

## TOWN BOARD MEETING

TUESDAY, FEBRUARY 11, 2014

Minutes of the Regular Board meeting held on the above date beginning at 7:00 pm 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, Larry Straight, Ted Morgan, Matt Turner, Jeff Erenstone, Matt Young

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 on the minutes of the Board Meeting on January 14, 2014.

Councilman Doty 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.

### **JEFF ERENSTONE- MOUNTAIN LAKE TRAILS- CRAIG WOOD**

Supervisor Politi – I did get your resolution. I'll draft it a little differently and have it emailed to you tomorrow. These gentlemen have the opportunity to get a grant for the expansion of the trail program.

Jeff Erenstone – In combination with talking about the grant, I want to talk about what we have accomplished. BETA came to the Board three years ago saying that we wanted to build some trails out there. After three summers, we finally got a network that we are proud of. From the beginning, we wanted it to be a little more user friendly than some of the other trails we've made. A trail a more intermediate rider could use.

Supervisor Politi – Just say it, so I could ride it.

Jeff Erenstone –When we were making trails out there we wanted to make sure they were “Roby compliant”. What we learned is that it's harder to make easy trails. A skinny path that goes over the logs is easy to make, but to make it wider and get the rocks, roots and logs out of the way takes more. We've been renting machines with donations to flatten it out and put banks in it. The bank is a feature that worked really well. When you go slowly it is very easy but if you go fast then you go up high on the bank to make it more challenging. We did a lot of features in the Craig Wood trails of that nature. There is a lot of flow carving back and forth. Even people from outside the area are super excited.

Councilman Miller – How is it that people know about these trails?

Jeff Erenstone – BETA has a website now. There are maps on the website and we are selling maps that were developed locally in the bike shops for \$5. There are a series of three maps; Saranac Lake, Lake Placid and Wilmington. The word is getting out to different groups.

Supervisor Politi –We do not have the trails at the Craig Wood Golf Course on our website. We should have a separate page to say Craig Wood Mountain Bike Trails and have a link directly onto your site. I assume you would like that because it encourages more use and more people. We will put it on there with your link. We found that there has been no real controversy or interference between the people utilizing the trails and the golfers.

Jeff Erenstone – Our website is a digital image. We can have that to you right away. We have put together a framed map of the trail with the hope to hang it in the club house.

Supervisor Politi – The trails are fabulous.

Matt Young – There are a variety of users who are able to enjoy them. We are trying to go on to Phase II.

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Supervisor Politi – This all came about because of my discussion with Jeff after I went down to try to ride the trails behind Art Lussi's. I got half way down there and wanted to get out of there. I never went over so many roots and was never so jolted back and forth. Finally I walked out through the woods onto the golf course to the road.

Jeff Erenstone – We want to keep more challenging characteristics there but we do have it in the schedule to go back and work on those trails.

Supervisor Politi – I understand there should be variations on ability level.

Councilman Rand - Where is the entrance to the Lussi's trail?

Jeff Erenstone - You cross under the tee where the old driving ranges use to be. We just recently developed the entrance from there. We have been entering from Bird Song Lane but we haven't had an official entrance until recently. It will be signed this year.

Councilman Doty – How is the erosion at the Craig Wood trails after the winter? Do you have to put in crusher run? Are we going to have to initiate some surface control?

Jeff Erenstone – We are definitely dealing with drainage. We have some culverts that we have been embedding in places to drain or flow the water off of it. We've been building bridges. There is a wet spot that we have to go back this year and try to but some more bridging in.

Councilman Miller – Do you have group emails for volunteers? How does somebody get on a list?

Matt Young – We have a list of Bark Eater Trails Alliance members. Our communication for work also goes out to the Adirondack Ski Touring Council membership. We are a sub-committee under them. We use Facebook and our website.

Jeff Erenstone – Looking to the future, we would like to make a more moderate entrance from Bird Song Lane up. Right now it is a steep hill. It's manageable but it is so long that it gets tiring for people. We want to switchback our way up there. Another thought is to have a trailhead. Looking at maps I noticed there is Town property next to River Road (near the springs) that could be utilized in that manner. It would require a trail from there to the rest of the Craig Wood trails going over some private property. We did talk to those owners and they would be conducive to some sort of easement as is done for the Jack Rabbit Trail.

Supervisor Politi – We own the property where the tower is and we have a road up there. The FAA may require that to be gated. The road is in good shape.

Jeff Erenstone – That is utilized for the Jack Rabbit Trail currently. Bird Song Lane itself is private. The other thing that we are mostly talking about tonight is the resolution.

Matt Young – We are after another section of trails just like the pictures. It will be about 1.5 miles long in the area of Scotts Cobble.

Supervisor Politi – Scotts Cobble has unfortunately grown over. It is sitting there. It should be utilized. I can't imagine why you cannot use it.

Matt Young - We have envisioned going in by the maintenance shack running up the property line in a lollipop shaped loop and coming down. If we get the grant, it will be a professionally built trail.

Supervisor Politi – How will you access Scotts Coble? Behind the maintenance shed and by the driving range?

Jeff Erenstone – The bikers would have to go down the pavement from the clubhouse down to the main loop.

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Matt Young – We are not envisioning going around that pinch between the k-box and the State land.

Supervisor Politi – There is probably room as you go down the hill where the woods are and go in that way.

Matt Young – For the type of trail that we are going to build, from the maintenance shed would be the easiest path.

Jeff Erenstone – Having riders go past a place where they can get food and enjoy the bar could be conducive.

Councilman Favro – We like the way you think!

Supervisor Politi – There is no reason you can't utilize Scotts Cobble.

Matt Young – This plan is real solid for this particular grant which is sponsored by Bell Helmets. Even if we don't get it, we will still have this plan that we can apply in the future.

Jeff Erenstone – The way this is structured, it is not like the typical municipal grant, it is a popularity contest. We are putting in a proposal and it gets down to 12 finalists. There is a lot of publicity for those 12 to try to drum up support for their area. It's then a vote. Even if we get down to the twelve we get on the map nationally for our network.

Supervisor Politi – It may be a challenge getting from the maintenance garage to Scotts Cobble. I know in some places it is wet and in some places it is really steep.

Jeff Erenstone – There exist logging roads behind the tree line and the wet is higher up the hill which I don't think will be a problem.

Supervisor Politi – I know behind the 4<sup>th</sup> tee is pretty wet.

Councilman Rand – Nobody knows that area quite like Roby.

Matt Young – Is that where all you balls go?

Councilman Doty asked about the Town's liability and insurance coverage and Attorney Briggs confirmed that the Town is covered because this is a recreational activity.

Discussion continued about the progress BETA has made on Dewey Mountain, Mt. Pisgah and the Hovey Road and Floom trails in Wilmington.

Matt Young – Our biggest challenge is getting the information in the right places and in the right hands so a visitor can come and easily access the trails. We have building trails down. We know how to do that.

Jeff Erenstone – We have been teaming up with the North Elba Land Conservancy. They are looking to do a joint project and they are better at disseminating that type of information than we are.

Supervisor Politi asked for a motion for a resolution of support.

Councilman Doty moved which was unanimously seconded to support the Bell Helmet grant for the Bark Eater Trail Alliance for the expansion of the trails at Craig Wood Golf Course.

Supervisor Politi – We appreciate your efforts and what you have done for the community. I know that it is your passion. It is nice when your passion can be converted to someone else's passion. It's really wonderful.

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**APPROVE- APPOINTMENT OF TEMPORARY CHAIRMAN ASSESSOR**

Supervisor Politi – We need to appoint a temporary Chairman of the Board of Assessors which is Art Jubin at an increased rate of \$3,000/yr and his assistant would be Jim Bishop at an increased rate of \$2,000/yr. That is the way Art wanted it. It benefits both of them.

Councilman Rand moved and Councilman Favro seconded the motion to approve the appointment of Art Jubin as the Chairman of the Board of Assessors and Jim Bishop as the assistant at an annual rate increase as discussed. There being no further discussion, the motion was unanimously carried.

**PERSONNEL ACTION - TOBOGGAN SLIDE LABORER**

Supervisor Politi – Cathy gave us a personnel action for a temporary hire of Scott Rossi at \$9.50/hr as a laborer at the toboggan slide at the recommendation of Butch Martin. I believe he has already worked but it wasn't approved.

Councilman Doty moved and Councilman Rand seconded the motion to approve the hire of Scott Rossi. There being no further discussion, the motion was unanimously carried.

Discussion continued regarding the plowed skating track around Mirror Lake and how great it has been received by locals and visitors. They applauded the idea of Butch Martin and the initiative of Tracy Daby.

**BOARD OF ELECTION CONTRACT WITH ESSEX COUNTY**

Supervisor Politi – We need to approve an Election Contract with Essex County Board of Elections for lease of the polling sites at 2693 Main Street in Lake Placid and 193 River Street in Saranac Lake. It is a \$1 lease for the purpose for allowing both Primary and General Elections for the year 2014.

Councilman Favro moved and Councilman Doty seconded the motion to approve the lease of Town facilities to the Board of Elections for the purpose of both Primary and General Elections for the year 2014. There being no further discussion, the motion was unanimously carried.

**ESSEX COUNTY YOUTH BUREAU RESOLUTIONS- APPOINT BUTCH MARTIN AS REPRESENTATIVE**

Supervisor Politi moved a resolution appointing Butch Martin to act as the official representative for the Town of North Elba on the Youth Board Planning committee with Jon Fremante as his alternate and Jay Rand and Jack Favro as committee members on that Youth Board.

Councilman Favro seconded the motion. There being no further discussion, the motion was unanimously carried.

**RESOLUTION 2014 YOUTH COMMISSION APPLICATION**

Supervisor Politi moved a resolution that the Town of North Elba continue to operate its youth service program and that the Youth Commission be authorized to expend at least \$10,000 to cover a 50/50 match required by the NYS Office of Children and Family Services for the year 2014.

Councilman Doty seconded the motion. There being no further discussion, the motion was unanimously carried.

**LETTER OF SUPPORT 10TH ANNUAL LAKE PLACID MARATHON JUNE 8, 2014**

Supervisor Politi - Jeff Edwards has requested in a letter of support for permission to run the 10<sup>th</sup> annual Lake Placid Marathon and Half Marathon scheduled for Sunday, June 8, 2014 from 8am to 2pm. The course will be the same as 2013 starting on Main Street passing around Mirror Lake down Parkside Drive to Cascade Road to River Road and ending at the Horseshow grounds. The letter of support has to go to Essex County and the DOT.

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Councilman Rand moved and Councilman Miller seconded the motion to support the 10<sup>th</sup> annual Lake Placid Marathon and Half Marathon scheduled on June 8, 2014. There being no further discussion, the motion was unanimously carried.

**RESOLUTION APPROVING NY COOPERATIVE LIQUID ASSET MUNICIPAL AGREEMENT**

Supervisor Politi asked Attorney Briggs to explain the resolution for NY Cooperative for Liquid Assets.

Attorney Briggs – It is an agreement that we join with other municipalities to pool liquid assets to get a better return. This is an organization that guides those investments. We have an agreement in place. This amendment is changing to say, “to have the investment policy to better conform to the NYS General Municipal Law and to give the governing board empowered to further amend the investment policy without further amendment to the agreement while still maintaining appropriate notice to the participant” and “to allow for the potential creation of other investment options as market conditions change or improve over time”.

Supervisor Politi – It basically means instead of getting .001% we get .002%! It made sense when the interest rates were much higher.

Councilman Miller moved and Councilman Favro seconded the motion to approve the resolution for the NYS Cooperative Liquid asset Municipal Agreement. There being no further discussion, the motion was unanimously carried.

**APPROVE FINAL BUDGET ADJUSTMENTS- 2013**

Supervisor Politi – We need to approve Cathy’s final budget adjustments for 2013. The only one that made me question was regard to reconciling the local share of the capital project for the jet fuel at the airport. We had to pay for engineering when we originally considered this project. Steve Short, the operator of the airport, was going to make the local share contribution provided that we did the project. That portion is \$4,405.34. We haven’t done the project. We need to pay that amount of money so Cathy needs to write it off until we decide what we are going to do with the jet fuel project going forward. It is offset by the Park District Fund Balance. The other adjustments are straight forward.

Councilman Doty – We only have about six weeks to make up our mind.

Supervisor Politi – I am told they will give us an extension. Steve did try to call me today. Unless Steve is willing to make the commitment and to pay for the jet fuel then the jet fuel makes no sense to us because he would be the only one benefiting. It’s a commitment of about \$25,000. If he’s in a position for that it may help make up our mind.

**FOR 2013 BUDGET:**

<u>ACTION</u>	<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>REFERENCE</u>	<u>ADDITIONAL INFO</u>
INCREASE EXPENDITURE	A.9050.0800	UNEMPLOYMENT INSURANCE	6,599.33	VCHR 140102	4TH QTR CHARGES OVER BUDGET
APPROPRIATE FUND BALANCE	A.909	GENERAL FUND BALANCE	<u>(6,599.33)</u>		
			-		
INCREASE EXPENDITURE	SP.9950.0900	TRANSFERS TO CAPITAL PROJECTS	4,405.34	JE 140055, 140059, 140060	RECONCILE YEAR END CAPITAL PROJECTS AND WRITE OFF 2009 RECEIVABLE FROM S.SHORT FOR LOCAL SHARE OF JET FUEL
APPROPRIATE FUND BALANCE	SP..909	PARK DISTRICT FUND BALANCE	<u>(4,405.34)</u>		
			-		
INCREASE EXPENDITURE	SW3.8310.0463	RAYBROOK DUES & FEES	8.75	JE 130636	2013 EXPENSE OVERBUDGET
DECREASE EXPENDITURE	SW3.8340.0417	RAYBROOK EQUIPMENT REPARIS	<u>(8.75)</u>		
			-		

Councilman Favro moved and Councilman Doty seconded the motion to approve the 2013 budget adjustments as presented. There being no further discussion, the motion was unanimously carried.

**APPROVE BUDGET ADJUSTMENTS - 2014**

Supervisor Politi – The only adjustment in 2014 is for office equipment to replace Cathy’s external hard drive in the amount of \$88.86. It was not in the budget. She is taking it from office equipment repairs.

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**FOR 2014 BUDGET:**

INCREASE EXPENDITURE	A.1310.0200	BUDGET OFFICE EQUIPMENT	88.86	PO 27258	REPLACE EXTERNAL HARD DRIVE THAT DIED
DECREASE EXPENDITURE	A.1310.0417	BUDGET OFFICE EQUIPMENT REPAIRS	(88.86)		

Councilman Doty moved and Councilman Rand seconded the motion to approve the 2014 budget adjustments as presented. There being no further discussion, the motion was unanimously carried.

**COMMITTEE REPORTS: CRAIG WOOD BATHROOMS**

Councilman Doty – They started renovating the bathrooms at Craig Wood. I went out there to see the demolition. They are roughing in plumbing now. Andrew doesn't feel comfortable putting in the drop ceiling. He went and got an estimate which was \$600-\$700. He can do electrical, plumbing and everything. We are very fortunate.

**COMMITTEE REPORTS: TOBOGGAN SLIDE**

Supervisor Politi – Butch told me last weekend raised \$1700 in a couple of hours at the Toboggan Slide. It has been an unusually cold winter and is generating a lot of activity and social venue.

**COMMITTEE REPORTS: JIM MORGANSON -THE CALDRON COMMITTEE**

Jim Morganson – Real brief, the lighting was a success. A letter of thanks will go in the paper. This letter doesn't do enough. The group that is the hardest to thank are the people who came out with their Olympic apparel, those volunteers with the red and blue coats. It is amazing how many still have their uniforms and still wear them proudly. I want to thank the Board for all of this.

Supervisor Politi – Unfortunately I was unable to attend anything. I did watch it on TV. They did a great job. When Matt lit that caldron it was pretty special. I could think about all water dripping down the caldron and imagine all the phone calls they were getting with people say the propane is dripping out the top!

Jim Morganson – I start this letter by saying if you see any of these people thank them. I wanted to give everybody a shout out.

Councilman Rand – I was there representing the Town. I think you guys did a really nice job. You were running around working hard out there. We had a bunch of NYSEF kids who really got a thrill out of it. It was very special. You took good care of one of our handicap dad's who got a first class view. Thank you.

Supervisor Politi – Did the kids like the torch run? I didn't see it.

Jim Morganson – The torch run went so well. We did change the program because there was some thought that we didn't do enough to honor Dorothy Fell. Willis, Zach and I managed for parking for her and Matt suggested we hand her the torch.

Supervisor Politi – I saw Steve and the kids on stage on TV.

**COMMITTEE REPORTS: PLANNING BOARD**

Councilman Miller – Is there an opening on the Planning Board that we need to do?

Supervisor Politi – I don't know if it's ours or the Village's. Also, Bill Borzillari stepped down from the Community Advisory Committee.

**REAL PROPERTY TAX LAW §310, SINGLE APPOINTED ASSESSOR**

Councilman Miller – Do we want to vote on the local law. We should probably want to move forward on that.

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Supervisor Politi – I don't have any problem with that. Do we adopt the local law as presented given the fact that really no one really objected, except for Laurie Curtis.

Councilman Favro – We still like her anyway!

Councilman Doty – I had a similar experience and only had one person who wanted it to stay elected. I could not convince them. I think it was because they were steadfast and couldn't accept change. Everyone else is pretty much understanding.

Supervisor Politi – I had the same thing. If it had been otherwise, I would have gone the other way

Councilman Miller moved and Councilman Favro seconded the motion to approve the Real Property Tax Law §310, Single Appointed Assessor. There being no further discussion the motion was unanimously carried

Roll call vote: Councilman Doty; Aye, Councilman Miller; Aye, councilman Favro; Aye, Councilman Rand; Aye, Supervisor Politi; Aye.

### TOWN ATTORNEY REPORTS

#### JOHN CRANLEY

Attorney Briggs – As you recall, he plead guilty to twelve separate counts of the Land Use Code. The sentencing for Mr. Cranley was yesterday. The fine ranged from \$6,300 to \$8,200. I offered for the maximum fines and 100 hours of community service. The Court did not impose community service but did impose a fine of \$7,600.

Supervisor Politi – John Cranley has done a lot of community service for the Shipman Youth Center.

Attorney Briggs – That was recognized. It was all taken into consideration. It was a good result. The judge gave him 36 months to pay the fine at \$156 per month. He has to bring the property into full compliance by June 15<sup>th</sup>.

Councilman Miller – And what was his reaction to that? Is he able to get that done?

Supervisor Politi – I think his reaction is a matter of court record and not necessarily for our interpretation.

#### CASCADE ACRES STAR EXEMPTION

Attorney Briggs – They are not allowed to do it. I played telephone tag with the lawyer for a week who finally said they can't do that. They are getting the exemption and they have to pass it along. It won't be as much as it used to be because their assessment is low for two years. Whatever the savings is, they have to pass it on.

#### CONDOMINIUM LAW 339Y

Councilman Doty – Since we will be hiring a new Assessor has the law changed.

Supervisor Politi - Nothing has changed. It is still in front of them and has not been passed to the best of my knowledge. I am confident it is going to happen.

#### APPROVE AUDITS AS PER AUDIT #'S

Supervisor Politi asked for approval of the audits as presented.

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TOWN OF NORTH ELBA  
CLAIMS APPROVED FOR PAYMENT 1/14/14

	Regular	Prepaid	Totals
A FUND GENERAL FUND	185,412.06	67,550.90	252,962.96
B FUND GENERAL OUTSIDE VILLAGE	38.72	92.17	130.89
DB FUND TOWN OUTSIDE VILLAGE HIGHWAY	56,608.49	38,402.99	95,011.48
H01 SECURITY/PERIMETER FENCE AIRPORT CAP. PROJECT	-	-	-
H02 -BLOCK HANGAR REHABILITATION AIRPORT CAP. PROJECT	-	-	-
H03 - 5 BAY T HANGAR	-	-	-
H04-C&D WASTE CELL	-	-	-
H05- CRAIG WOOD GOLF COURSE CONSTRUCTION	-	-	-
H06-TERMINAL BLDG	-	-	-
H07 RUN WAY REHAB	-	-	-
H08-AIRPORT MASTER PLAN	-	-	-
H09-APRON EXPANSION	-	-	-
H41-REC (BIKE) PATH	-	-	-
RD03-THIEANOGUEN WAY ROAD DISTRICT	-	-	-
SP PARK DISTRICT	59,806.14	30,722.69	90,528.83
SS21 CONSOLIDATED SEWER DISTRICT	-	-	-
SW1 SEWER DISTRICT #1	-	-	-
SW2 MCKENZIE	-	-	-
SW3 RAY BROOK	-	7,238.04	7,238.04
T TRUST & AGENCY	-	-	-
TE PRIVATE PURPOSE TRUST	-	-	-
<b>Batch 1350-1402</b>	<b>\$ 301,865.41</b>	<b>\$ 144,006.79</b>	<b>\$ 445,872.20</b>
132703-132728; 132772-132778; 132780-132800			
140001-140091; 140093-140103			
<b>Batch 999 (Payroll)</b>	<b>\$ -</b>	<b>\$ 42,583.72</b>	<b>\$ 42,583.72</b>
132729-132771; 132801-132822			
<b>Batch - HELD</b>	<b>\$ 348.67</b>	<b>\$ -</b>	<b>\$ 348.67</b>
140092 VERIZON WIRELESS	(71.82)		
140320 THE NOTABLE CORP	420.49		
<b>DELETED VOUCHERS:</b>			
132779			

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

**PRESS QUESTIONS**

**BETA AT CRAIG WOOD**

Ted Morgan asked if the Town Board is excited about the trail concept at Craig Wood behind the maintenance building.

Councilman Doty – That is all proposed if they get the grant.

Supervisor Politi – I have a feeling if they didn't get the grant. They would probably try to expand and go into that area.

Councilman Doty – They are an unbelievable group. Not only are they doing Craig Wood but they are helping the Dewey Mountain and are in Wilmington. That group has so much energy.

Supervisor Politi – Ideally, I would like to see winter at Craig Wood sliding down the 10<sup>th</sup> green or putting their cross country skies on these trails which go right into the Jack Rabbit Trail and then goes miles and miles. It's all part of a big Communist plot!

**ASSESSORS POSITION**

Ted Morgan asked for thoughts on the Assessors position.

Supervisor Politi – Doug Titchener represents multiple Towns in Harrietstown because they know they need a professional. He is a professional and he can handle it.

Ted Morgan – You're going to file the law immediately and the next step is what?

Supervisor Politi – The next step would be to hire a professional. We would move to a decision but when that person would come onboard I don't know yet.

Councilman Favro – It's important to note that we are looking for one person for one town, our town. Not somebody doing multiples. We want the best of the best.

Matt Turner asked for clarification on the date the term for the Assessor.

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Attorney Briggs – When the Legislature adopted the law, it says every six years commencing on October 1<sup>st</sup> of whatever the year was.

Supervisor Politi – The last term was October 1, 2007 to September 30, 2013. Now it runs from October 1, 2013 to September 30, 2019. It is the term regardless of when you hire the person. They must meet experience and education standards. They must earn a State Certified Assessor designation along with recertification. They must complete twelve hours of continuing education every year.

### **EXECUTIVE SESSION**

Councilman Miller moved and Councilman Rand seconded the motion to go into executive session for the purpose of discussing personnel at 7:45 pm.

### **ADJOURNMENT**

There being no business transacted during Executive Session and no further business to come before the Town Board, Councilman Miller moved and Councilman Favro seconded the motion to adjourn the meeting at 8:05pm.

Respectfully Submitted,

Laurie Curtis Dudley, Town Clerk