

Regular Town Board Meeting  
May 13, 2008

Minutes of a Regular Town Board Meeting held on the above date at 7:00 p.m. in the North Elba Town Hall, 2693 Main Street, Lake Placid, New York 12946.

Members present: Supervisor Roby Politi, Councilmen: Jay Rand, Jack Favro, Chuck Damp, Bob Miller and Deputy Town Clerk, Denice Fredericks.

Others present: Highway Superintendent Larry Straight, Connie Issleb, Sean Ayers, Jacob Resneck, Frank Sapone, Michael Pall, Kerry Gates and other Home Owners from the Mckenzie Subdivision.

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 any additional items for the agenda?

Supervisor Politi asked for a motion on the agenda.

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

Supervisor Politi asked for a motion on the minutes of the Regular Town Board Meeting of April 22, 2008.

Councilman Favro moved and Councilman Miller seconded the motion to approve the minutes as written and presented. There being no discussion, the motion was unanimously carried with Councilman Rand abstaining as he was on vacation.

Persons present have the opportunity to speak if not on the agenda.

Supervisor Politi stated the first item is the Mckenzie Pond Road and I assume that is why most of you are here this evening. He stated unfortunately I got a some what disappointing letter today late this afternoon from your Attorney threatening litigation and it was my feeling we were moving in the right direction but given the fact that I got that letter and although I don't believe it is a viable solution to this particular issue I really feel that it is best if we take this off the agenda this evening and move it to the Executive Session as an Executive Session item now as it is a potential litigation issue. He stated I didn't want to do that but given the fact that I received the letter from Susan Millington this afternoon which I am not sure that all of the homeowners are aware but it was copied to Kerry Gates. he stated I feel that it is our best interest even though we have the information to stop right here and move to Executive Session at a later time.

Frank Sapone stated which letter is this the only litigation I am aware of...

Supervisor Politi stated it is dated today May 13th.

Frank Sapone stated the only thing I have from her is concerning the \$20,000.

Attorney Briggs stated the very last paragraph on the second page.

Kerry Gates stated it says if this matter is not resolved shortly my clients will be instituting litigation against the developer, the town, and other involved in this project.

Supervisor Politi stated I think it is something the town needs to discuss given that you have decided to have that letter sent, it is not something I want to do but it is apparent that seems to be the position that you are taking.

Kerry Gates stated I think that the position that we are taking is that we are extremely frustrated and we are saying that because we are extremely frustrated if e can't come to some kind of solution or some kind of process we are prepared to take the next step.

Supervisor Politi stated I understand that and I think that given the fact that the Board Members have only had this letter a few hours and given the fact that my discussions with Ron about it I think we need t talk about as there are certain allegations in that letter pertaining to past issues with past Board Members I would like to have the opportunity to discuss it with them. He stated I think it is unfortunate we got this letter at this time but given that happened I feel it best to stop right here until such time I have had a chance to talk to those people that are noted in the letter.

Kerry gates stated meaning?

Supervisor Politi stated meaning my Board Members.

Regular Town Board Meeting  
May 13, 2008

Supervisor Politi stated we will bring it up in June.

Kerry gates stated that's fine then we will let it go between the Attorneys.

Supervisor Politi stated that's fine I just don't think that, that was the right solution but if that is what you have chosen to do that's fine.

Kerry Gates stated we haven't chosen to do it what we said is that we are frustrated.

Supervisor Politi stated it seems to me Kerry you had a letter written on behalf on Counsel and the Counsel is representing you and given the fact that Counsel has written the letter to us and Mr. Briggs has it that we will let the Attorney's address it now, okay.

Kerry gates stated okay.

Supervisor Politi I appreciate your coming I think it is unfortunate I wish I had an opportunity to tell you but I wasn't aware of it until I received it last this afternoon so we are going to move to the next item.

Supervisor Politi stated next is the Adirondack Loj Road and on the 30th of April I had a meeting with Senator Little that meeting was with Chuck Damp and it went very well and I am of the opinion that we are working in the right direction to get that solved.

Councilman Damp stated it was a very favorable meeting.

Supervisor Politi stated next is the Museum Litigation Decision and Judgement.

Attorney Briggs stated I think that most people know from the press that Judge Dawson affirmed everything that the Joint Review Board did and dismissed the West petition against the town. He stated in today's mail I received a notice of appeal that was dated as of yesterday's date but was received today that Tom West files a notice of appeal. He stated that does not mean a whole lot because he has up to nine months to perfect his appeals so I had a conversation shortly after the decision came down which dismissed his petition and he said he was going to file a notice of appeal but they have fully decided whether or not they will fully prosecute that appeal, given that I think we will have to move quickly there are steps that we can take to force them to move more quickly that we can't let it hang for an unusual period of time. He stated I think our job is to move it to a fast appeal and force them to make a decision quickly we can't sit back and wait for them to decide because that holds the project at bay. He stated the next step is to make a motion to force them to make a decision sooner the court probably will give them 60 days.

Supervisor Politi asked if anyone had any questions?

Supervisor Politi stated the update on the soccer fields I don't know if you have been down there but the fields are all seeded and there is a road that is being finalized going in to soccer fields from the main road and hopefully things will get finalized there we still have a couple of glitches one being we need to finalize the Water District Extension and that has not been finalized because one of the issues that was raised by the Department of Environmental Conservation was the fact that they felt the APA should have a say in the fields and Ron you can report on that.

Attorney Briggs stated I think Roby learned when I was out of town last week that the APA was opening an enforcement action against the town for the work being on the soccer fields and which had been done so earlier today Tim Smith and I called Doug Williams who is one of the investigators for the APA and asked him if there is any accuracy to that report and if so what is the basis of the enforcement action. he stated he said initially they received the referral from the DEC based upon some aerial surveys which showed large piles of gravel located in an area and they thought that had to do with the soccer fields and he went out and did his site inspection yesterday and learned when he got there that the large piles of gravel had to do with the Landfill and had nothing to do with the soccer fields and upon his site review he realized that the soccer fields are simply graded and seeded so given the his site review he was going to recommend to his superiors that it be non jurisdictional. He stated there is an exception on exemption under the regulations for open recreational use open space recreational use and a soccer field fits neatly within that exemption and the only issue is whether or not there is substantial construction or substantial disturbance of the soil which would then trigger review and he found there was no substantial disturbance of the soil. He stated he did go on to say there is an additional small problem which has to do with the permit which

Regular Town Board Meeting  
May 13, 2008

done something in regards to the soccer fields because of that provision in the outstanding permit. He stated he spoke to his boss I think Paul Van Cott and they came back and said they can correct it with a minor permit amendment which is a very summary proceeding which they turn around very quickly there is no time period. He stated I will prepare that minor permit amendment and send it to them and we will be off and running so the APA is out of it at this point.

Supervisor Politi stated there was also a issue raised with regard to the location of the fields and the FAA that the fields are located outside of the perimeters of that restriction and because the fields are of a temporary nature it will not pose a problem for that additional issue which the Department of Environmental and the Department of Health had raised. He stated we feel that within a very short time we should have the necessary approval for that water line extension which at that time will be able to provide water to the fields.

Councilman Miller asked how are the conditions and are they moving along and do you think we will...

Supervisor Politi stated it is seeded and ready to go we have to wait for the grass to grow and hopefully by the beginning of August they will be using them.

Councilman Rand stated on that road Larry are the banks going to be cut back?

Larry Straight stated that was done today.

Councilman Rand asked what is going to be the sub-base there?

Larry Straight stated it is going to be crusher run.

Supervisor Politi stated under item F. the Cascade Sewer District is something we have talked about in the past about us getting approval on that Sewer District so people will ultimately be able to hook on to it and you were going to talk to Ivan Ronnie and I talked to him and he said he needed additional paper work in regard to the line.

Attorney Briggs stated one of the first things he was working on was a map of the properties that will be within the District and anything else he needs I will be work with Jim Brooks to get to him because Jim has the file on this.

Supervisor Politi asked if anyone has anything else under old business?

Supervisor Politi stated under new business we are talking about changing location of the June meeting to the Greenwood at 6:00 p.m. does anyone have a problem with that because Katie said she could do it at 7:00 p.m. if you want to. he stated I did schedule a Public Hearing for 7:15 p.m. given the 6:00 time the Public Hearing being on the Planned Development District for Mirror Lake Inn which will follow a Village meeting I believe on May the 19th so unless anyone has a problem with that I am looking forward to going up there and meeting with the Seniors.

Supervisor Politi asked for a motion to change the meeting place and time.

Councilman Favro moved and Councilman Damp seconded the motion to change the June 10th Regular Town Board Meeting to the Greenwood at 6:00 p.m. There being no discussion, the motion was unanimously carried.

Supervisor Politi stated Butch had asked us to consider adopting a resolution for the appointment of Youth Bureau Representatives and the second to authorize expenditures of up to \$10,000. for the Youth programs as budgeted.

Supervisor Politi read the resolution for the appointment of Youth Bureau Representatives offered by Councilman Damp and seconded by Councilman Rand and unanimously carried and filed in the Town Clerk's office.

Supervisor Politi read the second resolution to authorize expenditures of up to \$10,000. for the Youth Programs as budgeted offered by Councilman Damp and seconded by Councilman Rand and unanimously carried and on file in the Town Clerk's office.

Supervisor Politi stated we have a request from Scott Tooker who is with SARNAK.

Scott Tooker stated I am the coordinator for the Search and Rescue in the northern Adirondacks. He stated we have been in existence for about 14 years and for about 10 years the Town of North Elba has generously allowed us to hold our voluntary coin drops up on the Adirondack Loj Road on the corner of South Meadow Road. He stated this is the major fund raiser for us most of our operating funds come from these two weekends and we are asking permission to do it again this year.

Regular Town Board Meeting  
May 13, 2008

operation being Friday from 3:00 p.m. to 7:00 p.m. and Saturday and Sunday from 7:00 a.m. to 1:00 p.m.

Councilman Miller stated how much do you usually raise?

Scott Tooker stated prior to last year we generally got \$2,000. to \$2,300. from the two weekends but last Columbus Day was the first time that we actually did one of these Friday gigs we had always done it Saturday and Sunday we raised almost \$2,500. that one weekend.

Supervisor Politi stated we appreciate all you do in those most unfortunate circumstances.

Scott Tooker stated we like it when we are not needed but we like to be there when they need us.

Councilman Damp moved and Councilman Favro seconded the motion to approve the coin drop fund raiser for the Search and Rescue of the Northern Adirondacks for the weekends of Memorial Day and Columbus Day on the Adirondack Loj Road. There being no discussion, the motion was unanimously carried.

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 Favro seconded the motion to approve of the budget transfers as recommended. Supervisor Politi asked for a roll call vote: Councilman Miller; AYE, Councilman Damp; AYE, Councilman Favor; AYE, Councilman Rand; AYE and Supervisor Politi; AYE. There being no discussion the motion was unanimously carried.

Supervisor Politi stated there is also a budget request to purchase a new copier for the first floor office. He stated I am sure you all received a copy of the e-mail from Cathy and that is the direction we want to go rather than lease.

Councilman Rand moved and Councilman Damp seconded the motion to approve the expenditure for a new copier for the Town Clerk's office. There being no discussion, the motion was unanimously carried.

Supervisor Politi stated we need to hire a new highway employee as recommended by the Highway Superintendent it will be Art Schneck at them hourly rate of \$11.02.

Councilman Rand moved and Councilman Damp seconded the motion to approve of the hiring of Art Schneck at the hourly rate of \$11.02 per hour as recommended by the Highway Superintendent. There being no discussion, the motion was unanimously carried.

Supervisor Politi stated this is a resolution that you may of read about that was initiated in the Town of Plattsburgh and we all thought it was a great idea and I think we have to applaud the Supervisor of the Town of Plattsburgh for moving in this direction and I think it makes sense for the Town of North Elba and the Village of Lake Placid. He stated it is a resolution for a Tobacco-Free Policy in all of our Parks and our Beaches. He stated has everyone had a chance to read it and does anyone have an issue with it, it is basically a voluntary thing.

Attorney Briggs stated it is a resolution of support.

Supervisor Politi stated we will post signs in the parks and the beach stating it is a tobacco free zone.

Councilman Miller stated if the life guards see someone smoking should they not say anything.

Supervisor Politi stated I think it will be expressed to all of those folks working in the parks and so forth to just explain to folks this is a tobacco-free zone but if choose not to do it there is nothing you can do.

Supervisor Politi read the resolution that is on file in the Town Clerk's office.

Councilman Damp moved and Councilman Damp seconded the motion to approve the resolution for Tobacco-Free Zone in Parks and in the Beach. There being no discussion, the motion was unanimously carried.

Supervisor Politi stated we received a letter from the Mayor regarding the recent joint Town/ Village meeting that there was positive feed back in regards to shared services for a grant writer. He stated the Village is in the process of putting

Regular Town Board Meeting  
May 13, 2008

budgeted cost is \$40,000. the Village pays and they are looking for the Town to share on a 50/50 basis for a grant writer to work on behalf of the Town. He stated the Village is proposing that they pay for the grant writer out of their budget now until since time that it is put into our budget for next year.

Attorney Briggs stated what do they propose in terms of if there is a grant available to one of the other but not both municipalities how does that work.

Supervisor Politi stated we just went through one and we applied jointly for the Community bike path for schools.

Attorney Briggs stated so that would be the situation going forward.

Councilman Miller stated would there be any interest or would it be feasible to see if the School wanted to get involved.

Councilman Rand stated I think that would get pretty cumbersome because even between the Town and Village...

Attorney Briggs stated it can get pretty dicey.

Councilman Favro stated if we are going to be in this we need to be pro-active and should make a list of what our wants and needs are and evaluate it as we go through it because the last time it felt like the Village was getting all the stuff and we aren't getting anything and I am sure they felt at times that it was going the other way.

Councilman Rand stated I think they have to have a pretty good understanding as to who they are responsible to as well.

Councilman Damp stated I can't speak for everybody but I think part of the reason we moved away was basically the Administrative Assistant to the Village.

Supervisor Politi stated Jamie said that and he said that has been said and he doesn't have any problem with it.

Councilman Damp stated as long as we are aware of that going forward and can keep a finger on it we should be fine.

Supervisor Politi stated I know that during my term as Mayor, Angel did a very good job for me and I can't imagine it would be any different under this administration.

Councilman Damp stated I am not saying that it wasn't grants that she wasn't doing but there was projects that she was assigned to that took up her time. He stated she was working I would guess 50 % of the time on planning issues.

Supervisor Politi stated gentlemen it's your call on it he wants to get an idea as to what we want to do..

Councilman Damp stated in the spirit of co-operation I have no problem with the concept as long as we keep it reined in.

Councilman Miller stated what does she do when she's not busy with grant writing or what this person be doing?

Supervisor Politi stated in the past she probably was doing work in the Planning Office and helping out there.

Councilman Favro stated I think the big part now is if we are proactive enough to say when your not doing anything find us the money for a salt shed we need money for this help us find the money that is the kind of stuff if we are proactive like that it will keep her busy.

Councilman Damp stated it certainly makes it a lot easier to justify although we can't guarantee receiving any of those grants.

Councilman Rand stated does she presently work for the Village in that capacity and she has a office upstairs? He stated do you know if she is assigned so many hours a week?

Supervisor Politi stated no I don't the purpose of the letter was conceptually do we think it's a good idea and do we want to give her an opportunity to do it for the Town. He stated I think that also it will help with the Department Heads if Larry knows we have a full time grant writer some of that stuff can be a pain in the neck. He stated Shannon is going to have to find grants and so forth but there is a

Regular Town Board Meeting  
May 13, 2008

50/50 basis with the Village.

Councilman Damp state as long as we put some perimeters together it makes since.

Attorney Briggs stated URS the Engineer sent us a two page letter which terminates our relationship and it is a document we need before we can go forward and hire another Engineer it is a pretty straight forward agreement I have reviewed it. He stated they have agreed as part of this to provide all of the plans and specs on Auto CAD to our successor Engineer which will save who ever that is a great deal of time because it is in modifiable form when it comes on Auto CAD and that was great accommodation by URS and with all things said it's a great agreement and Roby should be authorized to sign it tomorrow.

Councilman Favro moved and Councilman Rand seconded the motion to approve the signing of the URS agreement by the Supervisor. There being no discussion, the motion was unanimously carried.

Supervisor Politi I put down committee reports because I know a few things in that have occurred in the last month as far as Craig Wood is concerned we have Burnell there and they are going to be paving tomorrow and the bridge should be rebuilt by the weekend and I know that the members out there are very pleased by the activity that is taking place which is a good thing. He stated the Village has agreed to help us with the stripping of the parking lot.

Larry Straight stated we are sharing services with the Town of Jay they are providing us with three trucks and so is the Village and with our three trucks we will have nine trucks and should be in pretty good shape.

Supervisor Politi stated Larry do you want to give us a update on the fuel dispensing system.

Larry Straight stated the old tanks have been taken out and the concrete removed.

Councilman Damp stated they have been taken out and moved?

Larry Straight stated they are out and moved. He stated I am waiting for Ralph Quade to get hold of me to put a new slab in and I talked to Mike Russell and it will probably be two weeks before they bring the new tanks we are going to let the concrete set a week before we put the new tanks on it so hopefully by the end of June we will be done.

Supervisor Politi stated Bob you had a landfill meeting I am sorry I wasn't there.

Councilman Miller stated we had a great meeting we invited around 6 people and about 20 showed up with lot's of great ideas. He stated we are very excited about what the potential is out there. He stated I think we need to meet with Larry and Shannon and come up with a game plan and get our ducks in a row because I have a keen suspicion that once we move on this thing the community is going to be very excited about it and will respond quickly.

Supervisor Politi stated are you able to form a committee from this group of people?

Councilman Favro stated that probably at the next meeting we will come up with a name for the road and change that to something positive.

Supervisor Politi stated I would like to have you change the color of the signs.

Councilman Favro stated it probably is the first meeting I have been to for the Town with people a audience that was very encouraging and very much engaged.

Councilman Miller stated I think we are leaning in a positive direction and I am v very excited about it.

Supervisor Politi stated as far as the Airport is concerned we have received a couple of notices for bids from C&S Engineers the bid date is June 3rd, 2008 at 11:00 am one is for the Crack Repair & Drainage Improvements and the other is for the Construction of ON-Airport Obstruction Removal & Threshold Marking Relocation. He stated I also sent you an e-mail in regards to a door that has gone down and I think the issue was that they offered a \$10,000. deduction and we were going to wait and see what the bids came in at and decide whether to take the \$10,000. He stated the company that didn't complete the work properly offered us \$10,000.

Supervisor Politi stated Jay you gave me a letter on the Town Hall roof.

Councilman Rand stated Northwoods Engineering has stated that everything is

Regular Town Board Meeting  
May 13, 2008

has been submitted for payment to finance but at this point it should be.

Supervisor Politi stated parks I have you on here Chuck.

Councilman Damp stated are you talking about the Saranac Youth Program? He stated they are going to run July 7th thru August 7th and they are very excited about the fact that there is going to be lunch for all participants. He stated they have narrowed down the fee structure it is \$50.00 for the first child then it gradually goes down to a maximum of \$120.00 no matter how many children you have. He stated there is a brochure on it's way and as soon I get it I will shot it over to you.

Supervisor Politi asked are there any other committee reports?

Supervisor Politi stated are there any other Town Attorney reports other then what we have talked about before?

Attorney Briggs stated I have a couple one about a month ago I received a voice mail message on my phone at the office which was left after hours by Bill Kissel saying that he had compiled most of the files in a large box and that I would be receiving them any day today is May 13th and I have received no files from the prior Town Attorney not one. He stated that is one report the other is we have two local laws regarding out door performances and noise. Let's talk 1 which is a permit law which is Local law # 2 of the year 1998 and it is entitled a Local Law to Require a Permit for Certain Live Outdoor Music Shows or Performances. He stated it applies to the Town of North Elba except for the Village of Lake Placid so it only applies outside the Village. He stated it is the first violation of having an event and the definition of a outdoor performance is very very broad it covers from sunset to sunrise so that is when it is applicable that is when it is prohibited that is to say sunset to sunrise without a permit. He stated you need to apply for a permit if you have a performance without a permit the first offense is a \$500. fine subsequent offense shall result in a civil fine of between \$1,000. and \$2,500. he stated that law is on the books and it's there.

Councilman Miller stated if there is a band outdoors playing after dark we don't need a decibel rating?

Attorney Briggs stated that is a different Local Law I will go to that one next there are two separate Local Laws I am talking about one the Permit Law.

Supervisor Politi stated if you are going to have a live band after dark you a permit.

Attorney Briggs stated outdoors not inside. He stated that is outside the Village limits.

Attorney Briggs stated it is unrelated to noise you just have to get a permit. He stated when there is no criteria for granting it, it has to be granted you can't turn it down because it would be arbitrary unless you have criteria setting forth what you should weigh and deciding if you should give the permit it just says you have to get the permit so you really can't turn it down if someone comes in but they have to come in.

Attorney Briggs stated the noise ordnance is a little more detailed it is Local Law 4 of the year 1999 and it is a Local Law adopting the Town of North Elba Noise Ordinance and it is broken down into two branches one branch talks about excessive noise which is detrimental to the life, or welfare of any individual or causes at risk of public convenience or alarm or disturbs the repose of an individual. He stated there are 13 specific types of events which are prohibited if they create excessive noise. He stated the second branch relates to a meter reading by sound meter and it talks about the level and the first branch of the 13 events have nothing to do with what time of day any time of day is controlled the second branch which has to do with the decibel meter at 50 decibels between 9:00 p.m. and 7:00 a.m. that is a separate category which is deemed to be unreasonable and excessive if it exceeds 50 decibels and occurs between 9:00 p.m. and 7:00 a.m.

Supervisor Politi stated you get a permit and you exceed 50 decibels you violate the noise ordnance.

Attorney Briggs stated this one provides for penalties of \$250.00 for the first offense the second offense is \$500.00 to \$750.00 and the third offense is \$1,000.00 so there is different elevated amounts. He stated it excludes the Village also.

Supervisor Politi stated is there an exclusion in the first ordnance for events which are charity events?

Regular Town Board Meeting  
May 13, 2008

I am going to charge Jake but I am not going to charge Larry.

Attorney Briggs stated if it says you are going to charge \$100.00 and there are no exceptions then everybody is charged \$100.00.

Supervisor Politi stated Tail of the Pup would be a violation because they have an outdoor band.

Councilman Miller stated does there have to be decibel reading to site him?

Attorney Briggs stated no the first branch doesn't need a decibel reading.

Attorney Briggs stated when you get in front of the Judge someone has to come in and testify and say that it was banging my ears out.

Supervisor Politi stated not necessarily if there is a band after dark without a permit all you have to is say you don't have a permit.

Attorney Briggs stated that is the other law.

Connie Issleb stated what about the Tail of the Pup that has a band do they have to get a permit every weekend?

Attorney Briggs stated absolutely.

Supervisor Politi stated are there provisions for a long term permit with conditions?

Attorney Briggs stated not in here but it does say that certain conditions can be applied by the Town Board.

Supervisor Politi stated we could give him or anyone else a permit with the a security deposit and if it is violated the security deposit is automatically forfeited. He stated is there any reason we can't do that?

Attorney Briggs stated that it says the Town Board should review such permit application and if it determines to grant a permit for such proposed live musical performance, broadcast and or amplification it may attach conditions there to as to the volume duration and or location of such performance. He stated you have some discretion with conditions.

Supervisor Politi stated the complaints that we get are more that it goes on for extended periods of time throughout the night. He stated if you gave a permit to somebody in a commercial area subject to the conditions that they had to stop by a certain time and if they don't stop by that time and they have \$1,000. in jeopardy it would seem to me if I had a \$1,000.00 in jeopardy I might stop at 9:00 p.m.

Councilman Damp stated it does not sound like a unreasonable approach.

Councilman Miller stated do we have to send the Building Inspector out then to certify that he's violated the law.

Councilman Favro stated can we set the time?

Supervisor Politi stated I think we need to notify those violators via the Code Enforcement Office to let them know they need a permit. He stated when they come in for a permit I think we will allow to them to appear before the Board and we want conditions attached otherwise they don't get a permit.

Attorney Briggs stated that is very reasonable and it is this Board that decides the permit it comes to you.

Councilman Damp stated it might be a good idea to discuss those conditions.

Supervisor Politi stated I don't have anything to report on Essex County reports.

Supervisor Politi asked for a motion to approve the audits per the audit numbers as follows: 80585;, 80720-80722; 80743-80818; 80839-80938; 80962.

	REGULAR	PREPAID
Town General (A)	\$62,893.12	\$37,245.59
Town Wide Highway Fund (DA)	6,095.23	29,816.90
Garage Roof Rep. closeout (H33)		148,527.17
Soccer Fields (H44)	3,446.77	
Fire Protection Dist. 1 (SF1)	168,406.55	

Regular Town Board Meeting  
May 13, 2008

Mckenzie Water District (SW2)		333.61
Trust & Agency (T)		<u>93.40</u>
Totals	\$319,315.22	\$254,864.16

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

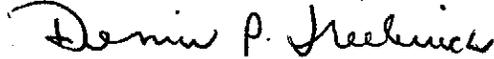
There being no further business to be brought before the Board at this time, Supervisor Politi stated we will now go into Executive Session at 8:15 p.m. to discuss pending litigation. Councilman Favro moved and Councilman Damp seconded the motion. There being no further discussion, the motion was unanimously carried.

Councilman Rand moved and Councilman Damp seconded the motion to come out of Executive Session and go back into Regular Session 8:30 p.m.

Councilman Rand moved and Councilman Damp seconded the motion to authorize John Watkins to sign the stipulation & order for Nicola V Town of North Elba. There being no further discussion, the motion was unanimously carried.

Councilman Damp moved and Councilman Favro seconded the motion, to adjourn the Regular Meeting at 8:45 p.m. There being no further discussion, the motion was unanimously carried.

Respectfully submitted,



Denice P. Fredericks  
Deputy Town Clerk