

TOWN BOARD MEETING
TUESDAY, AUGUST 14, 2018

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, Larry Straight, Mike Orticelle, Griffin Kelly

Supervisor Politi opened the Regular Town Board meeting at 7:00 pm by asking everyone to

Supervisor Politi asked for a motion for the minutes of the Board meeting July 10, 2018

Councilman Miller 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.

AGREEMENT TO SPEND HIGHWAY FUNDS

Supervisor Politi- We have an agreement to spend highway funds in the amount of \$38,000 for general repairs for 30.8 miles including sluices, culverts and bridges and \$180,000 set aside for improvements.

AGREEMENT TO SPEND TOWN HIGHWAY FUNDS

Town of: North Elba
County of: Essex

AGREEMENT between the Town Highway Superintendent of the Town of North Elba, Essex County, New York, and the undersigned members of the Town Board.

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected in the Town for the repair and improvement of highways, and received from the State for State Aid for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. The sum of \$ 38,000.00 may be expended for primary work and general repairs upon 30.8 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.
2. IMPROVEMENTS. The sum of \$ 180,000.00 shall be set aside to be expended for the improvement of the following town highways:
 - a) On the road commencing at Liberty Hill Lane and leading to Liberty Hill Lane, a distance of 3 tenth miles, there shall be expended not over the sum of \$ 39,500.00 . Type: 6 Top Mix . Width of traveled surface: 26 feet +/- . Thickness 2 inches . Sub base: asphalt .
 - b) On the road Juniper Circle commencing at Liberty Hill Lane and leading to Liberty Hill Lane, a distance of 3 tenth miles, there shall be expended not over the sum of \$33,150.00 . Type: 6 Top Mix. Width of traveled surface: 26 feet +/- . Thickness 2 inches . Sub base: asphalt .
 - c) On the road commencing at Town Highway complex, 10,000 square yards, there shall be expended not over the sum of \$77,0000.00 Type: 6 Top Mix Thickness 2 inches. Sub base: asphalt.

No moneys set aside for such improvements shall be expended, nor shall any work be undertaken on such improvements, until the County Superintendent approves the plans, specifications and estimates for such construction. This agreement shall take effect when it is approved by the County Superintendent of Highways.

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Councilman Doty moved and Councilman Rand seconded the motion to approve the Agreement to Spend Highway Funds. There being no further discussion, the motion was unanimously carried.

ROAD NAME CHANGE – WALTER WAY

Supervisor Politi- We have a request for a road name change at North Country School, we have a letter from Laurie Kilburn from Essex County 911 confirming it alright along with the Lake Placid Fire Department.

Larry Straight- Signs have been ordered.

Councilman Miller moved and Councilman Favro seconded the motion to approve Road Name Change- Walter Way. There being no further discussion, the motion was unanimously carried.

APPROVE TAXIWAY REHABILITATION GRANT

Supervisor Politi- We have a request from the State authorizing the signing of resolution for the following airport projects, Taxiway “B” and “C” Rehabilitation (Design) project number 3-36-0051-044-2018. I need approval to allow me to sign this grant and resolution of approval for said project.

Councilman Rand moved and Councilman Favro seconded the motion to approve the Taxiway Rehabilitation Grant. There being no further discussion, the motion was unanimously carried.

APPROVE AIRPORT OBSTRUCTION MITIGATION

Supervisor Politi- We also have a resolution of Approval and Authority for the Airport Project No. 3-36-0051-043-2018, On and Off Airport Obstruction Mitigation (Design Only) for \$95, 000.

Councilman Favro moved and Councilman Rand seconded the motion to approve the Airport Obstruction Mitigation Grant. There being no further discussion, the motion was unanimously carried.

BUDGET ADJUSTMENTS

Supervisor Politi- You should all have copies. Increase for building expenditures for training of Darci Lafave coming out of fund balance \$192.73 and purchase of crimping machine for garage in the amount of \$3279.88 to be paid out of unrestricted fund balance for highway.

Councilman Doty- Is this for hydraulic hoses?

Larry Straight- Yes, it is.

2018 BUDGET AMENDMENTS					
8/14/2018					
ACTION	ACCOUNT	DESCRIPTION	AMOUNT	REF	ADDITIONAL INFO

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INCREASE EXPENDITURE	A.8010.0461	BLDG & CODE. EMPLOYEE TRAVEL	193.72	vchr 181719	INCREASE 2018 BUDGET PER DECISION TO PROMOTE D. LAFAVE AND TRAIN
APPROPRIATE FUND BALANCE			<u>193.72</u>		
INCREASE EXPENDITURE	A.5132.0200	TOWN GARAGE	3,279.88	PO 31034	PURCHASE NEW CRIMP MACHINE FOR GARAGE (OLD ONE IS OBSOLETE)
APPROPRIATE FUND BALANCE	A..0912	UNRESTRICTED FUND BALANCE	<u>3,279.88</u>		
DECREASE EXPENDITURE	DB.5130.0417	HIGHWAY EQUIPMENT REPAIRS	<u>3,279.88</u>	PO 31034	
RETURN TO FUND BALANCE	DBDB..0915	UNAPPROPRIATED FUND BALANCE	3,279.88		

Councilman Doty 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 -SPEED LIMIT CHANGE RAY BROOK

Supervisor Politi- We got a letter from Bill Hurley the planning board is requesting a speed limit change from Furniture Weekend to the intersection of McKenzie Pond Rd. They want to lower it from 45. We also have a request for stop sign by Horseshow Grounds I did hear from the State on this and they will do a study on this. Also, a speed limit change from Art Jubin at Cascade Ski Touring Center on Cascade Road. That is not going to happen. I am hopeful that they will change the sign at Horse Show and Old Military to a stop sign. I have been hit almost twice this summer. 45 is the lowest they will usually go and it's like pulling teeth to get this changed.

COMMITTEE REPORTS – BIO DIGESTOR

Councilman Doty- Just to remind everyone as you know our first effort came up short because Biofirm wanted an additional million dollars and that just way above our grant. So, we went back to drawing board and got a two-year extension. One thing we learned from a bigger firm that looked at our design and said what we were building was too small to be sustainable, the second being able to come up with a better RFP and we found out we spent all the design phase money from original grant. Personally, I am not in favor of allocating monies further other than this grant to further this adventure because in my mind with the information we have we can't get there from here. Even if we could build it we would still end up with 175 and 200 gallons every year we don't have the equipment and properties for this. We are really only half ready and to move forward its going to take more money.

Supervisor Politi- We are not going to spend tax payer's money on a dream.

Councilman Miller- Derek nailed it there is to many unknowns. We could spend another

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\$20, 000 on a design phase and get know where or have someone to build it. We are not big enough.

Supervisor Politi – We could look into compost.

Larry Straight- That would attract bears and rats and it would smell.

Supervisor Politi- That would be too much of a concern with all the people that live around that area.

Councilman Doty- What I don't understand is the county is the sponsor ad we are the administrators of this thing do we have to take a vote.

Supervisor Politi- The County has no problem with it, the money would go back.

Councilman Doty- We will see fall out from this some people will be unhappy

Supervisor Politi- When you sit down will Casella and they tell us we are nuts for doing this you couldn't get us to participate in this project.

Councilman Miller- We did the best we could.

COMMITTEE REPORTS – LANDFILL PAVING

Supervisor Politi- Is the landfill all paved around recycling center and compactors?

Larry Straight- Yes, it is all done.

COMMITTEE REPORTS – PLAY GROUND

Councilman Miller- I spoke with Laurie Stephen and they gave away that playpark to Harrietstown. She said she felt really bad and didn't realize how many kids use it and since they are doing business with Harrietstown they can't give it to North Elba.

Supervisor Politi- For some reason Butch thought it was the best thing to happen anyway.

Councilman Miller- It's going to cost us \$200,000 to buy that stuff

Larry Straight – To get that thing down and bring it back over here and weld it back together is a liability. If something breaks you have a lawsuit on your hands.

Councilman Miller- I understand that so now what do we do. We have \$\$50, 000 in grant money and budgeted \$50, 000. Do we go back to Playworld and tell them this is what we have to work with?

Councilman Doty- Jack had the idea of doing an Olympic theme over there he had a lot of great ideas.

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Councilman Favro- We have liability if we don't do standard things.

Supervisor Politi- I spoke with Butch about the Amish idea and because it's wood it's too much of a liability. I think we go back to Playworld.

Councilman Miller- We will get a swing set and a seesaw maybe a train, I will contact Playworld.

COMMITTEE REPORTS – GAMING LAW

Laurie Dudley- We need to do Gaming Law. We need to get it drafted and have a public hearing. I keep getting letters. No one is able to get one.

APPROVE RESOLUTION FOR ANNEXATION

Councilman Doty- We were approached by the Village of Saranac Lake about possibly annexing out two parcels that were the old dump sites on Mckenzie Pond Rd. This is to help them move these in to Village limits so they can continue granting water and sewer for the site for athletic fields. It is past the time for exemptions of those properties. I think as far as the town goes it's a good gesture and has no impact on North Elba.

Supervisor Politi- I don't know what the benefit is to the Village?

Councilman Doty- It's probably so they can get grants without North Elba.

Councilman Miller- Well they want to add water out there and this way they won't have to go through North Elba.

Supervisor Politi- Do you want to approve a resolution annexing these sites?

Councilman Miller- So if they decide to sell it off?

Attorney Briggs- It's still in the town so we could tax it.

Councilman Doty- They would have to put 30 inches of fill to use it. It's still in Essex County.

Attorney Briggs- I want to read the documents.

Councilman Doty- They are working on agreement with North Country Community College to make fields.

Supervisor Politi- Lets approve a Resolution of Annexation of these properties to become part of the Village and North Elba subject to review from our attorney.

Councilman Doty moved and Councilman Miller seconded the motion to approve the Resolution of Annexation for these properties subject to attorney review. There being no further discussion, the motion was unanimously carried

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COMMITTEE REPORTS – INTERVIEWING ENGINEERS

Supervisor Politi- Would you like to discuss possibility of interviewing parties to do engineering work within the Town of North Elba? Does the board have any interested in doing this?

Councilman Doty- It's definitely good business just to know who is out there and what they specialize in.

Supervisor Politi- We would request for qualifications and proposal.

Councilman Miller- My understanding is there are certain engineers out there that may be certified to do exact work we need to do. When you work with a general engineer they need to source that work out so you are not only paying that engineer but also the one sourced out.

Councilman Doty- That's my point some are great during permitting process but once they get passed that phase its useless to keep them on.

Councilman Miller- It may be behooving to us to meet with other engineers and see what they can do.

Larry Straight- I had a conversation with Brad Hathaway yesterday and they have an engineer firm and if you are interested they could come talk with us.

Councilman Miller- Do you think that is something you want to set up for a workshop?

Larry Straight- Yes, I can talk with Brad and set it up.

Councilman Doty- A firm that has numerous engineers on board that have different fractions on board.

COMMITTEE REPORTS – SARANAC LAKE YOUTH PROGRAM

Councilman Doty- Youth Program is over another good summer however in the past there was 5 townships involved and since Harrietstown took it over they took it over we don't have meetings beforehand. Everything went really well.

Supervisor Politi- Our program went well this year also.

COMMITTEE REPORTS – LIFEGUARDS

Supervisor Politi- The lifeguards are doing a great job especially with the amount of people that are there. They have had no problems.

APPROVE AUDITS AS PER AUDIT #'S

TOWN OF NORTH ELBA CLAIMS APPROVED FOR PAYMENT 8/14/18	Regular	Prepaid	Totals
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A FUND GENERAL FUND	75,076.53	29,166.45	104,242.98
B FUND GENERAL OUTSIDE VILLAGE	1,050.78	45.92	1,096.70
DB FUND TOWN OUTSIDE VILLAGE HIGHWAY	5,667.30	2,758.48	8,425.78
H12-OBSTRUCTION REMOVAL	3,001.59	-	3,001.59
H20-MIRROR LAKE DR WHITNEY RD DRAINAGE	7,795.00		7,795.00
H21-MIRROR LAKE SIDEWALK	12,575.00		12,575.00
SP PARK DISTRICT	49,638.07	1,822.15	51,460.22
SW3 RAY BROOK	-	336.25	336.25
T TRUST & AGENCY	-	41,957.29	41,957.29
Batch 1828-1832 (KVS); 1508 & 1510 (LOGICS)	\$ 154,804.27	\$ 76,086.54	\$ 230,890.81
181391, 181453, 181591, 181594-181625; 181627-181665; 181667-181672; 181699-181721; 181723-181724; 181727-181739; 181741-181742, 181744-181748; 181750-181792; 181811-181826 (LOGICS); 181336(RELEASED FROM HOLD)			
Batch 999 (Payroll & Health Reimbursement Arrangement) (7/1/18-7/31/18)	\$ -	\$ 74,638.92	\$ 74,638.92
181564-181590; 181626; 181666; 181673-181698; 181722; 181826(KVS)			
Batch - HELD	\$ -	\$ -	\$ -
DELETED VOUCHERS:			
181740; 181743; 181749	\$ -	\$ -	\$ -
NOTES:			
FIT WITHHOLDING FROM VCHRS 181613, 181614	(132.70)		
AMOUNT TRANSFERRED TO CLAIMS CHECKING ACCOUNT FOR CHECK RUN:	\$ 154,671.57		
AMOUNT TRANSFERRED TO PAYROLL FOR FIT WITHHOLDING	\$ 132.70		

Councilman Miller 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

SHORT TERM RENTAL

Griffin Kelly-I have seen the policy you are trying to push forward about at least getting a grip on the issue and some sort of regulation on this. Which I appreciate because I leave next door to one of these properties now. It was just bought and now it's a high traffic area.

Attorney Briggs- I have received 6 local laws from around the State that have addressed this issue I am going to pick and choose some of the things I think this board cares about and draft a

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document from which to fine tune and address this issue. It's a starting point it's a big undertaking to make sure regulation is right but enforcement is going to be very tough.

Griffin Kelly- Overall goal is to go with permit but also some sort of balance for the community. I moved here because of the sense of community.

Supervisor Politi – That's the harder part. The rules and regulations are going to be stringent they are going to address parking they are going to address occupancy. We are going to have to have them inspected for safety reasons and appropriate parking and that they are not putting more than X number of people in residence. I think Ron has a very good handle on how we feel about it. Unfortunately, there is another entity and that's the Village of Lake Placid and I don't think they have had the same magnitude of discussions that we have had. My feeling is I am going to say they are going to let Town do it and then see if they agree with it.

Attorney Briggs- We are getting to point where we will have public hearings on it.

Griffin Kelly-I appreciate that you are assessing the issue in the community especially.

Supervisor Politi- We are looking at this as a standpoint of bathrooms if you have one bathroom and two bedrooms then that's occupancy for 4 people. We understand it's a problem. It may take a few years to get it perfect and Mike maybe working a lot and we may have to hire additional people to enforce it.

ADJOURNMENT

There being no further business to come before the Town Board, Councilman Doty moved and Councilman Rand seconded the motion to adjourn the meeting at 7:48pm.

Respectfully Submitted,

Laurie Curtis Dudley
Town Clerk