

**REGULAR TOWN BOARD MEETING**  
**SEPTEMBER 11, 2007**

Minutes of the Regular Town Board Meeting held on the above date beginning at 7:30 p.m. in the North Elba Town House, 193 River Street, Saranac Lake, New York.

Members Present: Supervisor Shirley Seney, Councilmen: Jack Favro, Chuck Damp, Derek Doty, Jay Rand and Barbara Whitney, Town Clerk.

Others Present: William Kissel, Norm Harlow, Gerald Blair, Mrs. Susan Whiteman, Jacob Resneck and Bob Miller.

Supervisor Seney called the Regular Town Board meeting to order at 7:30 p.m. by asking everyone to stand for the Pledge of Allegiance.

Supervisor Seney asked for a motion on the minutes of the Regular Town Board meeting of August 14th.

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

Supervisor Seney asked for a motion on the proposed agenda.

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

Supervisor Seney introduced Gerry Blair who has asked to discuss our Environment.

Mr. Blair discussed recycling, putting up clothes lines instead of using dryers, using water savers in the shower, getting rid of junk mail, plastic bag elimination, etc.

Supervisor Seney recognized Mrs. Whiteman and asked if she had any questions for the Board?

Mrs. Whiteman stated that she has heard a rumor that there was talk that they need possibly 100% of the homeowners to approve of the going public idea.

Mr. Kissel stated that the Town Law does not require 100%, but with a Homeowners Association that owns some property and some Homeowner's by-laws require 100% approval before any land can be dedicated. He stated that if there is a 100%, it is with the Homeowner's Association not Town Law.

Councilman Favro asked a question, we have 2 or 3 roads in Section 200 and they are going through the process, Tahawus has been going through the process for 2 or 3 years, what precludes the Town, that we can get a Certificate of Insurance and X amount of dollars, that we take over the road for X amount of time to give them time to get it done. He stated that there seems to be a lot of undue burden on those people involved.

Mr. Kissel stated, unfortunately, there is no temporary or early takeover. He stated that there are a number of steps that have to be completed in chronological order before you have authority, as a Town Board, to step in and actually expend the funds and labor. He stated that this Statute has been in effect for 50 years.

Supervisor Seney recognized Mrs. Whiteman.

Mrs. Whiteman stated that the Homeowner's Association, some of the homeowners felt that it would be very advantageous to have markers put up where the actual boundaries of the new road would be. She stated that we were told that that would not be possible, is that correct?

Mr. Harlow stated that, no, that is not correct. He stated that all that has to be done is to measure 25 feet from the center line of the road and that would be the easement. He explained that the easement is 50 feet as set by the State Statute.

Mrs. Whiteman stated that there was a rumor that if the Town took over the road there was talk of putting in a Water Treatment Plant on McKenzie Pond and possibly fencing off McKenzie.

Supervisor Seney told Mrs. Whiteman that this had nothing to do with the Town of North Elba, that is the Village of Saranac Lake.

Supervisor Seney stated that the next item is the renewal of the Franchise agreement with Time Warner. She stated that she wrote a letter to Time Warner and then received a phone call from Mr. Ryan from Time Warner out of Massena, who said that

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he would like to come up and talk to us. She stated that she tried 4 times to call him back but he is never in his office, she left messages with him. She stated that she called again today and talked to a Barry Rosenbloom, whom she had talked to originally and she told him that she thought that the Town would go with the 3%, because of it's being charged to the user. She stated that she explained to him how disappointed and concerned we were where they are taking out Channel 2 and what they were doing as far as a disappointment to the users and not being able to see the local activities that are going on throughout the community.

Supervisor Seney stated that she also left a message with Mr. Ryan of that concern that we have and how we really need to address that. She stated that she will continue to try and talk to someone directly.

Councilman Doty stated that his only reservation is the 10 year contract.

Supervisor Seney stated that she heard that Time Warner has no problem putting whatever the community wants on Channel 2 but we have to provide the person to do the filming, because the person that did the filming is being used by Time Warner in the capacity that he was hired for in technology.

Councilman Damp stated that, at the present time, the Franchise agreement is in their best interest, they are still paying us the 3% of franchise fees, until they answer your phone calls and make some effort to listen to our concerns, he feels that we shouldn't sign the agreement.

Supervisor Seney stated that she will try and talk to someone again tomorrow.

Supervisor Seney asked for a report on the North Elba Town Hall roof.

Councilman Rand stated that he and Norm had had the opportunity to go up on the roof today, he feels that it is probably 90% done. He stated that there is some flashing on the clock tower needs to be fastened down and there is one section of rotted wood that needs to have a change order done, because it is leaking. He stated that Joe Garso talked to them today and they are waiting for a price. He stated that it looked good. He stated that they still have to put insulation under the roof, they haven't done that yet. He explained that Tom is doing one section. He stated that they should be done in a day or two after the change order is okayed.

Supervisor Seney asked if there is an update on Theianguen Way?

Mr. Kissel stated that, late this afternoon he had delivered to him, by the Secretary of the Association, documents that he quickly looked at that appear to get them over the hurdle that they needed to get over with compliance to their own Homeowner's Association By-Laws for dedication of the road. He stated, subject to his further review and advising the Town that, in fact, they have complied with what they had to do, that step will be behind them. He stated that we had previously received a petition signed by the requisite number of people under the Section 200, so that is completed.

Mr. Kissel stated that we have an Engineering report from Kathy Suozzo. He stated that what we need to do know is go back and see what the next steps are.

Mr. Harlow stated that everything is to grade and the basic information on the road is to our standards.

Mr. Kissel stated that between now and the next meeting, working with Norm and Bob's people, if necessary, we can complete the information gathering that's required under the Statute to present it to the Town Board at the next meeting. He stated that the Town Board's next step, if it's the next meeting, would be to make a determination that it is in the public interest to proceed with the Section 200. He explained that once you make that decision and Norm concurs with it, he is at the point to do whatever he needs to do, including upgrading, plowing, drainage work, etc.

Supervisor Seney asked Norm if he will have time this fall, if it is approved, to get it done?

Mr. Harlow stated that he will have to wait and see if it is approved at the next meeting. He stated that if it is okay with the Board, he will start getting estimates together to bring it up to standard.

Mr. Kissel stated that he will work with Norm and if we need help from Bob's people we will reach out to them.

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Supervisor Seney asked Councilman Damp for a Bike Path update.

Councilman Damp stated that he did make some calls prior to this meeting so that he could make sure that he was totally up to date. He stated that, according to two sources, they are looking for a copy of a SEQRA that they filled out and they sent over to us. He stated that normally we retain it, it is not normal that we give them a copy of it, but the APA is asking for that as a part of the package.

Mr. Kissel stated that he has it and the Town will be acting on it tonight. He stated that Greg Hill at ANCA worked it up for us.

Councilman Damp stated that we still don't have a deed, we can't find it but the APA has indicated that they are quite confident that the Village owns the property, so they aren't going to hold up everything else, looking for the deed. He stated that he is going to call Matt Clark, just as another person that was around at the time. He stated that the Village can not put their hands on the deed.

Supervisor Seney stated that she, at the request of ANCA, wrote a letter to Fred Buck on discussing the bicycle/pedestrian improvements, which he had assured her would be done when they do Old Military Road. She stated that she asked him to set up a meeting with the Town so that we can get going on that end of it and see exactly what is going to be done.

Mr. Kissel stated that the Town Board should do the SEQRA now, so that he can transmit it back to Greg Hill and he will give it to the Park Agency.

The Town Board reviewed the Short Environmental Assessment form under SEQRA for the Bike Path and answered all the questions in the negative with wetland mitigation.

Mr. Kissel stated, after going through all the SEQRA questions, he told the Board that they can entertain a motion that the proposed actions will not result in significant adverse Environmental Impact.

Councilman Damp moved and Councilman Favro seconded the motion to declare a Negative Declaration on the Bike Path SEQRA form. There being no discussion, the motion was unanimously carried.

Supervisor Seney signed the SEQRA form so that Mr. Kissel can get it to Greg Hill in the morning.

Supervisor Seney stated that the next item on the agenda is the T/V/S fuel pumps. She stated that Ernie Stretton called her today and she told him that it was on the agenda and we had discussed it at our last meeting, we were going forward with it but we wouldn't have it completed in September.

Mr. Harlow stated that there is another problem. He stated that the Village, is again, considering renegeing. He stated that there is a possibility that the people that we hired to assess the tanks gave us the wrong information.

Supervisor Seney stated that no one from the Village has talked to her about this.

Mr. Harlow stated that, supposedly, the tanks have a 30 year warranty, if that is the case, the tanks are from 10 to 12 years old, so there is some question that if there was a problem with the tanks, perhaps it should be warranted. He stated that there is a question, that the assessments that we received from the 3 different fuel people are incorrect. He stated that the school got one assessment and the Town got two assessments, but they all say the same thing.

Mr. Harlow stated, now, the company that builds the tanks are saying that there is nothing wrong with the tanks, if that's the case, it is great. He stated that they said that the cracks are totally cosmetic, there is actually a lining in the tank which shouldn't have been breached. He stated that the tanks may not have over fill protection, which is required in the regulations, but that is something he will have to check on.

Supervisor Seney asked if anyone has notified Ernie Stretton of this situation?

Mr. Harlow stated that he was trying to get ahold of some backup information before getting ahold of Ernie. He stated that Brad Hathaway had come to him and told him that 3 Village Board members were having him research it and that they may want the old tanks. He stated that this was not directed by Jamie, but by 3 other Board members.

Supervisor Seney stated that she feels that it would behoove her to get in touch

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with the Mayor tomorrow morning and find out where we stand with this gas pump situation.

Councilman Damp stated that if we don't have to replace those tanks, it is a win, win for everybody.

Mr. Harlow stated that the tank monitoring systems have to be replaced, but the cost of that compared to also having to purchase new tanks would bring the cost down tremendously.

Supervisor Seney stated that she will call Ernie in the morning and stated that she, Ernie and Jamie should get together and discuss this situation.

Mr. Harlow stated that he needs to get ahold of the people who did the assessments and find out for sure whether the tanks need to be replaced or not. He stated that the pumps are currently operating. He stated that there was an issue, Friday of Labor Day weekend, where they put the wrong product in the unleaded diesel tank. He stated that the guy realized it as soon as he did it, he tagged the tank, they sent someone over, they cleaned the tank out, replaced the fuel that was in it.

Supervisor Seney stated that the Sunmount Development Disability Services that was on the agenda for last month, she called them and he said that they were just sending out feelers as to the areas around Tupper Lake that they might be able to buy some property for the Developmental Disability people that would be moving out on their own, working in different areas, but they found that the Town of North Elba's cost of property was too expensive.

Supervisor Seney stated that the next item on the agenda is the shooting range for the Lake Placid Police Department. She stated that she had a friend come in from a prison system and leave some information as to the extent of the environmental things that have to be done before someone can put in a shooting range. She stated that that is not the Town's responsibility, it would be the responsibility of the Lake Placid Village if we should give them permission to have a shooting range on property owned by the Town.

Mr. Kissel stated that the Supervisor got farther than he did, he got hung up as to whether we would be the applicant or if they would be the applicant on our property. He stated that he felt that we have co-exposure and co-applicant, because even though it is not our range, it's our property.

Councilman Damp stated that we can certainly condition approval to use the property based on rules and regulations.

Mr. Kissel stated that we could, but feels that that will not take us out of the line of the requirements.

Councilman Damp stated that it will put the burden, of at least complying, expensive wise on the LPVPD.

Mr. Kissel asked the Supervisor to share with him the information that was given to her.

Supervisor Seney stated that she will copy everything to Mr. Kissel and will inform the Police Department that we are still researching it.

The Board members stated that we had told the Police that we wanted to see a plan of what it is that they want.

Supervisor Seney stated that she will inform the Chief that the Town Board requires a detailed design of specs.

Supervisor Seney stated that she had told them that we will probably hold a Public Meeting for all the neighbors involved to let them know what is going to be happening.

Supervisor Seney stated that she needs authorization from the Board to go forward with construction of 6 Recreational Fields at the Lake Placid Airport area.

Mr. Kissel stated that if you are going to authorize that you need to do SEQRA first, but you can discuss if you are going to authorize it.

Mr. Kissel stated that the SEQRA refers to the construction of 6 Recreational fields at the Lake Placid Airport approximately 815 feet by 750 feet in size with some onsite drainage, a fence on the airport side.

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The Town Board reviewed the Short Environmental Assessment form under SEQRA and answered all the questions in the negative.

After going through all the SEQRA questions, Mr. Kissel told the Town Board that they can entertain a motion that the proposed action is not likely to have any significant adverse environmental impact.

Councilman Rand moved and Councilman Damp seconded the motion to issue a Negative Declaration on this project. There being no discussion, the motion was unanimously carried.

Supervisor Seney stated that she now needs a motion to authorize the work to be done on the 6 fields.

Councilman Damp moved and Councilman Doty seconded the motion to authorize the work to be done for the 6 Recreational Fields at the Lake Placid Airport. Discussion?

Councilman Damp asked if we need to put in a figure for the cost of the fields?

Supervisor Seney stated that Cathy is going to have to come to us with an accurate figure.

Councilman Favro stated that we have the money part, what it is actually going to cost us, we have a grants, Derek is going to talk to us about Federal monies.

Councilman Favro stated that we have received a grant to do a soccer field in the amount of about \$40,000.00+. He stated that this money was received from the N.Y.S. Office of Parks, Recreation and Historic Preservation for construction of 6 Athletic fields. He stated that the paperwork has been sent in. He stated that there is a match to it. He stated that he thinks that the match is 60/40.

Councilman Doty stated that the grant is a very minimal part of this project.

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

Supervisor Seney asked the Town Board to waive the permit fees for the Adirondack Community Church. She stated that they have written to the Village to waive the fees for the construction that they are going to be doing. She stated that Jim Morganson told her that they have always waived Churches permit fees.

Councilman Rand moved and Councilman Damp seconded the motion to waive the building permit fees for the Adirondack Community Church. There being no discussion, the motion was unanimously carried.

Supervisor Seney stated that we need to review Local Law #4 of 1999. She stated that she wrote a letter to the State Trooper asking them to help us with the Noise Ordinance that we have in Raybrook with the complaints that we're getting 4 and 5 times a week. She asked Bill if he has a recommendation.

Mr. Kissel stated that we discussed this briefly at the Work Session. He stated that the Local Law has a lot of relatively general language in it, probably unenforceable language. He stated that it was discussed and we need a Local Law that is appropriate for this community. He stated that there are 2 issues here, one, if you keep the current Local Law, is it enforceable, is it realistic and two, what type of Noise Ordinance, if any, should the community now have.

Councilman Damp asked if the Village has a Noise Ordinance and if so, does theirs have more meat in it? He asked, is there a more workable piece of legislation out there?

Mr. Kissel stated that there certainly would be more up to date, model ordinances for addressing noise, we should be able to get our hands on some.

Supervisor Seney stated that the Code Enforcement Officer has never enforced it because he doesn't have the authority to issue tickets.

Councilman Damp asked, do we want to move forward with a law that gives him the authority to do it?

Supervisor Seney answered, she would think so.

Councilman Rand stated, the summer is over so we have some time to look into this.

Councilman Damp stated we either have to rewrite the law or expand it so we can get

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someone to enforce it.

Mr. Kissel suggested taking some time to look into this and see what issues you need to address.

Councilman Damp asked if there is an ordinance in force that the State Troopers are actively enforcing and if so, maybe we could get a copy of it!

Councilman Rand stated that he knows of no place in the area that the Troopers are enforcing a Noise Ordinance.

Councilman Doty stated that there is considerable controversy over the fact, if the Town has an active Law, it's on our shoulders to enforce it, if there is no law, State Police have the authority and can address it on their statutes.

Supervisor Seney stated, in the meantime, she will get in touch with different Towns and see if anyone has a Noise Ordinance and if they will share a copy with us. She stated that she can e-mail the Association of Towns and see if they have anything on the books and we want to make sure that it is enforceable.

Supervisor Seney asked for a motion to approve the Short-term Disability of all employees effective this date, this was brought to the Workshop by our Human Resource Officer.

Councilman Doty moved and Councilman Favro seconded the motion to approve of short-term disability for all employees. There being no discussion, the motion was unanimously carried.

Supervisor Seney stated that the next item is the billing procedure in the Raybrook water billing system per average use. She stated that we discussed this at the Work session and we need to approve it.

Councilman Doty stated that it makes sense and it only involves a dozen or so people.

Councilman Doty moved and Councilman Favro seconded the motion to approve of the Raybrook water billing system as presented by the Finance Officer. There being no discussion, the motion was unanimously carried.

Supervisor Seney stated that we have discussed the US Census and the information that we have received as far as getting information together to give to them for the 2010 census. She stated that this is going to increase our revenue if we provide them with accurate information. She stated that we have asked Laurie Dudley if she would give us her thoughts, working in the Assessor's Office. She stated that she provided us with an update on what she thinks it would take to do this with an additional stipend during regular hours, it will probably take her 17 weeks.

Councilman Favro stated that it looks like it will cost between 12 - \$15,000.00, do we get back that amount of money from the Federal Government?

Supervisor Seney answered that she didn't know. She stated that Cathy might be able to answer that question.

Councilman Favro stated, if we don't get that money back, why would we be doing this? We have until October 31st to answer this.

Councilman Favro stated that he would like to know what the benefit would be.

Supervisor Seney stated that she will check with Cathy and we can discuss it at our October meeting.

Supervisor Seney stated that she needs approval of the contract from the Village of Lake Placid for the Raybrook Water District. She stated that it is a standard contract for \$17,005.50 which includes a 5% labor cost increase and fringe benefits, but does not include any emergency work, chemicals or materials to become effective June 1, 2007 through May 31, 2008.

Councilman Doty asked if Cathy can give us a report on the total cost of the Raybrook District?

Supervisor Seney stated that she will ask Cathy to do that.

Councilman Doty moved and Councilman Damp seconded the motion to approve of the contract for the Raybrook Water District as presented. There being no discussion,

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the motion was unanimously carried.

Supervisor Seney stated that she has received a letter from the Town of Harrietstown about countywide assessing administered or coordinated with the County and they were asking us if we would like to respond to some of the questions that they had? She stated that she can't answer some of them.

Councilman Doty stated that he feels that it is very worthwhile to find out anything that could be done on a larger scale.

Supervisor Seney stated that this would be something that we totally support and she should let Larry Miller know that we do support it.

Councilman Doty stated that our involvement will be a lot more complicated than all the Townships within Franklin County, for their basic idea, but to follow School districts, makes a lot of sense.

Supervisor Seney stated that she will tell him that we've looked at it and will certainly would support them in anything that they want to do along there lines. She stated that she will tell him that we are interested.

Supervisor Seney stated that she copied the letter to the Board that she wrote to the Western Hemisphere Travel initiative for the North Country Chamber of Commerce, at the urging of the North Country Chamber.

Supervisor Seney stated that we need to set a date for the 2008 Budget meetings. She stated that the Department Head deadline is September 20th. She stated that Cathy will need a little time to get the preliminary budget figures together for the departments.

Councilman Doty stated that we usually start the week of the 1st of October.

Supervisor Seney stated that she will ask Cathy to set up a date and okay it with everyone and we can go from there.

Supervisor Seney asked for a motion on the Budget transfers as given to us by the Budget Officer.

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

Supervisor Seney stated that she needs a resolution for the Aide to Localities for the 2007-2008 ORDA State Aid that we get from the State.

Councilman Favro moved and Councilman Doty seconded the motion to approve of applying for the Aide to Localities for 2007-2008. There being no discussion, the motion was approved by a 4 to 1 vote with one abstention from Councilman Jay Rand.

Supervisor Seney asked for a motion to reappoint Bob Olsen to the North Elba Board of Assessment Review for a 5 year term beginning October 1, 2007 and to appoint Allan Drake as an Alternate to the BAR for 1 year beginning October 1, 2007. She asked Kim if there was anyone else who may be interested and he said No.

Councilman Rand moved and Councilman Favro seconded the motion to appoint Bob Olsen to a 5 year term to the BAR beginning October 1, 2007 as requested. There being no discussion, the motion was unanimously carried.

Councilman Doty moved and Councilman Favro seconded the motion to appoint Allan Drake as an Alternate to the BAR for 1 year beginning October 1, 2007. There being no discussion, the motion was unanimously carried.

Supervisor Seney stated that she needs approval of a request from Emily Kilburn to attend the New York Planning Federation Conference in Saratoga on October 8th and Potsdam on October 9th, both relating to Planning and Zoning.

Councilman Favro moved and Councilman Rand seconded the motion to approve of the request of Emily Kilburn. There being no discussion, the motion was unanimously carried.

Supervisor Seney asked for the Town Attorney reports.

Mr. Kissel stated that he has a brief report on the Small Claims Assessment hearings that we've now completed. He stated that we had relatively few compared to prior

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years, a total of 8 and we settled most of those. He stated that the Hearing Officer completed hearings on a couple of them and he authorized us to get appraisals done, as he thought might be necessary, and he said it was necessary in only one case. He stated that Terry Horrocks did the appraisal for \$675.00 and that resulted in us being able to settle that case. He stated that that was money well spent. He stated that there are the usual number of Article 7's, Supreme Court cases that Dave Murphy's Firm will be handling those. He stated that there are repeats of prior years. He stated that he doesn't think that that's an unusual amount this year.

Supervisor Seney gave the Essex County reports. She stated that there is a list of delinquent taxpayers and there are a couple of instances where she has spoke out on behalf of the taxpayer, one from Saranac Lake and one in Lake Placid, where they had no knowledge that they owed a tax bill that was supposed to have been taken off the tax roll. There were large penalties on the bills that weren't paid, the tax had to be paid from 2003 but she did get the interest and penalties waived by the Essex County Board of Supervisors.

Supervisor Seney stated that at a meeting she asked that, instead of waiting for our Legislators to do something on the I-87 cell phones, because the Governor said that he would not endorse it, we as a County wrote and asked him to reconsider because it was detrimental to people who are traveling back and forth on I-87.

Supervisor Seney stated that when there was a Weights & Measures report, she asked that when he notified a grocery store when they were underweight on produce that they were packaging and selling in the store, what happened if they didn't pay the fine. She was told that if they didn't pay the fine, the next time is doubled and then it is tripled. She asked how the consumer could be reimbursed for being charged for produce that is weighed incorrectly. She stated that he told her that they didn't know how to handle that. She stated that he is going to be getting a new piece of equipment that will give them a bigger fine if they continue to be underweight.

Supervisor Seney asked for a motion on the audits as per the audit numbers:

Abstract #8 for the month of August 2007:

Town General: The Total is \$75,611.41 with the following voucher numbers: 22071535-20071539; 20071546-20071549; 20071551-20071555; 20071562; 20071625-20071626; 20071630-20071632; 20071635-20071636; 20071641; 20071644; 20071651-20071653; 20071655; 20071659-20071660; 20071663-20071665; 20071669-20071671; 20071679; 20071700; 20071702; 20071704; 20071706-20071710; 20071714; 20071716-20071717; 20071719-20071722; 20071730-20071731; 20071733-20071736; 20071740; 20071748-20071751; 20071753-20071755; 20071757; 20071763.

Part Town: The Total is \$11,311.81 with the following voucher numbers: 20071548; 20071625-20071626; 20071642; 20071654-20071655; 20071658.

Townwide Highway Fund: The Total is \$1,074.09 with the following voucher numbers: 2071556; 20071626; 20071655; 20071718; 20071723; 20071727-20071729.

Town outside of Village Fund: The Total is \$104,356.47 with the following voucher numbers: 20071626; 20071655; 20071713; 20071715; 20071724-20071725.

Park District: The Total is 20071518-20071520; 20071538; 20071540-20071545; 20071548; 20071557-20071561; 20071563-20071603; 20071624; 20071626; 20071633-20071634; 20071637-20071640; 20071643; 20071645-20071650; 20071655; 20071655; 20071661-20071662; 20071674-20071678; 20071680; 20071701; 20071703; 20071705; 20071726; 20071732; 20071737-20071739; 20071741-20071747; 20071749; 20071752; 20071756; 20071758-20071762; 20071764.

Raybrook Water: The Total is \$780.71 with the following voucher numbers: 20071546-20071547.

Capital Projects-

2006 Airport C/P: The Total is \$22,500.00 with the following voucher numbers: 20071711-20071712.

Trust & Agency: The Total is \$669.67 with the following voucher number: 20071550

Total Claims: \$303,879.99

Councilman Rand moved and Councilman Doty seconded the motion to pay the audits as per the audit numbers as presented. There being no discussion, the motion was

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unanimously carried.

Supervisor Seney stated, there being no further business to be brought before the Board at this time, we need a motion to go into Executive Session to discuss Union negotiations.

Councilman Rand moved and Councilman Doty seconded the motion to go into Executive Session at 9:47 p.m. Discussion?

Councilman Rand asked if it is permissible to ask that Norm Harlow sit with us for a short time.

Mr. Kissel stated that that would be fine.

The motion was unanimously carried.

Gerry Blair suggested that someone call Plattsburgh, they have a good Noise Ordinance.

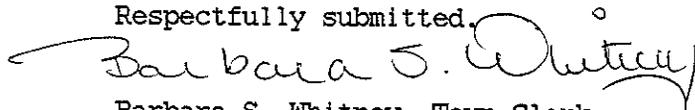
Councilman Damp moved and Councilman Favro seconded that they come out of Executive Session at 10:20 p.m. and go back into Regular Session and make the following motion:

Councilman Favro moved and Councilman Doty seconded that the MOU be accepted in relation to Union negotiations for immediate cessation of 10% contribution by pre-January 1991 employees, effective this date and to accept the salary range revisions dated 2008.

There being no discussion, the motion was unanimously carried.

Councilman Damp moved and Councilman Rand seconded that the Regular Town Board meeting be adjourned at 10:25 p.m. The motion was unanimously carried.

Respectfully submitted,

  
Barbara S. Whitney, Town Clerk