given the fact that it is taken a while and we have not agreed on exactly the magnitude of construction materials and so forth. It could potentially pose a problem in terms of the length of construction and the completion date. This is something we are going to have to discuss at the next workshop.

Councilman Favro – Many people are thinking the clubhouse is not there any longer. We need to reiterate that it is very much there and can be utilized if we need it.

Supervisor Politi – We are trying to balance whether we tear the building down and start construction then it could take until late July or August to complete. It could potentially interfere with the amount of 2012 budgeted revenue. We need to have everything ready to go in the fall and not the spring.

Councilman Doty – I couldn't agree more. We need to assess the information we have now.

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LAKE PLACID AIRPORT UPDATE

Councilman Rand – Everything at the airport looks great. The addition from the outside looks great.

The board agreed and couldn't believe how fast the construction went. The Block Hanger and the T- Hanger will be ready tomorrow sometime.

Supervisor Politi – We have 10 people on the list for hanger space and we only have five. The list was started as a first come first serve basis but there are a couple people on the list that don't own homes in North Elba. Some don't live in our state. Personally, unless something shows me otherwise, I am not inclined to necessarily consider them as a priority over people who live and recreate here and pay taxes.

The Board agreed with Supervisor Politi. They will review the list.

APPROVE AUDITS AS PER AUDIT #'S

Supervisor Politi asked for motion of approval for the audits.

	Regular	Prepaid	Totals
TOWN OF NORTH ELBA			
CLAIMS APPROVED FOR PAYMENT 12/13/11			
A FUND GENERAL FUND	104709.07	166722.49	271431.56
DA FUND	7949.70	0.00	7949.70
DB FUND TOWN OUTSIDE VILLAGE HIGHWAY	18380.66	41596.17	59976.83
H01 SECURITY/PERIMETER FENCE AIRPORT CAP. PROJECT	0.00	0.00	0.00
H02 -BLOCK HANGAR REHABILITATION AIRPORT CAP. PROJECT	147420.22	0.00	147420.22
H03 - 5 BAY T HANGAR	194560.00	0.00	194560.00
H04-C&D WASTE CELL	0.00	0.00	0.00
H05- CRAIG WOOD GOLF COURSE CONSTRUCTION	35044.49	0.00	35044.49
H06-TERMINAL BLDG	195050.50		195050.50
H07 RUN WAY REHAB	0.00		0.00
H08-AIRPORT MASTER PLAN	1900.00		1900.00
H09-APRON EXPANSION	0.00		0.00
RD03-THIEANOQUEN WAY ROAD DISTRICT	0.00	5552.40	5552.40
SF1 FIRE PROTECTION DISTRICT	0.00		0.00
SF3 FIRE PROTECTION DISTRICT	0.00		0.00
SP PARK DISTRICT	62120.41	71710.67	133831.08
SS21 CONSOLIDATED SEWER DISTRICT	0.00	0.00	0.00
SW1 SEWER DISTRICT #1	0.00	0.00	0.00
SW2 MCKENZIE	0.00	73.80	73.80
SW3 RAY BROOK	2250.00	425.44	2675.44
T TRUST & AGENCY	0.00	0.00	0.00
TE PRIVATE PURPOSE TRUST	0.00	0.00	0.00
Batch 1144-1145	769385.05	286080.97	1055466.02
111921; 112376-112452; 112474-112477; 112479-112492; 112494-112538;			

REGULAR TOWN BOARD MEETING

TUESDAY, DECEMBER 13, 2011

112541-112560; 112562-112569;112593;112597-112600; 1129645; 112647-112648			
Batch 999 (Payroll)	0.00	75484.98	75484.98
112356-112375; 112453-112473; 112572-112592; 112601-112604;			
112608-112611; 112613-112621; 112671-112693; 112709-112712;			
112715-112716			
Batch - HELD	37650.26	0.00	37650.26
112313, 112168, 112522			
DELETED VOUCHERS:			
112478; 112540; 112561; 112605-112607; 112612; 112713-112714			

Councilman Rand moved and Councilman Favro seconded the motion to approve the audits as written and presented. There being no further discussion, the motion was unanimously carried by those present.

PRESS QUESTIONS – DOG INCIDENT

Chris Morris asked what happened with the dog incident. Supervisor Politi explained that someone was walking their dogs and they got loose. They went onto someone’s property that had free roaming chickens and the dogs killed some of the chickens. The homeowner shot the dogs.

Supervisor Politi – We are finding more people raising chickens and people having organic gardens and community gardens.

Councilman Doty – People who have animals have to control their animals and be responsible owners.

Attorney Briggs – It’s unfortunate, you don’t expect your dog to get shot if it is off its leash.

EXECUTIVE SESSION

Councilman Doty moved and Councilman Miller seconded the motion to go into executive session at 8:20 pm for the purpose of discussing an employment contract.

Councilman Favro moved and Councilman Doty seconded the motion to adjourn the executive session and go into the regular board meeting at 8:47 pm.

MOTION IN REGULAR SESSION

Councilman Doty moved and Councilman Favro seconded the motion to approve a Resolution to terminate the contractual agreement with Beardsley Design Associates. There being no further discussion, the motion was unanimously carried.

REGULAR TOWN BOARD MEETING

TUESDAY, DECEMBER 13, 2011

ADJOURNMENT

There being no further business to come before the board, Councilman Rand moved and Councilman Miller seconded the motion to adjourn the meeting 8:48 pm.

Respectfully Submitted,

Laurie Curtis Dudley
Town Clerk