

TOWN BOARD MEETING

TUESDAY, APRIL 7, 2015

Minutes of the Regular Board meeting held on the above date beginning at 7:00 in the Meeting Room of the North Elba Town Hall, 2693 Main Street, Lake Placid, New York.

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

Others Present: Attorney Ron Briggs, Matt Turner, Jason Leon

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 for the minutes of the Board meeting on of March 10, 2015.

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

RESOLUTION OF SUPPORT- ADK YOUTH CLIMATE SUMMIT

Supervisor Politi – Jason, you must be here for the Youth Summit Resolution.

Jason Leon –Tom Dodd and I wanted to put a resolution together because several students, including his daughter, went to the Climate Summit and was recognized by the Whitehouse. It is an initiative to have the local municipalities recognize the student leadership.

Supervisor Politi reads the following:

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Support of the Lake Placid High School, Saranac Lake High School and Tupper Lake High School student's participation in the Adirondack Youth Climate Summit and Program

WHEREAS, the students of the Tri-Lakes continue to provide leadership in the planning of the annual Adirondack Youth Climate Summit and continue to bring inspiration and ideas back to their schools and communities to impact climate change,

WHEREAS, The Adirondack Youth Climate Summit and Program has been recognized by the White House Climate Education and Literacy Initiative as an innovative way to provide students with the science based information about climate change,

WHEREAS, the leadership developed by the Tri-Lakes students has led to one student leader being selected to attend the United Nations Climate Summit in September, 2014 and one student leader being selected to be a White House Champion of Change in climate education,

NOW, THEREFORE, be it resolved that the Town Board of the Town of North Elba does commend and support the past and future actions of the students of the Tri-Lakes and their participation in the Adirondack Youth Climate Summit and Program. Further, we acknowledge their accomplishments, locally and globally, and encourage student participation in this program in the future.

The foregoing resolution was unanimously passed by the Town Board of the Town of North Elba, and therefore duly adopted on April 7, 2015.

Councilman Doty moved and Councilman Favro seconded the motion to approve the Resolution of Support for the Youth Climate Summit. There being no further discussion, the motion was unanimously carried.

ACKNOWLEDGE SENATOR LITTLE'S LEADERSHIP- ORDA FUNDING

Supervisor Politi –I put together a resolution to recognize Senator Betty Little. I think that it's necessary for all of her effort because it was all of her efforts.

The Town Board of the Town of North Elba on behalf of the taxpayers of the North Elba Park District do hereby recognize and acknowledge

Senator Betty Little

For her tireless efforts and commitment to Lake Placid and hereby extend their thanks and appreciation for her 2015 budget pledge of \$250,000 to offset and to ensure the upkeep of the Town's Olympic venues.

This resolution being unanimously adopted on April 7, 2015.

Councilman Favro – She is amazing and always accessible.

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Councilman Miller – It wasn't all her efforts. It was your efforts as well. We need to thank Betty Little but this wouldn't have happened if it weren't for you, Roby.

Councilman Doty – I second that!

Supervisor Politi moved the resolution thanking Senator Betty Little which was unanimously seconded.

Supervisor Politi – I sent her a note and she said, it was nice to be acknowledged because it is not typical that I get acknowledged for such things.

TNE/LPV BEACH MOU

Supervisor Politi –The Town of North Elba and Village of Lake Placid Beach MOU, Ron?

Attorney Briggs – Janet sent it to me when I was out of town. I have not even looked at it. She said in her transmittal that it was the same with minor changes. Looking through it quickly, insurance is standard.

Supervisor Politi – They wanted the permit to become effective on April 15th. Why don't you look at it and I'll come back to it.

After further review:

Attorney Briggs – The MOU between the Village of Lake Placid and the Town looks okay. On the 3rd page there is a date that is missing and to present the audited year in account.

Supervisor Politi – We have to ask Cathy. We can approve it subject to Cathy filling in the information.

Councilman Miller moved and Councilman Doty seconded the motion to approve the Town of North Elba and Village of lake Placid Beach MOU subject to the information from Cathy. There being no further discussion, the motion was unanimously carried.

VETERANS COLD WAR EXEMPTION

Supervisor Politi – Our Assessor discussed the Veterans Cold War Exemption this afternoon with regard to granting reduction benefits to any Cold War Veteran that lives in the Town of North Elba. We discussed the caps on the benefits being Option 7, the 15% at \$27,000 and the Cold War Disability at \$90,000 which will be effective 2016. We all agreed it was the right thing to do.

Councilman Favro moved and Councilman Doty seconded the motion to approve the Veterans Cold War Exemption. There being no further discussion, the motion was unanimously carried.

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PAT GALLAGHER- BOARD OF ASSESSMENT REVIEW

Supervisor Politi – We need to reappoint Pat Gallagher to the Board of Assessment Review. His term is up. He would like to remain on the Board.

Councilman Rand moved and Councilman Doty seconded the motion to reappoint Pat Gallagher to the Board of Assessment Review.

REQUEST FOR FUNDING- SHIPMAN YOUTH CENTER BBQ FESTIVAL

Supervisor Politi – You all received a copy of a funding request from Shipman Youth Center for the BBQ Festival. I have a problem with it in that I don't know that the Town Board should be giving money to these entities for their music and BBQ festival. I don't even know that we technically can do it. Can we Ron?

Attorney Briggs – It's a fundraiser.

Supervisor Politi – If anybody wanted to have a fundraiser and they wanted us to finance it, it would be open season and we wouldn't have much money. We give money to the Youth Center already for a particular service (supervision) not for subsidizing a particular event. That is my personal feeling, gentleman.

Councilman Doty – Well, I tend to agree but we have strong history in always supporting youth. I wouldn't want our refusing this to look like we don't stand behind youth in so many instances.

Councilman Rand – We support them every year.

Councilman Doty – That is what I mean. Like Roby said, this is more event geared, but we are behind every youth venture there is in the area.

Supervisor Politi – We already give them \$5,000 to \$7,000 a year which is in our budget. I don't know why they can't use a portion of that money for this year. We made a commitment already.

Councilman Miller – We have discussed this before; the Oval is used for Suicide Prevention the Car Show for the ski program and the American Cancer Society. There are many fundraisers. It opens a can of worms.

Supervisor Politi – You make a good point. Should the Town of North Elba donate \$1,000 to the American Cancer Society? We cannot give them money. We allow them to use the Oval.

Councilman Doty – We are not about events but the supervision of kids.

The Board did not want wish to act upon or move the funding for the BBQ Festival.

DISCUSS VILLAGE OF SARANAC LAKE WATER CONTRACT

Attorney Briggs – I looked over the Saranac Lake Water Contract. There are a lot of things missing. There are blanks. I would like to get clarification from Chuck Noth. It is not a whole lot

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different from before. It just gives the Village a little more rights not to provide water in case of an emergency, shortage or excess demand on their water supply. It says we do have to provide a map of the district in digital form. I suspect we can do that by converting the tax maps. We will have to identify each parcel which is within the District.

Supervisor Politi – The Water District was extended in the '90s. There was also a contract drawn up that said the Village of Saranac Lake would repair lines at the cost of the people within their district, if they needed repair.

Councilman Rand – I think Jim Brooks drew that up, Ron.

Attorney Briggs – That is not in this contract. They will work on and charge us for lines that are 4 inches or greater. Page 2 item #3

Supervisor Politi – One thing that I have never found in writing is a position taken by the Town and the Village of Lake Placid stating that it is the responsibility of the owner to maintain the lateral all the way to the main. It is different from Saranac Lake and Tupper Lake. That is the position of the Village of Lake Placid.

Councilman Miller – Saranac Lake and Tupper Lake fix from the shutoff to the main? Are all shutoffs by the road?

Supervisor Politi – Shutoffs could be anywhere. It could be in the back yard, front yard or the middle of the lawn. In actuality the right call is from the main. It is not to hurt those people whose lateral goes under the road but the fact is that there all a lot of shutoffs that are located in different spots.

Councilman Doty – A prime example it our Town House with the problem we had with our sewer line. The shutoff is in the sidewalk and the break was between the sidewalk and the middle of the road.

Supervisor Politi – At my house, the shutoff is in my yard.

Councilman Miller – The problem that I have with it is that we are telling the homeowners that they are responsible for what is underneath the road. Did they put the line under the road? For example NYS put the lines under Old Military Road, are they deep enough or are they freezing?

Councilman Doty – 99% of the Town they are but they do have problems with them.

Councilman Miller – I feel bad for the homeowner having to be responsible for what NYS did with their line. If it was on their property, I could understand that.

Councilman Doty – NYS didn't do the line, the local Town's and Villages' put the waterline in.

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Councilman Miller – Your point is well made but my problem with it that the owner is responsible for it. Unfortunately a lot of these homeowners just can't afford to be fixing what may have been out of their control.

Attorney Briggs – If they want water, they have to go under the road.

Councilman Doty – Because of the excess cold, I think you are going to see Municipalities give some relief and say run it. Let's be preventative instead of waiting for the first 50 freeze ups.

Supervisor Politi – The problem is that if the lateral freezes and it goes under the road, you can't dig the road up because the road is frozen. In the case of McKenzie, it is a private road. It's a public water line but a private road.

Attorney Briggs – Can you run a charge through the line?

Supervisor Politi – You can run an electric charge through all waterlines provided you have a ground. There are even issues with that. Rick Persaco had a problem and he shared a line with the Horrocks. His line froze so they ran a charge and the charge went to Terry's house and started a fire. You don't know what is under the ground.

Councilman Rand – We had that same issue; the main to the NYSEF building was frozen. They had a steam jenny with a hose to blow it out. I suggested doing it with a welder and they couldn't do it because there was too much risk because of being hooked up with other buildings. You ont know where the ground is.

Councilman Miller – I feel bad for the homeowner that has to bear the cost of something that is not on their property. A lot of these folks call me up and are in tears because of the cost.

Supervisor Politi – Who put the lateral in? It was put in by the homeowner.

Councilman Miller – On Old Military Road, did the homeowners put in that line?

Supervisor Politi – Yes, when they built the house they had to cut the road.

Councilman Favro – When they redid the road there were other issues.

Councilman Doty – I would like to alter the water contract to three years to see how the relationship goes.

Councilman Miller asked if the Town had an alternative and Councilman Doty and Supervisor Politi agreed there could be.

Councilman Rand – I see what you are saying Bob. It's an expense to have the road cut up and having to get a permit to dig it up.

Supervisor Politi – It's unfortunate. Laurie had that happen on Old Military Road.

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Laurie Dudley – I had to pay \$475 to have the water thawed under Old Military Rd. When I asked the County if I could to tear the road up to insulate my line, the County said no and would not let me do it. It was the County's fault and I remain hopeful that the County will do the right thing and reimburse me.

Councilman Rand – Is it a Town Law that owners have to pay?

Supervisor Politi – The Village of Lake Placid has a set of standards from years ago. They maintain our system. Unless we passed a resolution stating that it was the Town's problem to go under the road, the Village will continue to do what they have always done.

Councilman Doty – In Saranac Lake the Village fixes those in North Elba and sends us a bill. I remember when I got Larry to go to Moody Pond to fix that one.

Supervisor Politi- Not any more, it is the responsibility of the homeowner.

The Board discussed how to tell where the frozen section could be and how a homeowner could tell and different ways to thaw the lines. Supervisor Politi explains that in Saranac Lake they charge a Tap Fee for hooking up the waterline from the shutoff to the main. Then they are responsible for maintaining that line. Here we don't do it that way.

Supervisor Politi – What do you want to do about this contract?

Attorney Briggs – You could approve it subject to completing it because it is without attachments and a few things filled in.

Supervisor Politi – Was Brad Hathaway able to review this?

Attorney Briggs - Laurie please send me Brad's email. We will work on it.

APPROVE BID FOR 2015 PICKUP TRUCK- PARK DISTRICT

Supervisor Politi – We received 4 bids for the 2015 pickup truck for the Park District. The State OGS Contract was \$22,259. Carvone Auto Group listed three trucks; 2015 Ram 1500 for \$21,805, 2004 F150 for \$23,133 and 2015 Chevy 1500 for \$24,998. Knights Automotive, Inc. bid \$26,097.50. Knight Auto can deliver within two week and Carbone is 10-14 weeks. We discussed this earlier today. Derek, I was under the impression you didn't think it was a big hurry if we can save this kind of money.

Councilman Doty – There is \$5,000 savings. Once the guys get started at Craig Wood the pickup truck is something they can wait for. They will be mad at me but 90% of their day is at the golf course coming up real soon. We should take the low bid because we have some incidentals that saving the \$5000 could really help us. We have to replace a cooler at the Bar which is a little over \$1,600 and a few hundred to replace the subfloor. It helps to justify the wait for the lower bid. Who verifies the bid and does the ordering?

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Supervisor Politi- Butch Martin approves the bid and orders the truck.

Councilman Doty moved and Councilman Favro seconded the motion to accept the low bid from Carbone for the Ram 1500 in the amount of \$21,805. There being no further discussion, the motion was unanimously carried.

DISPOSE OF LASER JET 4250 PRINTER

Supervisor Politi – Cathy discussed depositing a Laser Jet 4250 Printer which is not salvageable.

Councilman Favro moved and Councilman Rand seconded the motion to dispose of a Laser Jet 4250 Printer. There being no further discussion, the motion was unanimously carried.

ACCEPT BOND BID- ADIRONDACK BANK 2.7% FOR 5 YEARS

Supervisor Politi – Cathy wanted the Town Board to accept a Bond Bid from Adirondack Bank in the amount of 2.7% for 5 years. They were the low bid for our budgeted bond for this year. We discussed it at the Workshop Session. The other bid was 2.9% from NBT and Community would not bid.

Councilman Doty moved and Councilman Miller seconded the motion to approve the low bid from Adirondack Bank. There being no further discussion, the motion was unanimously carried.

BUDGET ADJUSTMENTS

Supervisor Politi –The biggest item on the Budget Adjustments is the phone system for \$10,927 which is our share and the Village will be paying their balance. The cost is an offset from Fund Balance.

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APRIL 2015 BUDGET AMENDMENTS

| ACTION | ACCOUNT | DESCRIPTION | AMOUNT | REFERENCE | ADDITIONAL INFO |
|----------------------|--------------|---|-----------|-------------|---|
| INCREASE EXPENDITURE | A.1310.0200 | FINANCE OFFICE, EQUIPMENT | 199.99 | PO 28276 | STAPLES NEW PRINTER (OVER BUDGETED AMT OF \$400) |
| DECREASE EXPENDITURE | A.1310.0417 | FINANCE OFFICE, EQUIPMENT REPAIRS | (199.99) | | |
| | | | - | | |
| INCREASE EXPENDITURE | A.1410.0444 | TOWN CLERK, CONTRACTS & AGREEMENTS (FOR RECORDS & | 2,043.63 | VCHR 150630 | GENERAL CODE TO RECOGNIZE DEFERRED REVENUE FROM 2014 |
| INCREASE REVENUE | A..0000.3060 | STATE AID, RECORDS MANAGEMENT GRANT | 2,043.63 | | |
| | | | - | | |
| INCREASE EXPENDITURE | A.8160.0419 | TRANSFER STATION UNIFORMS | 650.00 | | TO ADD BOOT STIPEND TO 2015 BUDGET |
| INCREASE REVENUE | A.0000.2680 | INSURANCE RECOVERIES | 110.00 | | |
| DECREASE EXPENDITURE | A.8810.0419 | CEMETERY UNIFORMS | (170.00) | | TO ALLOCATE HALF OF M. MEEKS UNIFORM TO AIRPORT, ADD 1/2 BOOT STIPEND |
| APPROPRIATE | A..909 | FUND BALANCE | 370.00 | | |
| | | | - | | |
| INCREASE EXPENDITURE | DB.5130.0419 | HIGHWAY UNIFORMS | 910.00 | | TO ADD BOOT STIPEND TO 2015 BUDGET |
| DECREASE EXPENDITURE | DB.9060.0800 | HIGHWAY HOSPITAL & MEDICAL | (910.00) | | |
| | | | - | | |
| INCREASE EXPENDITURE | SP.1350.0200 | CRAIGWOOD, EQUIPMENT | 8,467.72 | VCHR 150640 | EVERBANK COMMERCIAL FINANCE (FOR SPRAYER LEASE WITH MTE) |
| APPROPRIATE | SP..909 | FUND BALANCE | 8,467.72 | | |
| | | | - | | |
| INCREASE EXPENDITURE | SP.1357.419 | AIRPORT UNIFORMS | 300.00 | | TO ALLOCATE HALF OF M. MEEKS UNIFORM FROM CEMETERY, ADD 1/2 BOOT STIPEND |
| DECREASE EXPENDITURE | SP.1357.431 | AIRPORT LIABILITY INSURANCE | (300.00) | | |
| | | | - | | |
| INCREASE EXPENDITURE | A.1610.0200 | TOWN HALL, EQUIPMENT | 10,927.00 | | |
| APPROPRIATE | A..0909 | FUND BALANCE | 10,927.00 | | |

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

NEW COOLER AT CRAIG WOOD

Councilman Doty – Do we need to approve a cooler purchase so we can get it ordered. The cost is not to exceed \$1800 which includes shipping. The bottom seam of the cooler didn't allow the defrost cycle to go down the drain to was going out the bottom which rotted the floor. The cooler came out of the Lake Placid Club and was put in to Craig Wood in 1977. It could be 70 years old.

Councilman Doty moved and Councilman Rand seconded the motion to approve the purchase of a cooler for Craig Wood. There being no further discussion, the motion was unanimously carried.

COMMITTEE REPORTS – BIODIGESTER

Councilman Miller – Ron, where are we with this biodigester?

Attorney Briggs – We are waiting for the Site Owners Agreement. I keep sending emails to get it to me as soon as possible. It is apparently stuck in Dan Manning's office. We can't do anything without the signed Site Owners Agreement being reviewed. I haven't even seen a copy of it.

Supervisor Politi – You have to talk to Dan.

Councilman Miller – We need a Site Owners Agreement?

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Attorney Briggs – It is an agreement between us and NYSERDA.

Councilman Doty – Should I just go ahead and talk to Pete Kroha get an estimate?

Councilman Miller – What about electric and water?

Attorney Briggs – There is nothing about that in the Master Agreement.

Councilman Doty – It mentions that we are responsible for it.

Councilman Miller will follow up with Tammy Morgan, Attorney Briggs will follow up with Dan Manning, and Councilman Doty will talk to Pete Kroha.

COMMITTEE REPORT - SL YOUTH PROGRAM

Councilman Doty – A quick update on the Saranac Lake Youth Program. We are in position to be really strong. We have three candidates to choose from as the new Director. One is a substitute teacher in Lake Placid that owned his own youth camp in Canada. He is a very strong candidate and willing to be the day to day supervisor as well. The world is looking good for us. We meet with Sylvie Nelson May 5th for her to tell us what Workforce can do for us. She can take over the training of councilors. Sexual abuse and molestation are two things councilors now need to be trained on. Town of Harrietstown is willing to do the administrative part of the program. We are starting to look into swimming lessons at NCCC. Because we have multi-municipal agreements, the college might be willing to help out the program. Ron, I have this premise that if we have the Town of Brighton, Town of St. Armand and all the municipalities, Why can't each of our umbrella policies cover the liability for the kids from their respective towns. We have a Park District and our kids are covered at the Shipman Youth Center.

Attorney Briggs – The difficult part of what you just suggested is how to identify participants and say five are covered under this policy and five are covered under that policy. They can't do that. Maybe they can contribute to the cost of an endorsement to indemnify with.

Councilman Doty – We are hoping that is something ACAP can help us with.

Attorney Briggs – Find out what the cost is and then we can look at cost sharing.

Councilman Doty – The Village has covered it for 17 years and they raised red flag that said there was a big liability issue.

Attorney Briggs – That is a bunch of nonsense. Everybody uses the word liability and insurance problems to get out from under something. It is usually a red herring and not true. There is insurance for just about everything.

COMMUNITY DEVELOPMENT BOARD

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Councilman Rand – Dean’s group has a meeting on Thursday which I have a conflict and can’t make it. The agenda items include the Senior Center after discussion with Mayer Randall, Business Association initiatives, Ironman, Cornell... I will get the minutes.

Councilman Doty – I hear there are problems with the seniors moving to the beach house.

Supervisor Politi – There are no problems. It was a lack of knowledge. Seniors don’t like change. Laurie and Ellen are working on a grant and we need more adequate storage. We are talking about using the large room upstairs and office out of the far end for use of the Town. The seniors will have a kitchen moved to the Beach House for their lunch program. The health department has to approve it but I think they are going to love it. Craig wanted the kitchen to be opened to anybody but that is not going to happen. The kitchen is utilized by the Nutrition Program. There is another small kitchen as you walk in where you could use for coffee.

Councilman Rand – That is a fantastic spot with the lawns and activity.

Supervisor Politi – They are talking about putting in a half moon entrance and it is a level entrance. I can’t imagine they wouldn’t like it better. Patty Bashaw said the seniors are upset and I told her the seniors are upset every day.

APPROVE AUDITS AS PER AUDIT #'S

Supervisor Politi asked for approval of the audits.

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| | | | |
|---|----------------------|---------------------|----------------------|
| TOWN OF NORTH ELBA | | | |
| CLAIMS APPROVED FOR PAYMENT 4/7 | | | |
| | Regular | Prepaid | Totals |
| A FUND GENERAL FUND | 118,429.33 | 29,857.77 | 148,287.10 |
| B FUND GENERAL OUTSIDE VILLAGE | 37.87 | | 37.87 |
| DB FUND TOWN OUTSIDE VILLAGE HIGHWAY | 9,992.68 | 8,160.94 | 18,153.62 |
| H11-APRON EXPANSION CONSTRUCTION | 7,910.91 | | 7,910.91 |
| H12-OBSTRUCTION REMOVAL | 9,641.39 | | 9,641.39 |
| H44-ATHLETIC FIELDS | | | - |
| SF1-FIRE PROTECTION DISTRICT | 10,779.32 | | 10,779.32 |
| SF2-FIRE PROTECTION DISTRICT | 27,973.00 | | 27,973.00 |
| SF3-FIRE PROTECTION DISTRICT | 4,220.68 | | 4,220.68 |
| SP PARK DISTRICT | 32,263.93 | 28,840.85 | 61,104.78 |
| SW3 RAY BROOK | 73.80 | 957.22 | 1,031.02 |
| Batch 1510-1513 | \$ 221,322.91 | \$ 67,816.78 | \$ 289,139.69 |
| 150519-150526; 150528-150539; 150541-150565; 150569-150579; | | | |
| 150603-150613; 150615-150644; 150646-150656; 150658-150672; | | | |
| 150674-150707 | | | |
| | | | |
| Batch 999 (Payroll) | - | \$ 48,816.67 | \$ 48,816.67 |
| 150496-150518; 150566-150568; 150580-150602; 150657 | | | |
| | | | |
| Batch - HELD | | - | - |
| | | | |
| DELETED VOUCHERS: | | | |
| 150614 | | | |

Councilman Favro moved and Councilman Doty seconded the motion to approve the audits as presented. There being no further discussion, the motion was unanimously carried.

ADJOURNMENT

There being no further business to come before the Town Board, Councilman Rand moved and Councilman Doty seconded the motion to adjourn the meeting at 7:45 pm.

Respectfully Submitted,

Laurie C. Dudley, Town Clerk