

Public Hearing / Regular Town Board Meeting
Tuesday, July 14, 2009

Minutes of the Public Hearing held on the above date beginning at 6:45 pm at the Town of North Elba Town House located at 193 River Street, Saranac Lake, New York.

Members Present: Supervisor Politi, Councilman Damp, Councilman Rand, and Laurie Curtis Dudley

Members Absent: Councilman Favro and Councilman Miller

Others Present: John Alexander, Heather Sackett, Attorney Ronald Briggs, Larry Straight, Jim Morganson, Derek Doty, Brad Hathaway, and Ivan Zdrahal.

Supervisor Politi called the Public Hearing to order at 6:45 pm by reading the Public Hearing notice which he stated was properly published and posted.

Supervisor Politi asked Attorney Briggs to give an overview of how the process began and then asked Ivan Zdrahal to show the outline of the district, and then we will take questions.

Attorney Briggs stated the Town had a public need to extend the existing sewer district or create a new sewer district to utilize an existing sewer line from the Village out to the Ski Jumps. The line was put in some years ago to service the Ski Jumps. Because it was put in under the emergency doctrine it was not available to the public. It had a sole and exclusive use to service and benefits the Ski Jumps. It was a very valuable asset. He stated as the town looked closely at creating a new sewer district to include that sewer line and other lands, it started to think about the possibility of consolidating all of the existing sewer districts within the town. There are a great number of efficiencies in consolidating those sewer districts; ongoing capital improvements in the years to come would spread the cost of those improvements over a much larger area of land which brings the per capita cost down greatly. For example, he stated, if a main sewer line in one of the districts were to break, the cost to replace or repair that would be placed upon only those properties in that sewer district. By consolidating the districts, you broaden the area and the number of properties who would share in the cost of that capital improvement. He stated that was one of the driving forces to go beyond and not just creating a new sewer district but to rather to consolidate all the existing sewer districts. The timing is perfect because the debt load on the existing sewer district is relatively low. If the debt load was high on any of those districts than it would be very difficult to consolidate because of the cost involved. Given the low debt load on the existing sewer districts, it made it a good time to consolidate the Districts. The annual debt service on the existing debt load of the 7 districts when consolidated into one consolidated district per property is \$11.70 per year. That is the minimums in terms of the benefit that is gained by consolidating all the districts. He stated that is how we got to where we are today. Ivan is in the position to talk more about the boundaries of it and what improvements are in the ground already.

Supervisor Politi asked for an explanation as to why the calculation where different than presented in the plan. Attorney Briggs explained his calculations include the 9,971 parcels in the new consolidated district. The total annual debt service for the entire district is \$23, 359 which divided by the total number of parcels is \$11.70 per parcel. The Village pays a portion of the debt for the following sewer districts; Peninsula, Fawn Ridge, Whiteface, Ruisseamont, Placid Heights, and Sentinel Heights.

Brad Hathaway explains the difference between the calculation figures of Ivan Zdrahal and those of Attorney Briggs. Ivan calculated the payments with the entire debt service while Ron calculated using only the Town portion which explains why one is higher than the other.

Ivan Zdrahal explained the consolidated sewer district map which was on display in the meeting room. The yellow shaded area encompasses approximately 2,000 additional properties in the town which are not currently serviced by existing sewer system. Those areas can be eventually included due to the close proximity to an existing sewer district. Ivan Zdrahal referred to his report which he said indicates there are no new improvements or capital expenditures at this time. The unified district to all the noted properties and equals them in the benefited area.

Supervisor Politi stated the Board is looking at this as an opportunity to become more efficient at a reasonable cost given the fact that the debt service on the existing sewer districts is now at a minimal point.

Public Hearing / Regular Town Board Meeting
Tuesday, July 14, 2009

Supervisor Politi stated that it is important for people to understand, and Ivan correct me if I am wrong, the sewer district does include properties in areas which we believe have the potential for expansion on sewer lines. If those people now have existing septic systems, and they were in the sewer district, they would pay about \$11.70 annually to be in the sewer district. That property for example could continue to utilize their septic system but also have the potential to expand to the sewer system for relatively little cost.

Derek Doty stated if I understand that right, that homeowner that has a septic system is liable for debt service.

Supervisor Politi stated he will pay a portion, 1/2000 of the debt service on the existing line.

Derek Doty stated the major questions I will bring up tonight will center on the new district, Cascade. He stated that is where all the work has to be done. The laterals need to be run down at Cascade Trailer Park. There is now a potential of 130 to join on.

Supervisor Politi explained the Town would not run the laterals. The property owner will run the laterals at their cost.

Discussion continued with Derek Doty in regards to new users as compared to existing users. Supervisor Politi used the Whiteface sewer line as an example; if the Town needed to replace the Whiteface in sewer line and it would cost as an example \$5 million dollars, the cost would then be amortized over a period of time and paid for by all of the users in the entire district as opposed to just those approximately 100 people in that district now. The cost then would be astronomical for the 100 owners. Consolidating the district gives an opportunity to reduce the cost and improve the system.

Supervisor Politi stated he believes that Brad Hathaway feels there should not be any boundary lines. If they need to be improved, he will maintain them and take care of them no matter where they are.

Derek Doty stated the only hard part to swallow is the lopsidedness of the current debt service in one district. Of the \$277,000 that is owed, more than \$150,000 is for Cascade and there is still work to be done there. I understand the more taxpayers the easier to be more efficient. I just don't know how ethical it is knowing that just a few years ago the Cascade came to us in appeal and accepted that burden. He asked with the debt load is at a manageable rate, what is our schedule of payback as we currently sit here with 7 districts? What is the difference?

Attorney Briggs refers Derek Doty to the schedule in the report and Derek points out that the report shows the consolidated payback schedule. He again asked how the districts are being paid back now. I will assume that after six to seven years, \$11 may be reduced to \$4 to \$3 to \$2, and by 2030 we are caught up. In our current system, is our payback over 20 years?

Attorney Briggs stated our original bonds are 30 years in duration. Some started many years ago and some have only a few years left. He stated they are staggered.

Councilman Damp stated there is a summary of maturity dates by district. He continues the discussion with Derek Doty determining that Liberty Hill will mature in 2030 while the others will be paid off within five years.

Supervisor Politi stated the actual cost for those already in a district is not much more than the \$11.70 now. Many will see an increase of \$5 to \$8 while the large drop will come from those in Liberty Hill.

Derek Doty stated when I was on the Board, we were waiting for Delaware Engineering to finish their report. I will assume you have all looked at it. The report stated there was a problem over on the Cascade line where there was a funneling spot that went from a 10" trunk to an 8" trunk. He stated I believed that Ivan Zdrahal looked at it at the time.

Brad Hathaway stated he looked at the report and believed the line was never a problem.

Public Hearing / Regular Town Board Meeting
Tuesday, July 14, 2009

Derek Doty asked if we have ever had backups there.

Brad Hathaway clearly stated no. We clean it on a regular maintenance schedule like we do everything else. We have never had a problem with it.

Supervisor Politi interjected to introduce Brad Hathaway to the press. He stated Brad is in charge if the water and sewer systems for the Village of Lake Placid and also maintains the systems in the Town of North Elba.

Attorney Briggs stated let me respond to one of your questions, Derek. The current principle balance on the Liberty Hill Bond, which has another 21 years to go, is \$105,000 even. The annual debt service on the bond, given the current interest rate, is \$9,116.

Derek Doty stated I noticed in the document there is a new draft agreement with the Village that says we have some protection year to year. That is great. Along with that, does the board currently have a discussion when rates are discussed?

Supervisor Politi stated we do not have a say. It is the decision of the Village. Consolidating is for our districts. The Village has already consolidated their districts. In the past we have talked about eliminating the highway tax for the village residence and moving toward a more unilateral user rates for water and sewer. He stated it may not be possible in talking with Brad on whether that would work. Certainly, we would love to see that be the case.

Derek Doty stated it nice to sit at the table and have the ability to audit these things.

Supervisor Politi stated at one time, I believe, we did control water and sewer rates in the town. Is that correct, Brad?

Brad Hathaway stated we controlled the rates which you charge your residents. You still never controlled what the Village charges you.

Supervisor Politi stated there is no question, Derek, that I would love it to be that way. I wish that there was a consolidation of the Town and Village with the dissolution of the Village. I have always believed in that. When I was Mayor, I was the only one on the Board who felt that way and I am probably the only one who still feels that way now. He stated there would not be great savings, but it would be much more efficient. Everyone will also be treated the same.

Derek Doty stated on a very positive note, Brad runs a good ship. The water system is well taken care of.

Supervisor Politi stated we are lucky to have him.

Derek Doty stated in the old map it shows for example the Peninsula. The right side is in an active district while the left side shows potential. Are all the users on the system currently paying for the service?

Supervisor Politi confirmed with Brad Hathaway that those who are currently on the system are paying for the service. Some are outside the district but are hooked on to the water and sewer. Those are paying as well. They continued to explain that those outside the district should never been able to hook-on. It is hard to add someone to the line who is not currently in a district. The Consolidation is an attempt to straighten out that mess that started many years ago.

Derek Doty expressed being in agreement with the consolidation with reservations in regards to the \$150,000 on Liberty Hill.

Supervisor Politi assured Derek Doty that the Board is aware of that and has discussed it. The principle balance is now \$105,000.

Derek Doty stated Ron, I don't mean any disrespect, but this is my first meeting sitting where. Did you work with Cathy in regard to the figures?

Public Hearing / Regular Town Board Meeting
Tuesday, July 14, 2009

Ron Brigg confirmed his figures did come from Cathy, and Supervisor Politi stated Cathy runs the show.

Derek Doty stated I wanted to check because the report stated the consolidation would cost \$20 a parcel and tonight it is down to \$11.70.

Supervisor Politi explained that the Village pays a portion of the debt for every district except for Liberty Hill which is the difference in calculations. The debt will be paid off in five years.

Derek Doty asked Brad Hathaway if \$10,000 of work needs to be done on a line, do we pay the Village immediately and then we Bond?

Brad Hathaway explained that unless it is a huge capital improvement, the Village pays for it all. That is why the user rates are higher for the Town than it is for the Village. The only time it would fall back on the town is for example the work being \$5 million dollars. We would then work together figure out financing.

Supervisor Politi stated originally there was an agreement that said the Village could charge the Town up to \$20,000 a year. That practice has not been put to use for the last 30 to 40 years. Most likely, this is because the rates are higher for the people in the Town.

Jim Morganson asked about the map. He stated the Delaware Group did a map and expanded these boundaries once.

Attorney Briggs stated it never got completed. It was close but never completed.

Jim Morganson stated I would like to do a little homework on that because I am in the expanded district and I am paying sewer taxes already. I am unclear about where the true expansions are. I was the one who came to the board originally and said let's open up that ski jump line. I am in favor of that. I just want to get the maps correct. He stated when the Delaware Group intended coming up with a fee structure between the Town and the Village, there was an agreement that Janet Bliss and Bill Kissel were working on.

Brad Hathaway stated it was an agreement as to who would do what.

Attorney Briggs stated there was never a Public hearing or a finalization of what the Delaware Group did.

Supervisor Politi stated we do have a memorandum in the draft between the Village and the Town.

Brad Hathaway stated it will explain who is obligated to pay for what. It states that the Village will maintain the lines.

Jim Morganson asked how is that different than what we have now.

Brad Hathaway stated we don't have anything right now. The Health Department and the DEC have been pushing for this for a long time.

Derek Doty stated it sounds like the mapping we paid Delaware for was for not.

Supervisor Politi stated we have reviewed it. Brad Hathaway confirmed that he and Ivan Zdrahal used it and expanded upon it to get to the consolidated district.

Derek Doty stated do we anticipate problems with people who are still outside who need to be pushed inside, as Jim was saying.

Brad Hathaway stated we really looked at it closely and if you were in range and we thought you could get there relatively easily. We put them in the District.

Supervisor Politi stated if someone is not in the District and in five years wants to be in the District then we can amend it. Currently, they have to petition the town, pay for all the

Public Hearing / Regular Town Board Meeting
Tuesday, July 14, 2009

documentation and survey work and so forth which are all very costly. This is why we wanted to put in everyone that we thought might be potential users in the future. He stated he received a call from Cora Clark as well as Matt Clark making sure that they are in. Matt was in, but Cora was not. We can amend that district to assure those who were missed can be added. For \$11.70 a year, the owner has the opportunity to connect to the sewer line. That potential opportunity is worth the low annual cost.

Derek Doty asked if the description of the map has been written.

Ivan Zdrahal answered no, and Attorney Briggs interjected by stating they used the existing tax map parcels to identify the properties within. This is an outline of all of those tax map parcels which are included. Rather than hire a surveyor to survey the entire district which would cost astronomical.

Supervisor Politi informed those present that the line goes to Pine Brook and does not include John Brown Road or Bear Cub Road. Brad Hathaway explains that this is because the line that exists there is now at capacity and could not handle anything else. Some lines are close to capacity and others, like Cascade, are well under capacity.

Supervisor Politi asked if there are any more questions to come before the Board.

Jim Morganson stated I respectfully ask that you take another look at those maps. I have a different memory of how all that came together.

Supervisor Politi stated what is the issue?

Jim Morganson stated I am paying as if I was in the district and this map shows that I am out. The map in the report, before the consolidation, shows that I should not have been paying.

Jim Morganson referred to the map that shows parcels currently in the district and those that are out of the district. He stated his parcels are out of the district however he has been paying both water and sewer for years.

Brad Hathaway explained that the lots in question are the ones that the Delaware Group had identified in their expansion.

Jim Morganson stated again, if the parcels have been in the sewer district, then the before map in the report is not accurate. I believe the sewer district was expanded with the Delaware Group.

Attorney Briggs asked Jim Morganson if he received a bill for the sewer.

Jim Morganson said it is included in his tax bills just as everyone else is that is already included in a district. He stated he was originally out, and then at some point was in.

Supervisor Politi stated if the district was expanded at the time, there had to be a record of it.

Attorney Briggs stated it was incomplete. They got the map done, but never continued.

Supervisor Politi stated if that is the case, then why was Jim billed.

Brad Hathaway stated do you suppose you said you expanded the district and started charging people but legally it actually never happened.

Attorney Briggs stated this Public Hearing is an absolute requirement and there never was one.

Jim Morganson stated if we go to \$11.70 per year, how long will it be?

Attorney Briggs stated it changes over time. As interest rates fluctuates, the annual debt service changes. As older bonds are paid off in full, that reduces the debt load. You would have to have a schedule of every one of the sewer bonds for each district, see when they are discharged and paid in full. This is the only way to figure out how it changes over time.

Public Hearing / Regular Town Board Meeting
Tuesday, July 14, 2009

Councilman Damp stated all except Liberty Hill will be paid off in 2014. In 2014, less than half will be paid off so that payment of \$11.70 will then drop in half. He stated this is of course a ball park estimate. Fawn Ridge is paid off next year. The only one who really stays on longer than 2014 is Liberty Hill.

Jim Morganson stated at 2014 do we stop paying.

Supervisor Politi stated there will continue to be debt service on Liberty Hill until the year 2030. After 2014, it would probably cost the people less the \$3 a year.

Attorney Briggs stated Liberty Hill pays of \$5,000 of principal per year. After 2014 the principal due would be approximately \$80,000 paid for by over 2000 parcels.

Councilman Damp stated we really don't know that number now. We need to get the figures.

Supervisor Politi addressed Jim Morganson stating the issue is whether you want to be in or not. It's less than \$12 a year.

Jim Morganson chuckled stating I am already in and paying much more than that.

Supervisor Politi stated for \$3 to \$12 you might want to be in if it is expanded to your area. Someday you may want to hook onto it, and maybe not. That is your call. He stated you are in the Cora Clark situation; the sewer line is nearby but you cannot get on. The issue for her is do I want to get on in for \$11 a year or not. He stated that is just a roll of the dice. The good news is there is no indirect charge. There is not a flat rate charge when you are not using the line. In some places, that is the case.

Supervisor Politi stated is there anything else.

Attorney Briggs reviews formal paperwork, a Negative Declaration in regards to SEQR needs to be approved at the regular board meeting.

There being no further discussion to come before the Town Board, Supervisor Politi closed the Public Hearing at 7:25 pm.

Minutes of the Regular Board meeting held on the above date beginning at 7:25 pm at the Town of North Elba Town House located at 193 River Street, Saranac Lake, New York.

Members Present: Supervisor Politi, Councilman Damp, Councilman Rand, and Laurie Curtis Dudley

Members Absent: Councilman Favro and Councilman Miller

Others Present: John Alexander, Heather Sackett, Attorney Ronald Briggs, Larry Straight, Jim Morganson, Derek Doty, Brad Hathaway, Ivan Zdrahal and Dan McKillip

Supervisor Politi opened the Regular Town Board meeting at 7:25 pm by asking everyone to stand for the Pledge of Allegiance.

Supervisor Politi asked for a motion to approve the agenda.

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

Supervisor Politi asked for a motion on the minutes of the Board meeting on June 9, 2009 and the Public Hearing of June 9, 2009.

Councilman Rand moved and Councilman Damp seconded the motion to approve the minutes as written and presented. There being no further discussion, the motion was unanimously carried by those present.

Public Hearing / Regular Town Board Meeting
Tuesday, July 14, 2009

Supervisor Politi stated I thought Liane Colby would be here, however she was on duty. He stated I have a resolution of recognition and achievement for Liane and will present it to her at the next meeting in Lake Placid. The Resolution was presented by the County, and unfortunately she could not be here this evening.

Supervisor Politi transitioned to old business with an update on the Solid Waste Law. The Board had a meeting with the haulers on Tuesday, June 2, 2009 at the workshop session and agreed that the haulers would get together with Shannon Porter, who operates the Town recycling and transfer station. A meeting has been set for June 20, 2009 to talk about recycling and waste going through our transfer station. After that meeting, the agreement will come back to the Board for future discussions with regard to the proposed local law.

Supervisor Politi asked the Press if they had questions regarding the Solid Waste Law. There being no questions, Supervisor Politi transitioned to the new seasonal employees.

Supervisor Politi asked for approval for the Seasonal Employees for the Summer Recreation program as well as the lifeguards for the beach. The seasonal employees include:

The Recreation Director, Jon Fremante, at \$17.75 per hour. This is a non-competitive position. Jon has been our Recreation Director in years past. The Recreation Assistants, who are also non-competitive positions hired at different hourly wages, include; Maggie Schneck at \$8.25, Lauren Scarpelli at \$8.25, Adam Marshall at \$8.25, Julia Appleton at \$8.25, Peter Nichols at \$8.25, Catherine Valentine at \$9.00, Regina Donnelly at \$8.50, Kelly- Ann O'Reilly at \$8.50, Deborah Thayer at \$8.50, Jordan McLean at \$8.50, Jennifer Zagrodzki at \$9.00, Taylor Puckhaber at \$9.00, Ramsey Manning at \$9.00 and Keegan Vize at \$8.25 per hour.

The lifeguards, who are also non-competitive positions hired at different hourly wages, include; William Alexander Madden at \$10.00, Abbey Morganson at \$10.00, Jeremy Fadden at \$12.50, Alissa Beideck at \$10.00, Joshua Preston at \$10.00, Juliet Barney at \$10.00 Olivia Glans at \$9.50, carter Cruickshank at \$9.50, Ami Kirolos at \$9.50, Joseph Burpoe at \$10.00 and Tanner Santo at \$10.00 per hour.

Supervisor Politi asked for a motion to approve the seasonal employees.

Councilman Damp moved and Councilman Rand seconded the motion to approve the seasonal employees for the Summer Recreation Program and the lifeguards for the Beach at the hourly wage as presented. There being no further discussion, the motion was unanimously carried by those present.

Supervisor Politi asked for an approval of the annual agreement between the Town of North Elba and the Lake Placid Chamber of Commerce. It is an agreement whereby the Town of North Elba pays the chamber a sum of \$80,000 a year for promotional services. It is paid in monthly installments of \$10,000 until October and then a lump sum payment in November. This is an annual agreement that has not been modified or changed. It is the same as last year.

Councilman Rand moved and Councilman Damp seconded the motion to approve the agreement between the Town of North Elba and the Lake Placid Chamber of Commerce without changes or modifications to the previous year. There being no further discussion, the motion was unanimously carried by those present.

Supervisor Politi stated I also have a request from Ted Blazer, the present CEO of the Olympic Regional Development Authority, asking for a letter of support for their application to the APA with regard to the work to be done around the new conference center.

Councilman Damp presented drafts of the most recent exterior design for the Convention Center. He explained the changes made to the windows at the tower as well as the service door. He stated we had different roof concepts but the height issue and the view shed study was a concern.

Discussion continued regarding the presented drafts with high regards to the design ideas.

Supervisor Politi asked for a motion to approve the letter of support.

Public Hearing / Regular Town Board Meeting
Tuesday, July 14, 2009

Councilman Rand moved and Councilman Damp seconded the motion to approve a letter of support for ORDA with regards to the Convention Center for the APA. There being no further discussion, the motion was unanimously carried by those present.

Supervisor Politi transitioned to budget amendments. The adjustments include the transfer of Justice Court monies in the amount of \$5,970.50 from the Grant to the General Fund for the payment of the improvements to the court facility as well as the transfer of \$8,000 from the Airport Capital Project to the Athletic Field Capital Fund which is for the expansion of the parking lot facility at the new athletic fields. A \$1,000 transfer from the Contingency Fund to the Cemetery Grounds Repair to help the Pine Ridge Cemetery in Saranac Lake due to the recent vandalism; they need help with repair and maintenance.

Councilman Rand moved and Councilman Damp seconded the motion to approve the budget adjustments as written and presented. There being no further discussion, the motion was unanimously carried by those present.

Supervisor Politi stated he received a request for three road name changes for approval. They are for the main road off of the Old Mountain Road, which is the Grouse Creek subdivision, to be called Grouse Creek Way and the adjoining road off that to be known as Lawthorne Way with the adjoining road to that to be known as Outlook Way. He stated the names need to be approved by this Board.

Councilman Rand confirmed that the roads are new and not changes which will have to be filed with the County Emergency Services.

Councilman Rand moved and Councilman Damp seconded the motion to approve the three road names Grouse Creek Way, Lawthorne Way and Outlook Way as presented. There being no further discussion, the motion was unanimously carried by those present.

Supervisor Politi stated he drafted a short Resolution in support for the Lake Placid Shore owners association. The Resolution reads as follows;

Resolutions of Support for the Lake Placid Shore Owners Association to aid said organization along with the Lake Placid Village to curtail and deter the invasive Milfoil species recently identified in Paradox Bay to include:

- * The aid of manpower and/or equipment
- * the aid of materials
- * the introduction of the local and/or county legislation to reduce the speed of boats in Paradox Bay to a 5 mph /no wake zone.

Supervisor Politi stated unless there is something you would like to add, I need a motion.

Councilman Damp moved and Councilman Rand seconded the motion to approve a resolution as presented. There being no further discussion, the motion was unanimously carried by those present.

Supervisor Politi transitioned to the negative declaration in regards to the Consolidated Sewer District. He read the following SEQRA resolution that is on file with the Town Clerk:

Be it resolved, that the action of the Town to form a consolidated Sewer District which will include seven presently existing sewer districts and add additional areas outside of the existing district, and presently do receive or can receive sanitary sewer service with the public sewer system, is more fully described in the May 2009 Map, Plan and Report of the proposed Consolidated Sewer District prepared by the Town's Engineer, Ivan Zdrahal Associates, PLLC, which is on file with the Town Clerk, will not have a significant environmental impact and accordingly a Draft Impact Statement will not be prepared. This is a "negative declaration" for the purposes of the State Environmental Quality Review Act.

Dated: July 14, 2009

Supervisor Politi called for a motion on the resolution.

Councilman Damp moved and Councilman Rand seconded the motion to approve SEQRA resolution as written and presented. There being no further discussion, the motion was unanimously carried by those present.

Public Hearing / Regular Town Board Meeting
Tuesday, July 14, 2009

Supervisor Politi transitioned to Committee Reports.

Councilman Damp stated a newspaper article reported that the Saranac Lake Village and the Town of North Elba have a coterminous meeting on Monday and have invited someone on our Board. Tom Michael was quoted as inviting a representative from the Town.

Supervisor Politi stated I am not aware of that, but will look to see if there is a letter that I have and will give it to you. I saw something from Tom but did not recognize it as being a coterminous agreement. I thought it was something to do with the Fire Departments.

Councilman Damp confirmed that he is available at 7:00 pm on Monday and will attend on behalf of the Town of North Elba.

Supervisor Politi thanked Councilman Damp for bringing that forward.

Councilman Rand reported on the roof. All leaks have been fixed and Kim Daby assured him there are no leaks. The insulation in the front part of the building will be done by in house maintenance.

Supervisor Politi stated Kimball Daby has done a very good job. He not only has followed up with the roof, but the building is in great shape.

Supervisor Politi asked if everyone has had a chance to see the new Courtroom. The bench looks great as well as the new door going out into the conference room. Space was not lost and they are happy with the door.

Supervisor Politi suggested Derek Doty take a look at the changes to the Court Clerk's office as well as the Courtroom.

Councilman Rand stated I still have not spoken with Peter Kroha in regard to the programmable thermostats since the last time we spoke. Peter seems to be in favor of the shades. He stated we will have to see where that goes.

Supervisor Politi asked if there is a Town Attorney Report and Attorney Briggs stated there is nothing for open session. He stated he has something for Executive session.

Supervisor Politi stated are there questions in regards to the County. Most of the information in regards to Health Insurance has already been reported by the Press, which I believe has been reported in the proper manner.

Supervisor Politi asked for a motion to approve the Audits as presented.

TOWN OF NORTH ELBA		
CLAIMS APPROVED FOR PAYMENT 6/9/2009		
	Regular	Prepaid
A FUND	123,831.42	34,387.74
DA FUND	2,332.87	332.33
DB FUND	148,473.05	5,986.92
H43-2008 AIRPORT CAPITAL PROJECTS	16,985.69	-
H44- ATHLETIC FIELD CAPITAL PROJECT	3,323.33	-
SP PARK DISTRICT	117,840.57	62,506.57
SS15-FAWN RIDGE SEWER	-	10,250.00
SS20-LIBERTY HILL SEWER	-	1,390.79
SW2-MCKENZIE WATER	-	73.80
SW3 RAY BROOK	731.68	443.78
T&A TRUST AND AGENCY	-	154.05
TE -PRIVATE PURPOSE TRUST	4,632.43	-
	418,151.04	115,525.98
10121-10129; 10151-10264; 10285-10406; 10433; 10456; 10463; 10469-10472; 9796; 9954		

Public Hearing / Regular Town Board Meeting
Tuesday, July 14, 2009

Councilman Damp moved Councilman Rand seconded the motion to approve the Audits as presented. There being no further discussion, the motion was unanimously carried by those present.

Supervisor Politi stated attorney Briggs has something for executive session with regards to pending litigation.

Councilman Rand joked that Derek should buy ice cream for everyone which gave Supervisor Politi a chance to introduce Derek Doty to the press and inform them of his big political run for the Town Board, which he also added lightly that he is our only candidate.

Supervisor Politi added that although the Board is unfortunately losing Chuck Damp, the Board is gaining Derek Doty. Both represent the Saranac Lake side of North Elba which Supervisor Politi finds to be very important.

Supervisor Politi opened the floor to the press.

John Alexander asked what the highest paying tax is for the sewer district which I assume is Liberty Hill.

Attorney Briggs stated it is not a tax, it is a benefit assessment. The town board could have elected to raise the money by ad valorem which is a tax. Because I do not know how many owners there are in Liberty Hill, I cannot give you an exact amount.

Councilman Damp interjected with an estimate of approximately \$220.

Supervisor Politi stated Liberty Hill pays a significantly higher amount. There is no question that they would benefit greatly and is why Derek Doty raised the issue. The concern is to whether the district should be part of the proposal. In the long run it will benefit everyone. One thing that we try to avoid with the Town and the Village is keeping score. Not adding this district is kind of the same scenario. It is important to worry about what is best for everyone.

Councilman Rand stated if there are issues at any point at another location, Liberty Hill will help pay for that as well. It all balances off.

Supervisor Politi thanked those for coming to the Town House. He stated Sylvie, the Director for the Saranac Lake Chamber, mentioned they have 20 more people a day at this new location. He stated we are glad to have them which is a great use for this facility and a benefit to the Saranac Lake community.

There being no further business to come before the Town Board, Councilman Damp moved and Councilman Rand seconded the motion to go into Executive Session for the purpose of pending litigations at 7:45 p.m. Supervisor Politi recused himself due to a conflict of interest.

There being no motions made Councilman Rand moved and Councilman Damp seconded the motion come out of Executive Session and to adjourn the Regular Town Board meeting at 8:00 p.m.

Respectfully submitted,

Laurie Curtis Dudley
Town Clerk