

TOWN BOARD MEETING

TUESDAY, MAY 13, 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, Matt Turner, Ted Morgan

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 Joint Public Hearing on April 8, 2014 and the Board meeting on April 8, 2014.

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.

APPROVE- FIRE ALARM INSPECTION CONTRACT

Supervisor Politi – We discussed at the last meeting and again at the Workshop the bids for overseeing the monitoring service and annual preventive maintenance for the fire alarm at Craig Wood. We received two bids; Zone One in the amount of \$313 and Mahoney Alarm in the amount of \$395. Derek reviewed it with Lynn and is recommending we move forward with the low bidder.

Councilman Doty moved and Councilman Rand seconded the motion to approve the monitoring service with Zone One Alarms. Discussion continued.

Councilman Doty – It is a one year contract. We as a Board have to either make a phone call or notice to Mahoney thanking them for their previous service and we need a pass code to access the panel that we own for a new provider.

Supervisor Politi – We can't get into the system because they have a pass code that doesn't allow us access. We award the bid to someone else but we can't get into the system. Is that correct?

Councilman Doty – That is right. We own all the equipment so it's a formality.

Supervisor Politi – I would rather you take care of this Ron.

Attorney Briggs – I will take care of it.

There being no further discussion, the motion to approve the monitoring service with Zone One Alarms for Craig Wood was unanimously carried.

PERSONNEL ACTION- SEASONAL & APPOINTED POSITIONS

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Supervisor Politi – Cathy sent you the personnel actions. Four are for Black Fly seasonal employee appointments, a returning seasonal laborer for the cemetery at the recommendation of Larry Straight and a number of seasonal Park District employees for Craig Wood.

Councilman Doty – Do one of the Golf Course guys fills a crew for Lynn because he was down one?

Supervisor Politi – These are all returning employees. I don't think he's filled that position.

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

TOWN OF NORTH ELBA PERSONNEL ACTIONS FOR BOARD MEETING	UPDATED 5/12/14 May 13, 2014
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ACCEPT RAISE REQUEST FOR APPOINTED BOARD OF ASSESSOR POSITIONS					
NAME	POSITION	DATE OF RAISE REQUEST	UNION CLASSIFICATION	RATE OF PAY	CIVIL SERVICE CLASSIFICATION
ARTHUR JUBIN	APPT. CHAIRMAN	5/6/2014	N/A	\$373.42/ PAY PERIOD FOR NEXT 17 PAY PERIODS	\$
JAMES BISHOP	APPT. VICE CHAIRMAN	5/6/2014	N/A	\$331.75/ PAY PERIOD FOR NEXT 17 PAY PERIODS	\$

ACCEPT RETURNING SEASONAL EMPLOYEE APPOINTMENTS--for Black Fly Control Department					
NAME	POSITION	DATE OF REHIRE	UNION CLASSIFICATION	RATE OF PAY	CIVIL SERVICE CLASSIFICATION
Zachary Ford	BLACK FLY CONTROL	4/4/2014	N/A	\$17.00/hr	NON COMPETITIVE
Stephanie Sears	BLACK FLY CONTROL	4/4/2014	N/A	\$14.00/hr	NON COMPETITIVE
Bill Ulinski	BLACK FLY CONTROL	4/4/2014	N/A	16.00/hr	NON COMPETITIVE
Shannon Fegley	BLACK FLY CONTROL	5/6/2014	N/A	16.50/HR	NON COMPETITIVE

**RECOMMENDATION MADE BY: JOHN REILLY

ACCEPT RETURNING SEASONAL EMPLOYEE APPOINTMENTS--for Cemetery					
NAME	POSITION	DATE OF REHIRE	UNION CLASSIFICATION	RATE OF PAY	CIVIL SERVICE CLASSIFICATION
Josh Wemette	Laborer	4/25/2014	N/A	\$11.25/HR	LABORER

**RECOMMENDATION MADE BY: LARRY STRAIGHT

ACCEPT RETURNING SEASONAL EMPLOYEE APPOINTMENTS--for CRAIG WOOD					
NAME	POSITION	DATE OF RE HIRE	UNION CLASSIFICATION	RATE OF PAY	CIVIL SERVICE CLASSIFICATION
Richard Strack	Clubhouse Attendant	5/6/2014	N/A	\$13.75/hr	LABORER
Ray Tempestilli	Park Attendent	5/6/2014	N/A	\$13.80/hr	LABORER
Jason Beaney	Park Attendant	4/22/2014	N/A	\$13.10/hr	LABORER
Chuck St. John	Park Attendent	5/6/2014	N/A	\$13.10/hr	LABORER
Jeremy Fadden	Laborer	5/6/2014	N/A	\$12.10/hr	LABORER
Larry Gadwaw	Park Attendent	5/6/2014	N/A	\$11.75/hr	LABORER
Don Mortensen	Park Attendent	5/6/2014	N/A	\$11.75/hr	LABORER
Bob Stephens	GOLF RANGER	5/6/2014	N/A	\$10.25/hr	LABORER

**RECOMMENDATION MADE BY: BUTCH MARTIN

AWARD PROFESSIONAL SERVICES- ATHLETIC FIELD LANDSCAPE ARCHITECT

Councilman Politi – We put out a request for qualifications for the appointment of an Athletic Field Landscape Architect at the new fields in conjunction with the recent grant that we received. The recommended party at the lowest rate was Behan Planning and Design from Saratoga

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Springs. Cathy is asking that we award this professional group the landscape design service contract in the amount of \$135 per hour for the Principal Planner, \$110 per hour for any Senior Associate, \$90 per hour for a GIS Specialist, \$85 per hour for Design Associates, \$70 per hour for a Designer and \$40 per hour for Administrative Services. This is also the gentlemen that was recommended by George Lavelle and will be working with George in conjunction with the new fields.

Councilman Doty – Is this just for our new fields here or is it in conjunction with Saranac Lake or can the grant be severed?

Supervisor Politi – It is just here. The State of New York requires that whenever there is a grant like this that you have to fulfill certain services, this being one. Saranac Lake will have to do their RFQ that has to be approved by the State of New York. We received six responses to the RFQ. As it turns out, the lowest came from the company George had been working with.

Councilman Doty asked about a timeline.

Supervisor Politi - George Lavelle would like to go faster than the Town can get it going. John Behan has been here numerous times. They want to get it going right now but it takes a lot to get it through Parks and Recreation.

Discussion continued regarding the location of the field. It will be located where the tents are during the lacrosse tournament. It is the area on the top of the hill on the grass section between the road and the first field. That entire area will become a practice field because it is not as wide as the other six fields.

Councilman Doty – That lot is lower and I know they will want to incorporate the swales that are between the six fields.

Supervisor Politi – It is higher. When you drive up the road and turn towards the new parking lot that is where it is. It sits up about 4-5 feet above the other field. Do I have a motion to approve Behan Planning and Design?

Councilman Doty moved and Councilman Favro seconded the motion to approve Behan Planning and Design as the Athletic Field Landscape Architect at the new fields. There being no further discussion, the motion was unanimously carried.

HOST AGREEMENT RUGBY

Supervisor Politi –We have had an annual Host Agreement with Can/Am Rugby for the use of our fields for one day each year. This year would have been the third year that we have discussed their staying. They have requested that instead of the one year agreement as in the past they be allowed to sign a 3 year contract. The first year the fee was \$1,000. Last year the fee was \$1,500. This year the fee would be \$2,000. They would like to make a deal where the fee is \$2,000 this year with an increase of 10% each year through 2016. The schedule would be \$2,000 this year , \$2,200 in 2015 and \$2,420 in 2016. We have had no problems with them. Butch says they are

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very easy to deal with. This year's date is Saturday, August 2nd, in 2015 it will be Saturday, August 1st and in 2016 it will be July 30th. We have established the obligation on their part and the obligation for the Town. We erect the Tent and prepare the fields. They do everything else. They are in agreement and will provide the necessary general liability insurance pursuant to the requirements with the Town of North Elba. Unless somebody has a problem with it, I would like a motion.

Councilman Rand moved and Councilman Doty seconded the motion to approve the Host Agreement with the Can/Am Rugby. Discussion continued.

Councilman Doty – It won't be long with the major use that we will have to find a way to make the fields hold up. We talked about going to turf that doesn't wear down. If we blink our eyes, we're going to have so much traffic there.

Supervisor Politi – I've been told those files are in fantastic condition and they drain well.

There being no further discussions, the motion to approve the Host Agreement with Can/Am Rugby was unanimously carried.

TAIL O' THE PUP MUSIC PERMIT

Supervisor Politi – Dr. Y should really run over some ribs when we are considering his Tail O' the Pup outdoor performance permit. He would like the exact same permit. \$100 permit fee but we hold a \$1,000 security deposit. In all fairness, we really didn't have any problems last year. It is amazing what money does!

Councilman Doty – I want to hear the dates because it's a long music year.

Supervisor Politi - The dates he wants are much the same as last year. May 17th – June 28th; weekends only, June 29th – September 5th; daily and September 6th – October 12th; weekends only.

Councilman Miller – How does that compare to last year?

Supervisor Politi – The dates are very much the same. Last year it went to October 15th. You're the neighbor Derek.

Councilman Doty – I sit on my porch and have free music.

Attorney Briggs – But do you get ribs?

Councilman Doty - I got to go get them because he doesn't deliver!

Supervisor Politi – The permit is from sunrise to sunset. He is very aware of that. His neighbor has said he goes past 9 pm but it has never said 9 pm. It always says sunrise to sunset. We really haven't had any problems. The contract says, all music and/or related performances shall

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terminate each night no later than 9:30 pm. No music and/or related performances shall commence prior to noon. Jim was reciting the law and I think we changed it. The applicant shall comply in all respects with the Joint Land Use Code. I have to rewrite it and have him sign it.

Councilman Doty moved and Councilman Favro seconded the motion to approve the Tail O' the Pup outdoor performance permit. There being no further discussion, the motion was unanimously carried.

BUDGET AMENDMENTS

Supervisor Politi – You all got a copy of the Budget adjustments. We exceeded our budget by \$15,200 which is great.

MAY 2014 Board Meeting Budget Amendments

<u>ACTION</u>	<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>REFERENCE</u>	<u>ADDITIONAL INFO</u>
INCREASE EXPENDITURE	DB.5142.0414	SNOW REMOVAL OTHER CONSUMABLE SUPPLIES	331.99		
INCREASE EXPENDITURE	DB.5142.442	SNOW REMOVAL EQUIPMENT RENTALS	990.00		
DECREASE EXPENDITURE	DB.5142.448	SNOW REMOVAL SALT AND SAND	(1,321.99)		
			<u>2,643.98</u>		
INCREASE REVENUE	SP..2025.3141	TOB. SLIDE ADMISSIONS	807.48		CURRENT EXCESS REVENUES OVER BUDGET TOTAL \$15,204.35
INCREASE EXPENDITURE	SP.1347.101	TOB. SLIDE PERSONNEL SERVICES	807.48		THROUGH PAY DATE 04/10/2014 EXTENDED SEASON
			<u>0</u>		

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

COMMITTEE REPORTS: CRAIG WOOD

Councilman Doty –I represent Craig Wood and would like to mention that we came out of the winter much more fortunate than a lot of other golf courses. Everyone was worried about the bare January with ice that left a bad coating on the grass. We are fighting only a few bad areas. The next budget session we should talk about #16 green. Lynn and I have talked a lot about moving it and setting things in front and putting major drainage in or ripping it up. It is going to be costly. There is no way anything is going to grow there.

Supervisor Politi – He needs to scrape it and reseed it soon to see if it takes. But I agree with you I played on Sunday and the course is in fabulous shape except on one green.

Councilman Doty – Did they get the washout raked out on #3?

Supervisor Politi – Yes they did. The only thing we need to do, not only with the green on #16, is the one area where the brook runs through. We probably need to dig that out and put a long culvert across that. It's where the swale is that we have always had roped off. It is really holding water there. From what I understand the culverts that are there are plugged and have been for years. What we did on #15 and the tee on #16 is dry. It worked well.

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Councilman Doty – I can't say enough good about our employees that gave us all winter to do that downstairs.

Supervisor Politi – I'm getting all kinds of compliments about the bathrooms.

Councilman Doty - They still got their knives sharpened and got everything ready for the season. That is above and beyond. They did a great job

Laurie Dudley – Including Jessica. She certainly went above and beyond her job description.

Supervisor Politi – Jessica was great. When you walk in you have the pro shop on the right and the left was cleaned out and made a coffee and soda area because the restaurant is not open yet. It's nice.

COMMITTEE REPORTS: DISTINGUISHED VOLUNTEER

Supervisor Politi –The Distinguished Volunteer of the Year is Dean Dietrich, who is extremely deserving of it. The ceremony is at the LPCA from 4 pm – 6 pm. Every year they recognize a volunteer of the year and usually a couple of youth volunteers.

COMMITTEE REPORTS: AMBULANCE GARAGE

Supervisor Politi – The Lake Placid Volunteer Ambulance have invited us to hold a Town Board meeting at their station in the near future. Do you want to do it in June?

Councilman Favro moved and Councilman Rand seconded the motion to move the June 10, 2014 Board meeting at the Ambulance Station. There being no further discussion, the motion was unanimously carried.

ORDA APPOINTMENT

Councilman Miller – Do we want to talk about ORDA?

Supervisor Politi – We have some executive session things to talk about. That deals with an appointment so it is an executive session item.

Councilman Miller – You are saying it starts with an executive session. There is a public discussion at some point.

Supervisor Politi – We need to discuss our appointment. After the executive session, if you want to go back to open session we can do so. At this stage it is premature to discuss the appointment of an individual in the press.

COMMITTEE REPORTS: HOSPITAL

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Councilman Favro - I went to the hospital meeting and asked them why the June 16th date came up. I said the Ambulance Service was not totally ready for that transition. Larry Brockway was there and agreed. I talked and talked and talked until I was blue in the face. Over and over I questioned and why. This time they said they are in a loss. Before they said they were in the black and it was not a money issue. Now it's a money issue.

Supervisor Politi – They have creative accounting.

Councilman Favro – I did talk to the Ambulance Service about how many calls they have from 12am -8am and then go on to say what kind of coverage is actually needed.

Supervisor Politi – As I have said, none of us endorse what they are doing. Given the decision that they made, we would rather 15 hours than 12. It is unfortunate that out of the blue they pick the date of June 16th without really, once again, spending any time discussing the ramifications of that time period being at the business time of the season in this community.

Councilman Favro – They contradicted themselves when they said they would be open for events. We start out with Horse Show to Lacrosse to Soccer to Rugby and Ironman. It is the busiest time of the whole year. We are busy in the winter with three world cups. The fall would have given us time to get the Ambulance in place. I don't worry because they will take care of it but I do worry about the volunteer aspect of it because they don't have a lot of volunteers. They are going to be really stressed when it takes two extra hours per call and with two calls a day it will be four hours of their night doing ambulance calls.

Supervisor Politi- Yesterday we had a lengthy meeting at the County on ambulances and the difficulties with getting volunteers. Given the fact the State of New York has a commitment on so many hours of education each year and the fact that these volunteers have to work as a volunteer all night and then work during the day, they don't get to see their families. As a result nobody wants to volunteer anymore. The small departments are having a huge problem.

Councilman Doty – After that, we don't have enough EMTs to cover multiple calls.

Councilman Favro – Right now they don't have back-up. Looking at other communities, Tupper Lake and Jay, they have paramedic coverage overnight. They are running the clock 24/7. The difference is taking paid paramedics running the 24 and then the volunteer EMTs can run the back-up calls. They are not going to be stressed. That is probably the direction we will end up in. We have said before, we are switching dollars from the hospital to the Town and Village. Financially, there is no great solution. We would all feel real bad if we didn't have the best coverage all the time.

Supervisor Politi – Then again we all want the hospital here. I do applaud them for bending and understanding the needs of the community.

Councilman Favro – It is a great compromise and super appreciative. The challenge is getting the Ambulance ready for it.

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Councilman Doty – There will be an added cost to it too.

Councilman Favro – As a community, we are going to figure that out too.

Councilman Miller – Is there a discussion over the hospital making up that difference?

Councilman Favro – I didn't ask them that because they said they were working in the black.

Supervisor Politi – One of the suggestions that we discussed at the County is trying to get the State of New York to recognize incentives for these types of services. Right now, as you know, any special district that falls under the authority of the municipality is included for purposes of tax cap calculation. It means that if we were to budget \$20,000 for an EMT it counts against you. I am also thinking about it for the Park District because it is a special district. When we pay \$750,000 to ORDA it counts against us. I don't think that any special districts such as water and sewer districts and/or fire districts should count against the community in determining a tax cap. It is something they hadn't thought about. Essex County is pushing the Governor's office to take a look at that aspect of the tax cap. If it didn't count against you, you could spend the money. Right now you don't want to spend the money on those kinds of things because you are afraid you will go over the cap and if you go over the cap you get penalized. That's not what it's supposed to be about.

Councilman Doty – Even a capital improvement clause. How are people going to maintain what they have?

Councilman Miller – It even harder for the school districts because we can override. They have to vote 60% and if they do people in the district lose their STAR Exemption.

FIREMAN'S BANQUET

Councilman Rand - Jack and I went to the Fireman's Banquet. It was nice but very lightly attended. I don't think I have ever seen fewer people.

Supervisor Politi – I almost liked it better when it was at the Fire House. Everybody would go down and the volunteers were there. It was comfortable. I liked that better than going to these big restaurants.

Councilman Favro – It's homier. A problem with the Fire Department and Ambulance Service is that they don't toot their own horn enough. The saying, the sorry frog doesn't croak in his own pond. They don't tell what they do enough to get people to get excited. That is what they need to do.

Supervisor Politi – It is a problem to volunteer when they have to do 140 hours worth of continuing education or certification and the cost of traveling.

Councilman Favro – I don't know why other than, it's a good thing to do.

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ESSEX COUNTY UPDATE: AUCTION

Supervisor Politi – The auction produced close to \$1 Million Dollars. A couple of properties were pulled out. I voted for some to be pulled out. A town like North Hudson who is struggling to have any kind of economics in that community and the property that was the former Frontier Town is going to be sold to some guy for \$49,000. I told them they would get \$40,000 to \$50,000 if they put it to auction. We pulled it. I would much rather see North Hudson use it.

Councilman Doty – Were there any parcels from North Elba?

Supervisor Politi – Two on Whiteface Inn Rd near the green that were steals. They were both assessed for \$157,000 and they sold for \$92,000 each. They were good deals. When you go to an auction in Ticonderoga and the property goes to \$92,000 there is only one or two people in the whole room that has half that amount of money.

APPROVE AUDITS AS PER AUDIT #'S

Supervisor Politi asked for approval of the audits.

TOWN OF NORTH ELBA			
CLAIMS APPROVED FOR PAYMENT 5/13/14			
	Regular	Prepaid	Totals
A FUND GENERAL FUND	\$116,033.27	\$40,252.95	\$156,286.22
B FUND GENERAL OUTSIDE VILLAGE	\$38.80	\$95.96	\$134.76
DB FUND TOWN OUTSIDE VILLAGE HIGHWAY	\$22,834.67	\$22,783.19	\$45,617.86
H11 APRON EXPANSION CONST.AND TW DESIGN	\$0.00		\$0.00
H42 HIGHWAY MACHINERY PURCHASE	\$204,550.46	\$0.00	\$204,550.46
RD04-TAHAWAS WAY ROAD DISTRICT	\$5,216.25	\$0.00	\$5,216.25
SF1 FIRE PROTECTION DISTRICT	\$0.00		\$0.00
SF2 FIRE PROTECTION DISTRICT	\$0.00	\$0.00	\$0.00
SF3 FIRE PROTECTION DISTRICT	\$0.00		\$0.00
SP PARK DISTRICT	\$196,263.49	\$34,295.40	\$230,558.89
SS21 CONSOLIDATED SEWER DISTRICT	\$0.00		\$0.00
SW1 SEWER DISTRICT #1			\$0.00
SW2 MCKENZIE			\$0.00
SW3 RAY BROOK	\$796.40	\$1,162.87	\$1,959.27
T TRUST & AGENCY			\$0.00
TE PRIVATE PURPOSE TRUST			\$0.00
Batch 1415-1418	\$545,733.34	\$98,590.37	\$644,323.71
140320; 140733-140746; 140748-140778; 140800-140828; 140830-140849; 140851-140908; 140930-140019			
Batch 999 (Payroll)	\$0.00	\$67,520.78	\$67,520.78
140712-140732; 140779-140799; 140909-140929			

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Batch - HELD		\$0.00	\$0.00
DELETED VOUCHERS:			
140747, 140829, 140850	\$0.00		

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

EXECUTIVE SESSION

Councilman Favro moved and Councilman Miller seconded the motion to go into executive session at 7:40 pm for the purposes of discussing North Elba appointment and a personnel issue. The motion was unanimously carried by those present.

Councilman Doty moved and Councilman Favro seconded the motion to come out of executive session at 8:25 pm.

ADJOURNMENT

There being no business transacted during Executive Session and no further business to come before the Town Board, Councilman Rand moved and Councilman Miller seconded the motion to adjourn the meeting at 8:25 pm.

Respectfully Submitted,

Laurie Curtis Dudley
Town Clerk