

Regular Town Board Meeting
July 8, 2008

Minutes of a Regular Town Board Meeting held on the above date at 7:00 p.m. In the North Elba Town House, 193 River Street, Saranac Lake, New York 12983.

Members Present: Supervisor Roby Politi, Councilmen: Jack Favro, Chuck Damp, Bob Miller, and Town Clerk, Denice Fredericks.

Members Absent: Councilman Jay Rand

Others Present: Andrew Weibrecht, Attorney Ronald Briggs, Highway Superintendent Larry Straight, Natalie Leduc and Chris Knight.

Supervisor Politi called the Regular Town Board meeting to order at 7:00 p.m. by asking everyone to stand for the pledge of allegiance.

Supervisor Politi asked if there are additional items for the agenda.

Councilman Favro moved and Councilman Damp seconded the motion to approve the agenda as presented. There being no discussion the agenda was unanimously carried by those present.

Supervisor Politi asked for a motion on the minutes of the Regular Town Board Meeting and Public Hearing of June 10, 2008.

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

Supervisor Politi stated next on the agenda is persons present have the opportunity to speak.

Supervisor Politi stated Natalie I have you on the agenda first and we understand the dilemma that you have with the Pine Ridge Cemetery and Ronnie I think you are familiar with the terms and conditions of the Pine Ridge Cemetery so tonight we want to help solve some of your problems by offering the Pine Ridge Cemetery, Inc. a check for \$15,897.56 on behalf of the Town Board. He stated that \$14,000. Of that is allocated monies from the Town Budget and the \$1,897. 56 being interest on the trust funds that have accumulated on the \$20,000. and we are hopeful that this will help put a dent in some of the costs and help with the maintenance and upkeep of the cemetery which is probably of the most beautiful cemeteries in this area. He stated I don't think most people realize it is there until you really take a good look at it from Pine Street.

Natalie Leduc stated Roby, thank you for this you know it couldn't have appeared at a better time, we had an infestation of grubs and the grubs have eaten a good third of the cemetery all of the roots. She stated she talked to Amy Ivy and sent her a few and she told me what kind they were and how to treat them.

Supervisor Politi stated do most people know the history of that cemetery?

Natalie Leduc stated most people don't care about cemeteries Roby.

Supervisor Politi stated it is very interesting the fact that the Norwegian soldiers from World War I. are there and doesn't the Norwegian Government

Natalie Leduc stated I just did a feature on NPR and it was broadcasted a very long way my son in Alaska heard it the NPR contacted the Norwegian Government and they heard it in Norway so we are getting a great deal of recognition right now at this time. She stated there are 16 merchant marines and one woman buried back there the woman is the daughter of the cook that was aboard ship and all of them were at sea as merchant marines during World War II and the Germans attacked Norway so they couldn't go back so they stayed aboard ship and they finally had to go into port and I believe they were delivering war materials for the allies and when they went in they discovered they had tuberculosis so they went them into a TB hospital in New York City and they were there for a while then they shipped them to Saranac Lake where they moved in to cure cottages. She stated I am about to write a book on the Norwegians because we have found out that we have found one living survivor and he was a merchant marine who Saranac Lake who had cured from TB had gone back into the Norwegian Navy and he came here and was something for the government when they buried these sailors here and we have found the family of the woman who is

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there and we have found his whole family and I have many notes and e-mails since the MPR program.

Supervisor Politi stated it is also a Jewish Cemetery.

Natalie Leduc stated it is a Jewish Cemetery that is sacred ground nothing can be done to it and that what this confusion was over the \$20,000. That was set aside for that cemetery and I wish that we could have the money instead of the interest because we are beginning to run into some real problems in there. She stated last year we took down two or three trees and we ran in to debt a couple of thousand dollars e had to pay for it because we only get the \$500.00 a year or whatever it is.

Supervisor Politi stated how about the prisoners?

Natalie Leduc stated they come in the spring but now it is mandated that they take care of the State Institutions first so they take care of the prisons and the hospitals and that sort of thing then they come here. She stated we paid to remove those trees out of our meager funds we had \$300.00 left and I just feel that we should have had that money.

Supervisor Politi stated I think that in the future if you have issues with trees you are welcome to call us and we will help you get the trees out of there.

Natalie Leduc stated great because we have another one that just appeared.

Supervisor Politi stated we would have to do it at a time when we could fit it in but certainly we would help you in any way we could.

Natalie Leduc stated that is very nice North Elba has been very good I use to call Norm and say a car has just dropped through the road or whatever and he would come and fit the road going into the cemetery. She stated the place is in terrible shape you know we mow a little and that is about all we can do because there is no money.

Supervisor Politi stated the cemetery is very lucky to have you and those folks that have a interest otherwise no one would be interested.

Natalie Leduc stated I thank you very much you have no idea how much you have helped us.

Supervisor Politi stated as far as old business is concerned the first thing is the Mirror Lake Inn Planned Development District. He stated we had a meeting and there being no opinions to the contrary and having the Village of Lake Placid approve the Planned Development District with certain conditions those conditions being no structures exceeding 30 feet in height above the final grade of Norton Road shall be allowed, and except for access to the existing residential units, access to the premises (formerly Jackstadt property) shall be from Mirror Lake Drive and not via Norton Road. He stated that was approved and put in to Local law #3 of 2008 and signed by Janet Bliss as Village Attorney. He stated it requires our approval also and I would entertain a motion to approve this filing pursuant to the terms and conditions of the Village of Lake Placid.

Councilman Damp moved and Councilman Favro seconded the motion to approve the Mirror Lake Inn Planned Development District with the same terms and conditions as approved by the Village of Lake Placid . There being no discussion Supervisor Politi asked for a roll call vote: Councilman Miller; AYE, Councilman Damp; AYE, Councilman Favro; AYE, Supervisor Politi; AYE and Councilman Rand is absent.

Supervisor Politi next is the supplemental bond resolution on the soccer fields and Denice you have this. He stated this is from Joan Bleikamp it is a supplemental bond resolution to increase the bond to the soccer fields in the amount of \$350,000. and that amount is to cover the irrigation, new road system reseeding and costs that exceeded the amount of the original bond and this is in an amount not to exceed \$350,000. I am sorry the Board plans to finance an additional \$150,000. I didn't mean \$350,000. He stated we are going to bond for a total of \$500,000. we have bonded for \$350,000. and. we are going to bond for an amount not to exceed \$150,000. to make up the difference on those certain costs. He stated this resolution authorizes me as Town Supervisor to

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take any actions to execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution.

Councilman Damp stated just for a point of information the irrigation system that we are increasing the funding for was not necessarily contemplated when we initially put the fields in, it's an expansion of the project not figured into the original project but it makes a lot of sense to do it.

Supervisor Politi stated there was additional seeding required as well as the irrigation, the irrigation is above ground and we have purchased a water canon and the USOC has volunteered two more so we have three water canons going. He stated we had to reseed the fields because we had to move three of the fields off of the Airport designated runway area so that was involved as well as the seeding of the banks for the roadway the new road system going up to the soccer fields and we had to do a lot of this because we have the lacrosse tournament coming around the first or second week of August so it is necessary that we have grass on the fields. He stated that we are hopeful that that will happen.

Councilman Damp moved and Councilman Favro seconded the motion to approve of the Supplemental bond resolution for the soccer fields in the amount of \$150,000. Supervisor Politi asked for a roll call vote; Councilman Miller; AYE, Councilman Damp; AYE, Councilman Favro; AYE, Supervisor Politi; AYE and Councilman Rand is absent.

Supervisor Politi stated next is the agreement for fuel services between the Village, School and Town. He stated Ron do you have an update on this?

Attorney Briggs stated I just got the two changes from you today and I haven't made the changes yet but I understand what they are I will do that tomorrow and will ship it off I did it as a PDF e-mail to you and to Janet and everyone else so I will do it that way.

Supervisor Politi stated there is no change other than what we all talked about that the ten cents will be used for replacements and repairs to maintenance equipment and that the cost to be charged for gasoline will be based upon the price for the gasoline as received so if we received a load today at \$4.00 a gallon we will charge out to the School or Village at \$4.00 per gallon but if we received another shipment of gasoline in a month and that is \$4.12 regardless whether there is any gasoline left in the tank we will go to the \$4.12. He stated the date of delivery will be the measure of the cost. He stated the School and the Village had no problem with those issues.

Supervisor Politi stated the Cascade Sewer District is the only other thing I had on old business and I have been so busy I haven't had a chance to talk to Jim and I don't know Ron if you saw him.

Attorney Briggs stated in the files I did get from Bill Kissel there is a very big file on it so I am going through that now to see what we can do. He stated the agreement with the Meister's is not in that file so I would still like to see Jim Brook's old files so we know exactly what we need to do in that regard.

Supervisor Politi stated unfortunately the person who knew more about that agreement was Phil Perry.

Attorney Briggs stated when I was Village Attorney we had a big file on it because I was involved in it then so there is also a file that the Village has and at least Janet should have it because I kept that file in the office when I left to be DA.

Supervisor Politi stated is there any other old business to come before the Board?

Supervisor Politi stated Andrew you are next we will get you in and out of here. He stated I just want to read to you the letter from the Board of Supervisors dated May the 27th on behalf of the Essex County Board of Supervisors please find copy of Resolution 158 which adopted at the Regular Board Meeting on May the 5th, 2008 a Resolution of Recognition and Congratulations to Andrew Weibrecht of Lake Placid, New York for his outstanding performance on the World Cup Alpine Ski Circuit for the winter season 2007-2008. He stated we want you to know how much we appreciate your efforts in the fact that you are carrying the; Lake Placid Adirondack Region name all over the world and we are very proud of you. The Resolution will be made of the minutes and filed in the Town Clerk's office.

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Andrew Weibrecht stated I appreciate all the support from the Town.

Supervisor Politi stated we are proud to be able to say that you are from our Community.

Supervisor Politi stated next is the hazardous waste resolution. He stated that this is a Resolution authorizing the filing of an application for a State Assistance from the Household Hazardous Waste State Assistance Program and Signing of the Associated State Contract, under the appropriate laws of New York State. Supervisor Politi read the entire resolution which will be filed in the Town Clerk's office and made part of these minutes. He stated in addition to that he has received a copy of the approval from the State of New York with the household hazardous waste collection day being August 23, 2008. He stated that is approved by the State and the State will pick up 50% of the cost. He stated Larry do you know the Town that are involved other then North Elba.

Larry Straight stated the Town of Wilmington and the Town of Keene.

Councilman Miller stated this will be free to North Elba residents and people from Wilmington and Keene are going to pay.

Supervisor Politi stated yes it is a fee per vehicle is what my understanding is. He stated there will be ads in the newspaper and hopefully we can get them to Chris Knight for Community reasons so many people from North Elba in Saranac Lake use the recycling center.

Councilman Favro stated what is the date?

Supervisor Politi stated August 23, 2008 but I don't have the time.

Councilman Damp stated it is from 8:00 a.m. to 1:00 p.m.

Councilman Miller stated Shannon is requesting that people make reservations with her if possible.

Councilman Damp stated the sheet he got at the workshop says for reservations please call 523-9081 and she also has information as to what can be taken.

Councilman Favro stated Shannon has sent post cards out with the date and time.

Councilman Favro moved and Councilman Miller seconded the motion to approve of the resolution for household hazardous waste. There being no discussion the motion was unanimously carried by those present.

Supervisor Politi stated just for information we have 6 electric cars that were sitting around and the Village Police have requested the use of two of them and I would like to get formal approval for them to take over those vehicles. He stated they are going to take them at there expense and upgrade them so they are in good condition and the Visitors Bureau has also requested one under the same terms and conditions they will still be owned by the Town of North Elba and they will pay any insurance premium but would also pay to have them upgraded and utilized on a daily basis. He stated that means there are 3 left and I would like to also get approval from the Board to a take at least one of those vehicles and put it in to working order so that the employees from the Town can utilize them for various town functions such as going back and forth to the bank rather then having to take their own vehicles. He stated the Assessor will be able to utilize a vehicle around Town to check on inventory for assessment purposes. He stated right now with the cost of gasoline it is something we can offer them to utilize and it is also a way for the Town to be better stewards.

Councilman Damp stated why stop at one when we could get all 3?

Supervisor Politi stated we could get all 3 but the cost could run as high as \$1,000. to get them fixed and I didn't know if you wanted to spend \$3,000.on them to get them all fixed up.

Councilman Damp stated when all said and done they probably are worth three times that.

Supervisor Politi stated I just bought one myself and it cost almost \$5,000.

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Councilman Damp stated so it would cost \$1,000. to put a \$5,000. Vehicle back on the road.

Councilman Miller stated if there isn't a purpose for them could they be sold for surplus?

Supervisor Politi stated they could be, I hate to sell something that potentially could be used and the police might want 3, do you want one Larry?

Larry Straight stated yes.

Councilman Favro stated at one time the landfill had one to run back and forth but I don't know if they still have that or not.

Supervisor Politi stated the Airport probably could use one to go from hangar to hangar.

Councilman Damp stated let's identify potential uses that there are internally and they are practical and if you are talking \$1,000. per vehicle that to me seems fairly reasonable. He stated it certainly puts the right message to going green.

Chris Knight asked where they came from.

Supervisor Politi stated they were given to us from a grant and the Town had more and 2 were sold a couple of years ago but now they are obviously becoming more and more popular given the cost of gasoline it makes sense to try and utilize them then have them sit in a building which I guess they were sitting there for years. He stated there is money in the budget so if all of you don't mind we will look in to it.

Councilman Damp stated I encourage us to do that.

Supervisor Politi stated does anyone have a problem with the Village Police Department utilizing 2 and the Convention Bureau having 1?

Councilman Miller moved and Councilman Favro seconded the motion to approve of loaning 2 electric cars to the Lake Placid Village Police Department and 1 to the Convention Bureau with the stipulation that they upgrade them at their own expense and maintain them as well insure them with ownership being the Town of North Elba. Discussion?

There being no further discussion the motion was unanimously carried by those present.

Supervisor Politi asked for a motion on the Budget transfers as recommended by Cathy Gregory our Budget Officer and filed in the Town Clerk's office.

Councilman Damp moved and Councilman Miller seconded the motion to approve of the budget transfers as recommended. Supervisor Politi called for a roll call vote: Councilman Miller; AYE, Councilman Damp; AYE, Councilman Favro; AYE, Supervisor Politi; AYE and Councilman Rand absent.

Supervisor Politi stated our next item is the naming of the road contest for the Dump road going into the landfill and recycling center so I am going to pass this to Bob, Jack and Shannon because you ran the program.

Councilman Miller stated we received 61 suggestions which is not easy to choose because of E-911 with name duplications in Town. He stated we are going to use Recycle Circle which was suggested by Mitch Goroski over in Ray Brook.

Supervisor Politi stated it is Recycle Circle and the idea of the Recycle Circle is there is a circle that has to do with recycling and that is where it has come from.

Councilman Favro stated it has to be Lane or Way or we can make it a drive or pretty much Lane to keep it consistent.

Councilman Miller stated we have decided to give an honorable mention to Maeve Daby for suggesting the name Evergreen Way and she even drew a picture. He stated the problem was there

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is a road named that near the Bobrun. He stated I wrote her a letter thanking her for her art work and suggestion and I sent her a letter and certificates for 4 ice cream cones at Ben & Jerry's.

Supervisor Politi stated I would like a resolution to modify the name of the road from Dump Lane to Recycle Circle Lane.

Councilman Favro moved and Councilman Miller seconded the motion to approve of the road name change from Dump Lane to Recycle Center Lane. There being no further discussion, the motion was unanimously carried by those present.

Supervisor Politi stated I need approval to increase the IRS rate for gasoline mileage to 58.5 per mile which is the now recognized rate in the State.

Councilman Damp moved and Councilman Favro seconded the motion to approve of the gas mileage increase to 58.5 per mile. There being no further discussion, the motion was unanimously carried.

Supervisor Politi stated I have received a request to change the name of the road from Wolf Pond to Sleepy Hollow Way in Ray Brook. He stated the request was made by Larry Peryea and sent to Jack. He stated before we approved it I wanted to find out from the people who live there whether they thought it was a good idea or not. He stated Larry Peryea claims he owns the feet of the road and that there is a common right of way for a number of residents including the Doty family and I did get a call from Derek Doty just before the meeting saying he spoke to his Mother and Brother that they weren't in favor of the idea the problem being everyone has there mailing address on their license and they feel for them they don't have any objections with changing the name but that it is a terrible inconvenience to everyone that lives on the road and they would like us as a Town Board to consider their interest in the ramifications of the name change.

Councilman Miller stated did Larry notify them

Supervisor Politi stated no they were never notified and I think that also caused a real dissention because they weren't told about it. He stated unless you want to move on it I would say that we....

Councilman Miller stated I would table it until the neighbors resolve this.

Councilman Damp stated I don't have a problem with but I guess I didn't realize there was such an impact on some of the other people I thought it was a road that...

Supervisor Politi stated I did to but the people that live on it would have to change their licenses and things.

Councilman Favro stated any time people want road name changes but it is pretty complicated it's not an easy deal.

Supervisor Politi stated I think it is something the neighbors should resolve at this point.

Supervisor Politi stated we have received a request from one of the neighbors on Northwood Road that requesting DOT to make that a school zone to reduce the speed limit from the corner of Mirror Lake Drive and Northwood Road and stop at the end of the Northwood field at the top of the hill. He stated that evidently the traffic now coming from Wilmington in the mornings as a cut off to avoid Main Street is getting to be...

Supervisor Politi stated it is a Town Road but still required Dot.

Larry Straight stated it requires a Public Hearing.

Supervisor Politi stated it requires a Local Law.

Councilman Miller stated what is the speed limit?

Supervisor Politi stated it is 35 but is getting so that the speed limit is more like 40 or 45 I never could understand why it wasn't a school zone anyway.

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Councilman Miller asked are there standard distances from the school that set that because they are asking for certain speed limits but the DOT sets it.

Supervisor Politi stated it makes sense to me and it is a reasonable request.

Councilman Damp stated I have no objections to go to DOT and ask for a reduction.

Supervisor Politi stated can you ask them Larry you can call the guys in Elizabethtown can't you and ask them about that then if we have to we can hold a Public Hearing.

Supervisor Politi asked is there any other new business?

Councilman Damp stated yes I would like it in the minutes that today is Ray Damp's 50th birthday today.

Supervisor Politi stated committee reports Ronnie do you have anything?

Attorney Briggs stated the RFQ's are getting a lot of response.

Supervisor Politi stated on the Essex County side does anybody have any thoughts on leasing the jail to Artie Torrance for a \$1.00. He stated somebody called me about it today. He stated Artie Torrance is a local artist and he wants Essex County to lease him the jail for a \$1.00 because he was arrested for theft of Freddie's bar and grill many years ago and while he was in jail it led him to painting.

Supervisor Politi asked for a motion to approve the audits as per the audit numbers as follows: 81003, 81131-81184, 81204-81303; 81324-81399; 81401.

	<u>REGULAR</u>	<u>PREPAID</u>
Town General (A)	181,510.11	14,387.29
Townwide Highway Fund (DA)	6,447.98	7,094.61
Airport Capital Project 2005 (H36)	-	13,898.25
Recreational Path (H41)	364.32	-
Airport Capital Project 2008 (H43)	24.13	-
Soccer Fields (H44)	18,058.78	-
Fuel Dispensing System (H45)	108,640.43	-
Fire Protection (SF1)	210,561.82	-
Fire Protection (SF3)	72,277.34	-
Park District (SP)	85,440.00	51,787.79
McKenzie Water District (SW2)	-	67.10
Ray Brook Water District (SW3)	17,981.87	1,743.90
Trust & Agency (T)	-	103.64
Hebrew Memorial (TE)	<u>1,897.56</u>	-
Totals	<u>703,204.34</u>	<u>89,082.58</u>

Councilman Damp moved and Councilman Favro seconded the motion to approve the audits to be paid as presented. There being no discussion, the motion was unanimously carried by those present.

Supervisor Politi stated I don't have any Executive Session items unless of you do.

There being no further discussion to come before the Town Board at this time, the meeting was adjourned at 8:00 p.m.

Respectfully submitted,

Denice P. Fredericks
Town Clerk

