

TOWN BOARD MEETING

TUESDAY, JULY 8, 2014

Minutes of the Regular Board meeting held on the above date beginning at 7:00 pm at the Town House, 193 River Street, Saranac Lake, N.Y.

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, Gene Hicks

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 for June 10, 2014 Board Meeting

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 WEDDING OFFICIANT

Supervisor Politi – We have a request from Brendan Coyne asking for the privilege of being named a wedding officiant for Saturday August 2, 2014. It is a one day approval. We have done this on an occasion.

Councilman Rand moved and Councilman Doty seconded the motion to appoint Brendan Coyne an officiant for Saturday, August 2, 2014 for a wedding in the Town of North Elba. There being no further discussion the motion was unanimously carried.

ROAD NAME APPROVAL – LAVERY WAY

Supervisor Politi – We have a request for a road name change. A gentleman asked that the road be named “Charles T. Lavery Way”.

Councilman Doty – Is it a road that wasn’t originally put on 911?

Supervisor Politi – It is a driveway. He says, “I recently had conversations with Essex County Emergency Services regarding the 911 address at my home and cabins at 49 Raybrook Road. Due to the location of the cabins on my property I need to name the driveway that is presently unmanned.” He said he wanted to name the road after his father who is a WWII veteran, Charles T. Lavery.

Councilman Favro suggested not naming roads after full names.

NEG. DEC. SEORA – COMPREHENSIVE PLAN

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Supervisor Politi – Regarding the Comprehensive Plan there is a requirement for a Short Environmental Assessment Form. The Town of North Elba and the Village of Lake Placid have reviewed the proposed amendments to the Village of Lake Placid/Town of North Elba Comprehensive Plan. The Town of North Elba is the lead agency, and is therefore responsible for filing a SEQR. The Village has asked us to do it. The form has been filled out with regard to the impact the Comprehensive Plan Amendments may have under part 617 of the NYS Department of Environmental Conservation regulations. It is our position that this is an unlisted action and would result in a Negative Declaration for purposes of SEQR.

Attorney Briggs – And there are no adverse environmental impact.

Councilman Doty moved and Councilman Favro seconded the motion to approve the Negative Declaration for purposes of SEQR with regards Comprehensive Plan Amendments. There being no further discussion, the motion was unanimously carried.

APPROVE COMPREHENSIVE PLAN UPDATE

Supervisor Politi - The plan was to approve the Comprehensive Plan Amendments as a recommendation document solely for purposes of future consideration.

Councilman Miller – We are not accepting it as all items that we want to follow.

Supervisor Politi – Based on a guiding document for purposes of future consideration, does somebody want to make that motion?

Councilman Miller moved and Council Favro seconded the motion to approve the Comprehensive Plan Amendments as a recommendation document solely for purposes of future consideration. Discussion continued.

Councilman Miller – I want to make it clear that there are items that I am not in agreement with.

Supervisor Politi – We are not approving the document per say, we are approving the document for consideration for potential future change going forward.

Councilman Miller – I wanted to discuss it a little bit further. We talked about prioritizing some of the ideas that the Committees of the Development Board came up with. One priority was vacation rentals.

Supervisor Politi – We discussed for safety and health reasons certain modifications.

Councilman Miller – Since the meeting, a couple of people have expressed their concerns about vacation rentals in their neighborhoods. I did communicate to them that we discussed at our joint meeting with the Village and the Community Advisory Board and think it is something we need to follow through with. Not just on the health and safety angle but also on the idea that they ought to be paying bed tax.

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Supervisor Politi – It's not going to happen and not even worth discussing. It would require a change of State Law. It doesn't have anything to do with us. This is a County Law and the State says they do not have to pay bed tax. The law is very clear and specifically excludes residential properties. This argument has been going on for years. A change of law would take two to three years.

Councilman Doty – Our main focus was on a fee for fire and safety inspections.

Supervisor Politi – That is exactly it. Bob, there is no way to enforce it. To pay sales tax, the information is out there for the State. If you aren't paying a bed tax and you are paying sales tax then there is a way to catch people. There is no way to catch anybody on a residential side because they don't have to pay sales tax. We have had this argument for years at the County. Derek may be caretaking at a place and we know they're renting their house but they say that it's just friends staying there. There is no mechanism to enforce unless you change the law. It is being considered at the County but none of us here have a say. I do have a vote at the county level but it as to be approved by the Senate and the Assembly. It is changing existing legislation. The county would then have to hire a number of people to run around knocking on doors. Given the budget situation, I can't foresee that happening.

Attorney Briggs – Even if you did that, you still have to prove beyond a reasonable doubt that the person has rented it for money.

Councilman Miller – This is something that I heard from some folks obviously because we are in vacation rental season. I've heard about cars parked all over the place with loud parties and is the Town regulating this? My answer to them was to call the State Police if they are disturbing the peace.

Supervisor Politi – We have talked about regulating vacation rental in neighborhoods by controlling parking and smoke and carbon monoxide detectors. The Health Department law says that over 10 people in a house requires a permit. However, the Health Department does not enforce it. We have an obligation to enforce it for safety reasons. Many tenants don't know who to call if there is a safety issue. Why these people on Hillcrest Ave are allowed to park on their lawns amazes me but that is part of our Code that we need to be addressing as part of the amendments.

Councilman Miller – I understand it is difficult. Maybe it is the Community Advisory Board that should be batting around ways it could be done.

Supervisor Politi – It is also the Bed Tax Advisory Committee at the County. I think a change is going to happen to include vacation rentals but I think its a couple years out. An adjustment of .25% sales tax took over a year. Not to cut you off but your barking up a dead tree.

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

CLOSE TOWN HALL – FRIDAY, JULY 25, 2014

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Supervisor Politi – We have a request each year to close the Town Hall the Friday before Ironman. This year is Friday, July 25, 2014. We have talked about the reason for it; the bathrooms become public restrooms and we can't keep enough help on to keep them clean. It seem to work and Laurie is happy with it. The Village stays open but the bathroom hallway is locked.

Councilman Favro moved and Councilman Doty seconded the motion to approve the closing of the Town Hall on Friday, July 25, 2014 due to the Ironman. There being no further discussion, the motion was unanimously carried.

LIVE MUSIC PERMIT

Supervisor Politi – Jim Morganson gave me a request for permits for several live music events. One was the Grimditch wedding on August 16' 2014. We discussed it at the workshop. They talked to all of their neighbors and according to our Code Enforcement Officer they have no issue. Whiteface Resort, NYSEF and Whiteface Lodge are requesting a permit. Some are entities which never got them in the past because they tried to pay the Village not knowing it was the Town. It is important for everyone who is having outside music get a permit. If there is ever an issue, we would know.

Councilman Doty asked if the fee structure changed and Supervisor Politi explained that it remained the same.

Councilman Favro moved and Councilman Doty seconded the motion to approve the Live Music Permits as presented. There being no further discussion the motion was carried. Councilman Rand abstained due to his connection with NYSEF.

CEMETERY SUPERVISOR PROMOTION

Superintendent Straight – Mark Meeks came on December 2013 and we hired him as a Cemetery Attendant. He has been there six month and is doing a great job. I think he deserves the Supervisor title.

Supervisor Politi – He is presently being paid \$14.18 per hour and the rate would change to \$15.52 per hour.

Councilman Rand moved and Councilman Doty seconded the motion to approve the promotion of Mark Meeks to Cemetery Supervisor. There being no further discussion, the motion was unanimously carried.

BUDGET AMENDMENTS

Supervisor Politi – Cathy sent you all Budget amendments. The only one that needs further explanation is the Cemetery Assistant. It was left out of the 2014 Budget for Personnel Services. It was an error. His wages amount to \$10,600. We have \$20,000 plus in the Contingency Account. Because the Contingency Account was a budgeted account for 2014, I think it is best

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that we take the money out of that account rather than Fund Balance because it would have been a budgeted item anyway.

Councilman Doty – I agree.

Supervisor Politi - Are there any questions with regard to any of the Highway adjustments? Does somebody want to move?

JULY 2014 Board Meeting Budget Amendments

ACTION	ACCOUNT	DESCRIPTION	AMOUNT	REFERENCE	ADDITIONAL INFO
INCREASE EXPENDITURE	A.4068.0200	INSECT CONTROL. EQUIPMENT	145.11	vchr 141362	purchase of air conditioner
INCREASE EXPENDITURE	A.4068.0418	INSECT CONTROL. PESTICIDE	788.00	vchr 141607	purchase of vectobac
DECREASE EXPENDITURE	A.4068.102	INSECT CONTROL. PAYROLL TEMPORARY	(833.11)		
			-		
INCREASE EXPENDITURE	A.9089.0800	OTHER EMPLOYEE BENEFITS CAFETERIA PLAN	300.00	vchr 141283	summary plan description update (every 3 yrs-mandate)
DECREASE EXPENDITURE	A.9060.0800	GENERAL FUND HOSPITAL INSURANCE	(300.00)		
			-		
INCREASE EXPENDITURE	DB.5130.0414	HIGHWAY MACHINER OTHER CONSUMABLE	69.65	vchr 141431	tire for trailer not budgeted
INCREASE EXPENDITURE	DB.5130.0417	HIGHWAY MACHINERY EQUIPMENT REPAIRS	2,449.31	vchr 141440	(2005 volvo) tarp mechanism and brake repair
INCREASE REVENUE	DB.0000.2680	INSURANCE RECOVERIES	(2,518.96)		
			-		
INCREASE EXPENDITURE	DB.5142.459	SNOW REMOVAL. PROFESSIONAL SERVICES	1,020.00	vchr 140941	sweeper rental \$1450; overbudget due to unexpected excavator rentals in feb and mar
DECREASE EXPENDITURE	DB.1990.0400	CONTINGENT ACCOUNT	(1,020.00)		
			-		
INCREASE EXPENDITURE	SW3.8320.0414	RAYBROOK OTHER CONSUMABLE SUPPLIES	15.25	VCHR 141427	MAINTENANCE SUPPLIES NOT BUDGETED-LAST YEAR BUDGET SPENT WAS \$1401.21... CURRENT FUND BALANCE IS \$11,466.83
DECREASE EXPENDITURE	SW3.8310.0463	ADMINISTRATION DUES & FEES	(15.00)		
INCREASE REVENUE	SW3.0000.2401	INTEREST & EARNINGS	(0.25)		
			-		
INCREASE EXPENDITURE	A.8810.0101	CEMETERY PERSONAL SERVICES	10,600.00		SEASONAL REHIRE OF JOSH WEMETTE FOR CEMETERY (OMITTED FROM 2014 BUDGET IN ERROR)
DECREASE EXPENDITURE	A.1990.0400	CONTINGENT ACCOUNT	(10,600.00)		
			-		

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

COMMITTEE REPORTS: ATHLETIC FIELDS

Supervisor Politi – Did you see a copy of the letter regarding the SEQR for the athletic fields? I am trying to figure out what is needed there in this letter.

Attorney Briggs – He just put it in a narrative form.

Supervisor Politi – Can I accept this as he has written it as a Neg. Dec.?

Attorney Briggs – Yes, really your determination is that you’ve reviewed it and have concluded that it will not result in any negative environmental impacts.

Supervisor Politi reads a letter from the firm Behan Planning and Design which had been contracted by the Town of North Elba for site planning and design development at the athletic Fields. The letter is on file in the Clerk’s Office.

Councilman Doty moved and Councilman Miller seconded the motion to approve the SEQR for the athletic Fields. There being no further discussion, the motion was unanimously carried.

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PERSON OPPORTUNITY TO SPEAK – GENE HICKS

Gene Hicks – Most of the Board members have met me before. I no longer live in North Elba. I now live in Peru. I worked as a nurse at the Elizabethtown Hospital so half the people in Essex County know who I am. I was called by one of the disabled tenants at the former ComLinks property that was taken over by Franklin County Housing. It is basically the same issue that was raised last year, removing a section of the hill behind the 4th building that is immediately in front of the joint condominium project. I talked to Jim Morganson and he said as far as he understands they had applied for whatever is needed to do whatever repairs were needed to the retaining wall at the bottom of the hill. ¼ of it is in bad shape and it needs to be repaired. However, since Franklin County Housing took it over they have repeatedly harassed disabled tenants who live there. Is this a Town Board question? Previous Supervisors used to think that is was. They were very involved when that building was built. You probably remember the condo behind them went to court over the issue. I understand from Mr. Morganson that there was some kind of consent agreement when the 4th building was put up. To quote Jim “In order for them to drive a nail or pull a nail in that building they need a permit from the Town of North Elba.” The Franklin County Housing Management onsite are talking to the tenants saying they are doing structural changes to that building. Apparently when the tenants asked about the building permit from the Town of North Elba, they deny any permit stating that with the approval to work on that wall they can do basically anything they want. That is not what Mr. Morganson told me two weeks ago when I talked to him.

Supervisor Politi – Are they doing work there now?

Gene Hicks – They haven’t started. You probably remember last year they were there for about 6 months and put a retaining wall behind units.

Attorney Briggs – I’m confused. Are they supposed to work on the retaining wall or the building?

Gene Hicks – They are supposed to be working on the retaining wall. That is what Jim said they are approved to do. The issue is that the Franklin County Housing Management is telling the tenants that they are making major structural changes to the buildings. The Tenants ask where the permit is from the Town and they don’t have a permit.

Attorney Briggs – Those are words. They haven’t done anything.

Supervisor Politi – They can’t do anything without a permit.

Gene Hicks – I was asked to come here tonight to get it in the Town minutes. I suggested the person who called me come to the meeting but the person with the disability isn’t willing to do it.

Supervisor Politi – Nobody can do anything in our community without a permit. They can but if they get caught they are in violation. Franklin County Housing is seeking another PILOT or is it being sold again?

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Attorney Briggs – I got a letter from Franklin County Housing for an extension of the PILOT. Under the law they qualify. Brian Stewart is their lawyer and the letter via email came from him.

Supervisor Politi – As soon as they start doing something and your people don't see a permit posted on the building, then Jim needs to know about it.

Gene Hicks – There is another issue; when the tenants ask, Franklin County Housing says the State is mandating it.

Attorney Briggs – Mandating what?

Gene Hicks – The retaining wall. If they said we are doing it because it needs doing then that would make sense. They are always saying, don't blame us. Blame the State. That is another issue.

Supervisor Politi – Whether the state mandates it or somebody else, they have to have a permit.

Gene Hicks – What they have done on the back of the building is to screw the long lags in 2x4's across everybody's back egress so they can't go out the back of the building. They put "Keep Out" because they don't want them going in the back. They can't get off their back porch without climbing over the rail.

Supervisor Politi – I think that is a violation. Does Jim Morganson know that?

Gene Hicks – When Jim said they can't drive nails, well maybe screws don't count as nails. Maybe you could have Mr. Morganson look at. The point I was making, the issue of safety. At the front of the property it drops about 25 feet. A car could go right over the edge and drop 25 feet. They didn't have rails in the front of two parking spaces for 16 months. Two weeks ago when they were putting in the wall in the back, they were arguing with the maintenance guy about putting the rails in the front parking. There was originally a concrete block but the snowplow pushed it over. I talked to Jim about it three years ago saying that somebody could get hurt. His answer was, "hurt, they would probably get killed". And like I said, it was 16 months before they put it in for safety issues.

Supervisor Politi – In life, the squeaky wheel gets attention. If you had called or seen anyone of us over the last 16 months, we would have said something to Jim because we meet once a month with Department Heads. We are his bosses.

Gene Hicks – My issue is not with Jim. My issue is with Franklin County Housing.

Supervisor Politi – That may have been the case but if you have a code violation it should be corrected.

Gene Hicks – They barricaded the back of the building and there is no permit to do that from the Town.

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Supervisor Politi – I'll send Jim up and have him take a look at it. Thank you, Gene.

COMMITTEE REPORTS – ORDA

Councilman Miller – Jay and I went to the last ORDA Board Meeting. It was a good meeting. It was nice to see Andy Lack up there and Joe Lamb. Apparently, they are already contributing to the cause.

Supervisor Politi – You saw my email to you all that Andy Lack was appointed Vice-Chairman by the Governor.

Councilman Miller – I spoke with Ted Blazer. We should have regular meetings with the Village and ORDA so that we are all on the same page and communicating better than we have in the past.

Supervisor Politi – Isn't that why we have representatives? I don't think it is our position to meet with Ted. If I were Pat Barrett and I knew that Ted Blazer was meeting with the Town Board I might not be happy. But I do think that there is a responsibility on the part of those people that we appoint.

Councilman Rand – Yesterday, Joe Lamb asked me if he should come to this meeting and I said it would be better to come to the work session.

Supervisor Politi – We have all said that one of things that was most disappointing about having representation is not hearing from the representatives.

Councilman Miller – Does Teddy go to the County?

Supervisor Politi – I don't think I've seen him in at least a year and a half. The last time he came to a meeting I don't think he was well received. The representative should meet with us to tell us what's going on. I think that Joe is going to be very outgoing. He has called with an advisory list and is working on it hard. It's refreshing.

Councilman Miller – Ted did a presentation at the meeting about the capital projects that they are doing.

Supervisor Politi – Personally, I hoped the presentation would have been made to us since we own all the facilities rather than us read about it in the paper. Technically, I don't think they can change any venue without our approval. When the Convention Center had to be done, Ted came in with the plans asking for the Town's approval. If you lease a house, You can't put a bedroom addition on without asking the landlord.

Councilman Miller – We really do need better communication. These are the things we need to talk about. Ted said he would have come but he was never invited.

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Councilman Doty – It's important for all of us to sit at the same table and get back to business. Everyone's point was made. If anything, communication will be better.

Supervisor Politi – I agree. We're all on the same mission.

Councilman Miller- The headline in the paper, "Town of North Elba Sticks it to ORDA", wasn't anyone's intention. The editorial I didn't have a problem with. It was the headline. We are all on the same team.

DEVELOPMENT COMMISSION MEETING

Councilman Rand – We have a Development Commission Meeting on Thursday at the Beach House.

YOUTH PROGRAMS – UPDATE

Councilman Doty – Both of our youth programs are in full swing and it looks like the numbers are good and steady. Butch gave us an update and the numbers are up in North Elba and the numbers are up in Saranac Lake.

The Board spoke about the amount of people at the 4th of July parade. There were children everywhere.

COMMITTEE REPORT – ADK LOJ ROAD

Councilman Rand – I wanted to mention the conditions of the Adk Loj Rd out to the lodge. It has some wicked pot holes.

Supervisor Politi – The reason we can't get it done is because Brunel, who has the job to do ours, is doing the Cascades.

Councilman Rand – Is the plan to totally do it over?

Supervisor Politi – It will be done from Barrel's to Jack Levitt's. We aren't going any further. It would be a nice thing for the State to take over.

Councilman Rand – It's not criticism. I'm just stating a fact. There are some holes in there that would rip tires off a car.

Supervisor Politi – I don't have any problem with filling the holes but we are not doing the whole road. The road benefits the State of New York. The State needs to take a partnership role. We have offered to take over the John Brown Rd in exchange for the Adk Loj Rd. It hasn't gotten anywhere. The bridges were fixed and are at no cost to us anymore. If there are any huge hole out there and we have extra stuff.

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Councilman Rand – You can tell there has been a lot of work out there, but they just keep popping up.

Supervisor Politi – Larry, you just can't have it so it is dangerous situation. That is your job, not mine. You get elected to do that and you get elected to be criticized for it.

Superintendent Straight – There is a time and a place for it. This is not the place for it. Jay, my office is open 7 days a week.

Councilman Rand – Larry, we are all here.

ESSEX COUNTY – LANDFILL

Councilman Doty – Have talks started about the landfill yet? I saw a little article about the end of the contract for Circle. Is the Current contract through 2016?

Supervisor Politi – A committee has been appointed to discuss where the county is going with the landfill contract and the future of landfills in Essex County. I think the Circle contract is through 2017.

Discussion continued regarding the Contract ending in 2017 which gives the Town time. The reason the County is discussing it is due to the cost of maintenance and upkeep of the compactors, scales and trucking. There are two sets of scales in Essex County, North Elba and Ticonderoga.

Supervisor Politi - The real problem is that North Elba operates a facility unlike any other in the County. If there was a demand for a landfill, there would be a demand for North Elba and Moriah landfills because that is where a majority of garbage passes through. However, the County is afraid that by eliminating landfills it means that the little towns like Newcomb and Minerva have no opportunity to get rid of their garbage. What we do affects those places because they rely on our landfill. The County transports garbage from Keene, Jay and Wilmington to us. If North Elba decided to contract out, there would be a demand in North Elba but no demand in a lot of places. They would end up with nothing. The County is worried about pulling the plug. It is the same thing as the radio system they're arguing about right now. They're talking about changing low band radios to high band radio for police, fire and emergency vehicles. They said they are paying back the towns who have to change. I said wait a second, Lake Placid did it in 30 vehicles. Why would you pay Ticonderoga and not pay us. Even though we did ours 6 years ago, we are still part of the system. If everyone is not going to get paid back then no one gets paid back. They are spending \$17 million on the system and we pay 32% of the cost and we already have the system.

Attorney Briggs – Unbelievable, you just can't make this stuff up.

PRESS QUESTIONS

Ted Morgan asked how Councilman Miller feels about the Comprehensive Plan and Councilman Miller responded by saying overall the plan is wonderful but it is hard to agree with every single

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item in the document so we have to accept it as a working document. Matt Turner requested a copy of the amendments.

HAZARDOUS WASTE DAY –

Supervisor Politi – Hazardous Waste Day is Saturday, August 2nd from 8am – 1pm at the Highway Garage. The State pays 50% and the County is paying the rest. We aren't paying anything.

PRESS CONFERENCE - DOT AND DEC

Supervisor Politi told Ted and Matt that they should be aware of a DOT and DEC press conference tomorrow. He is sure it will be a press release, and he does not want them to miss it.

APPROVE AUDITS AS PER AUDIT #'S

Supervisor Politi asked for approval of the audits.

TOWN OF NORTH ELBA			
CLAIMS APPROVED FOR PAYMENT 07/08/14			
	Regular	Prepaid	Totals
A FUND GENERAL FUND	96158.11	32291.43	128449.54
B FUND GENERAL OUTSIDE VILLAGE	11990.5	0	11990.5
DB FUND TOWN OUTSIDE VILLAGE HIGHWAY	21837.4	13705.6	35543
H11 APRON EXPANSION CONST.AND TW DESIGN	327253.89		327253.89
H42 HIGHWAY MACHINERY PURCHASE	0	0	0
RD04-TAHAWAS WAY ROAD DISTRICT	0	0	0
SF1 FIRE PROTECTION DISTRICT	245542.35		245542.35
SF2 FIRE PROTECTION DISTRICT	0	0	0
SF3 FIRE PROTECTION DISTRICT	97224.47		97224.47
SP PARK DISTRICT	523783.98	341235.48	865019.46
SS21 CONSOLIDATED SEWER DISTRICT	206	793.69	999.69
SW1 SEWER DISTRICT #1			0
SW2 MCKENZIE			0
SW3 RAY BROOK	89.05	504.95	594
T TRUST & AGENCY			0
TE PRIVATE PURPOSE TRUST			0
Batch 1423-1426	1324085.75	388531.15	1712616.9
141125; 141129; 141221-141283; 141305-141376; 141398-141450			
Batch 999 (Payroll)	0	53239.7	53239.7
141284-141304; 141377-141397			
Batch - HELD	\$ -	\$ -	\$ -
DELETED VOUCHERS:			
	\$ -		

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

RAY BROOK PROPERTY

Supervisor Politi – The back of the house on Old Raybrook Rd is full of garbage and there are raccoons and bears. People are upset. The County Social Services can't tell me about it because it's confidential. Jim Morganson served him.

Attorney Briggs – It will appear in front of Judge Dietrich on July 28th at 5pm on the charge violating the Land Use Code.

Supervisor Politi – They've been charged but they don't have any money so my guess is nothing is going to happen.

Attorney Briggs – It is more money to you but you can go to Supreme Court and ask for Mandatory Injunction which means the Court forces them to do something. In the alternative the Court grants us the power to clean it ourselves and impose a lean against the property for the cost. That is probably the most effective remedy we will have.

Councilman Miller – Someone like that it is just going to happen again.

Attorney Briggs – In a case like Cranley, it would have been a more effective way to go.

Supervisor Politi – If you put it on their taxes, the County pays us back.

Councilman Miller – Are you going to put it on their taxes or put a lean on their house?

Attorney Briggs – A cleanup fee can be added as a special assessment to their taxes.

Supervisor Politi – The law is not clear but there is no reason why you can't do it. If we cleaned it up, who is going to do it?

Councilman Miller – We contract someone to do it.

Supervisor Politi – We will have to have the police there.

Councilman Doty – So there is a mess outside, what is going on inside? Do we need the Health Department?

Supervisor Politi – I talked to Social Services. Unless there is a kid less than 18 years of age and somebody files a complaint that opens a door for the Department of Social Services to send somebody into the house.

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Councilman Doty – That is my bigger concern. What if those mattresses are out in front because they are full of bedbugs? There is something more than just a mess in the yard.

Supervisor Politi – The lady that called me said that there aren't only kids there but kids with babies.

Councilman Doty – The problem is a lot bigger than stuff out in the yard. I would be more concerned about getting inside and see if they need some help.

Supervisor Politi – I don't have any problem with calling the hotline and saying I have been informed by neighbors that there are children in the house under 18 and they need to get an inspector here because we are concerned for the safety of these children.

Councilman Doty – Two years ago I plowed at night and there would be this kid with earrings and tattoos hitchhiking right near Young Lyon because it is the last streetlight. I would pick him up at 20 degrees below zero and dropped him off. There was no mess there at that time. I'm going to guess he's in his early 20's.

Supervisor Politi – His name is Jon Sexton. I will call the County tomorrow. In the meantime they have been served to appear in Court. Whether we pay to have it fixed or the County does, we're going to pay for it one way or the other. It is in the best interest of the neighbors for us to be proactive. If we put it on his taxes nobody can say, if you did it for them can you do it for me? Yes we can do it for others but we'll put it on their taxes.

EXECUTIVE SESSION

Councilman Doty moved and Councilman Favro seconded the motion to go into executive session at 8:30 pm for the purposes of discussing Union Contract Negotiations. The motion was unanimously carried by those present.

Councilman Favro moved and Councilman Rand seconded the motion to come out of executive session at 8:35 pm.

Councilman Miller moved and Councilman Doty seconded the motion to ratify proposed Union Contract for next 3 years subject to the approval of the Finance officer and Attorney for the Town. There being no further discussion, the motion was unanimously carried.

ADJOURNMENT

There being no business transacted during Executive Session and no further business to come before the Town Boards, Councilman Miller moved and Councilman Rand seconded the motion to adjourn the meeting at 8:35 pm.

Respectfully Submitted,

TOWN BOARD MEETING

TUESDAY, JULY 8, 2014

Laurie Curtis Dudley
Town Clerk