

**HORICON TOWN BOARD
REGULAR MEETING & PUBLIC HEARING**

**DECEMBER 21, 2017
7:00 PM**

Present at meeting:	Matthew Simpson	Supervisor
	Frank Hill	Councilperson
	Robert Olson	Councilperson
	Sylvia Smith	Councilperson
Absent:	Kenneth Higgins	Councilperson
Krista Wood	Town Clerk	
Mark Schachner	Town Counsel	

Also: HS Darian Granger, Assessor Christine Hayes, Chris South, Bill McGhie, Tom Johansen, Sarah Hayes, Bob Smith, Brian Bearor, Kayla Carlozzi, Tammie LaGuerre, Poul and Mary Lou Carstensen, Joan Johnson, Bret Winchip, Zack Monroe, Don Butler, Scott Remington, Christine Caunter, Fred Holman, Teri Schuerlein, and others.

Public Hearing – 2018 Contracts...

Supervisor Simpson called the meeting to order at 7:00 PM and opened the Public Hearing for the 2018 Contracts. No comments were made. (Public hearing was left open for any further comments)

YMCA Update: Brian Bearor and Tammie LaGuerre updated the Board on the exciting things happening at the Adirondack Outreach Center, as well as the new programs they are working on.

LOCAL BOARD OF HEALTH...

A Motion was made by Councilperson Hill, seconded by Councilperson Smith, to go into session as the Local Board of Health. The Board moved into session as Local Board of Health at 7:00 PM.

Request for septic variance at 103 Palisades Rd / Dwyer:

Zack Monroe, Winchip Engineering, explained they are proposing to replace the existing failed septic system with an Elgin enhanced treatment unit. He noted the proposed system is designed in the smallest footprint possible to maximize the separation distances from the lake and the owner's well. Mr. Monroe said the proposed system will require several variances due to site constraints; they are as follows:

- 1) proposed septic tank to home – 10' required, 4.2 feet proposed, variance of 5.8' requested
- 2) proposed septic tank to drilled well – 50' required, 45.4' proposed, variance of 4.6' requested
- 3) proposed enhanced treatment unit absorption bed to drilled well – 100' required, 75.8' proposed, variance of 24.2' requested
- 4) proposed enhanced treatment unit absorption bed to wetland – 100' required, 41.3' proposed, variance of 58.7' requested
- 5) proposed enhanced treatment unit absorption bed to mean high water of lake – 100' required, 78.5' proposed, variance of 21.5' requested.

Mr. Monroe further explained they will be putting a retaining wall at the bottom of the fill slope with a membrane behind it as an additional measure to force anything that does make it down the hill into the ground.

RESOLUTION #156-2017

Councilperson Olson and Councilperson Hill introduced Res. No. 156 and moved its adoption:

RESOLUTION TO SET PUBLIC HEARING

RESOLVED, that the Town Board of the Town of Horicon, acting in its capacity as the Local Board of Health, considers the application made by Winchip Engineering for a septic variance at 103 Palisades Rd in Brant Lake complete, and does hereby set a Public Hearing for Thursday, January 18, 2018 at 7:00 PM at the Horicon Community Center, pending review by Cedarwood Engineering.

Ayes: 4 (Olson, Hill, Smith, Simpson) Nays: 0 Absent: 1 (Higgins)

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A Motion was made by Councilperson Olson, seconded by Councilperson Smith, to move back into regular session. The Board moved back into regular session at 7:12 PM.

REGULAR MEETING...

Approval of Minutes: Minutes of November 14, 2017 were approved by Motion of Councilperson Hill and Councilperson Olson.

Ayes: 4 (Hill, Olson, Smith, Simpson) Nays: 0 Absent: 1 (Higgins)

Approval of December 2017 Vouchers and Abstracts:

RESOLUTION #157-2017

Councilperson Smith and Councilperson Olson introduced Res. No. 157 and moved its adoption:

RESOLUTION TO AUTHORIZE PAYMENT OF DECEMBER 2017 ABSTRACTS

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the payment of the December 21, 2017 Vouchers and Abstracts as follows:

General Abstracts	12	\$ 103,913.33
Highway Abstracts	12	\$ 38,906.15
HA Abstract	12	\$ 36,647.65

Ayes: 4 (Smith, Olson, Hill, Simpson) Nays: 0 Absent: 1 (Higgins)

Correspondence to the Board:

- Preservation League of NYS RE: TAG Grant – unable to fund Heintzelman Project
- Adirondack Marathon RE: Letter thanking the Board for their support
- Joe Koch RE: SLPD Alternate Commissioner seat

Public Hearing – 2018 Contracts ...

Supervisor Simpson asked if there were any other comments. There being no comments, Motion was made by Councilperson Olson, seconded by Councilperson Hill, to close the Public Hearing. Public Hearing was closed at 7:15 PM.

Resolutions:

RESOLUTION #158-2017

Councilperson Smith and Councilperson Olson introduced Res. No. 158 and moved its adoption:

RESOLUTION TO APPROVE 2018 CONTRACTS AND AUTHORIZE SUPERVISOR TO SIGN

WHEREAS, the Horicon Town Board held a public hearing on December 21st at 7:00 PM regarding the proposed 2018 Contracts, AND

WHEREAS, the public had the opportunity to speak for or against said contracts at this hearing, NOW THEREFORE BE IT

RESOLVED, that the Town Board does hereby approve the following 2018 Contracts and authorizes the Supervisor to sign in the following amounts:

Emergency Service Provider	\$ 91,707.00
Horicon Historical Society	\$ 500.00
Senior Mini-Bus	\$ 5,120.00
North Warren Chamber of Commerce	\$ 8,000.00
Horicon Free Library	\$ 1,000.00
Horicon Senior Citizens	\$ 1,000.00
Chester-Horicon Health Center	\$ 5,000.00
Snowmobile Club	\$ 3,500.00
Horicon Volunteer Fire Company	\$189,000.00
Warren County Soil & Water	\$ 27,480.00
Warren County Soil & Water	\$ 12,750.00

Ayes: 4 (Smith, Olson, Hill, Simpson) Nays: 0 Absent: 1 (Higgins)

RESOLUTION #159-2017

Councilperson Olson and Councilperson Smith introduced Res. No. 159 and moved its adoption:

RESOLUTION TO AUTHORIZE PETTY CASH FUND FOR TAX COLLECTION

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Office of Tax Collector to set up a petty cash fund in the amount of \$200.00 for the 2018 tax collection period.

Ayes: 4 (Olson, Smith, Hill, Simpson) Nays: 0 Absent: 1 (Higgins)

RESOLUTION #160-2017

Councilperson Olson and Councilperson Hill introduced Res. No. 160 and moved its adoption:

RESOLUTION TO ESTABLISH SECOND NOTICE FEE FOR THE 2018 TAX COLLECTION PERIOD

WHEREAS the Town is required by Sec. 987 of the Real Property Tax Law to mail a Notice of Delinquency to land owners who are delinquent in making real property tax payments and charge the landowner a second notice fee of \$1.00, AND

WHEREAS, the mailing of said notices costs the Town postage along with the cost of preparing and handling said notices, NOW, THEREFORE BE IT

RESOLVED, that the Second Notice fee be established at \$2.00 for each delinquent notice that is sent, and BE IT FURTHER

RESOLVED, that the Horicon Town Board does hereby authorize the Tax Collector of the Town of Horicon to impose the \$2.00 second notice fee on each delinquent notice sent for 2018 to cover the cost of preparing and mailing the delinquent notice.

Ayes: 4 (Hill, Olson, Smith, Simpson) Nays: 0 Absent: 1 (Higgins)

RESOLUTION #161-2017

Councilperson Hill and Councilperson Smith introduced Res. No. 161 and moved its adoption:

RESOLUTION AUTHORIZING TOWN OFFICIALS TO ATTEND ASSOCIATION OF TOWNS TRAINING SCHOOL

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize Supervisor Simpson and Councilperson Olson to attend the Association of Towns Training School from February 18-21, 2018, and authorizes reimbursement for travel.

Ayes: 3 (Hill, Smith, Simpson) Nays: 0 Abstain: 1 (Olson) Absent: 1 (Higgins)

RESOLUTION #162-2017

Councilperson Olson and Councilperson Hill introduced Res. No. 162 and moved its adoption:

RESOLUTION TO AUTHORIZE CREATION OF A HIGHWAY EMPLOYEE RETIREMENT RESERVE ACCOUNT

RESOLVED, that the Town Board of the Town of Horicon, based on the recommendation of the Comptroller's Office, does hereby authorize Supervisor Simpson to create a designated Highway Employee Retirement Reserve Account rather than continuing to account for it as a line item in the Highway budget. The monies accumulated to date total \$24,349.07.

Ayes: 4 (Olson, Hill, Smith, Simpson) Nays: 0 Absent: 1 (Higgins)

RESOLUTION #163-2017

Councilperson Olson and Councilperson Smith introduced Res. No. 163 and moved its adoption:

RESOLUTION TO AUTHORIZE MAINTENANCE AGREEMENT FOR GENERATORS

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize Supervisor Simpson to sign a five (5) year Planned Equipment Maintenance Agreement with Cummins, Inc. for the inspection and servicing of the generators at the Community Center and Highway Garage at a total cost of \$9,535.57.

Ayes: 4 (Olson, Smith, Hill, Simpson) Nays: 0 Absent: 1 (Higgins)

RESOLUTION #164-2017

Councilperson Olson and Councilperson Hill introduced Res. No. 164 and moved its adoption:

RESOLUTION TO AUTHORIZE DISPOSAL OF FOUR COMPUTERS

RESOLVED, that the Town Board of the Town of Horicon does hereby declare four computers, being the Supervisor's Dell Vostro, Bookkeeper's Dell Vostro 200, Sec'y to Supervisor's Dell Vostro, and Town Clerk's Dell Vostro 220, as surplus equipment and authorizes for their disposal.

Ayes: 4 (Olson, Hill, Smith, Simpson) Nays: 0 Absent: 1 (Higgins)

RESOLUTION #165-2017

Councilperson Olson and Councilperson Hill introduced Res. No. 165 and moved its adoption:

RESOLUTION TO REQUEST INSTALLATION OF STREET LIGHT

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize Supervisor Simpson to send a request to National Grid for the installation of a 70-watt street light near 6499 State Route 8.

Ayes: 4 (Olson, Hill, Smith, Simpson) Nays: 0 Absent: 1 (Higgins)

Supervisor Simpson said the Bookkeeper is concerned she will need more hours to complete the additional workload she has in the upcoming month. There was discussion as to whether she could be compensated for her time outside of the Shared Services Agreement. Supervisor Simpson will look into this further.

Committee Reports:

Highway: HS Darian Granger told the Board the cost of the new truck came in at \$200,073.04, and this includes a standard plow instead of a live edge plow. Councilperson Hill said the Committee and HS Granger also recommend keeping the one-ton for another year due to the amount of money spent on it recently.

RESOLUTION #166-2017

Councilperson Hill and Councilperson Olson introduced Res. No. 166 and moved its adoption:

RESOLUTION TO PURCHASE 2019 HIGHWAY TRUCK

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the purchase of a 2019 Western Star plow truck for the Highway Department at a total cost of \$200,073.04. The truck will be purchased through Tracey Road Equipment at a price of \$122,288.00, and the box and plow will be purchased through Viking Cives at a price of \$77,785.04.

Ayes: 4 (Hill, Olson, Smith, Simpson) Nays: 0 Absent: 1 (Higgins)

Supervisor Simpson said he had spoken to Poul Carstensen regarding options for a BTI Program. Mr. Carstensen explained to the Board what he has learned about various BTI programs and training. He noted there is probably not enough time to put a program together for this year, but suggested using the information now to develop a plan for next year. He said he will continue working on this if the Board wants him to do so, and asked what the main concern with the program was. Several of the Board members noted the issue with the previous program was the lack of treatment in all areas and accountability. Mr. Carstensen said there is prep work that could be done now, such as mapping the streams, in order to have a plan in place for next year. Supervisor Simpson will talk to Warren County Soil and Water to see about getting maps, and Councilperson Olson will head up the research on the project.

Councilperson Olson said the Personnel Committee had two potential candidates for the ZBA alternate seat, but neither are options any longer. He said the Planning Board asked if a gutter could be installed over the back door of the Community Center. Next, Councilperson Olson addressed the topic of signage on the bridge over the lower dam. He said it has come to his attention that civic groups have been told by Town officials that they

will no longer be allowed to hang banners advertising their events on the bridge over the lower dam. Councilperson Olson expressed his opinion that the bridge is the perfect spot for these banners. He said it was suggested the banners instead be hung on the power poles over Route 8, but he does not see where this is a feasible option, nor does he feel National Grid will allow this. Councilperson Hill noted banners are hung on the power poles in Adirondack every year, and Supervisor Simpson said Chester does it all the time. Councilperson Olson stated again that he feels the banners should be hung on the bridge. Supervisor Simpson pointed out this topic was discussed numerous times over the last few years, and the Board was in full agreement that the banners would no longer be allowed on the bridge. Councilperson Olson stated he did not remember the discussions. Councilperson Smith, referring to her Committee report notes, said that while discussing the beach signs back in July the discussion turned to the banners on the bridge, and that is when the Board agreed not to allow them anymore. She said there were several reasons for not allowing them including the numerous comments from townspeople who did not like the look of the banners on the bridge, comments about the banners blocking the view of the fountain, and the safety issues created by people reading the banners rather than watching the road. Councilperson Smith said Don Butler and Cindy Mead met with her and Supervisor Simpson to discuss this decision, and to discuss finding alternative spots to hang the banners, which they all agreed was fine. Councilperson Smith clarified it is not that the Board does not want to support the events, it is the fact that the bridge is not the place to hang the banners. Don Butler, of the Tri-Lakes Business Alliance, addressed the Board noting they are not upset about not being able to hang their banners on the bridge, but he did encourage the Board to find alternative locations for the banners. Councilperson Hill suggested allowing the banners in the winter, but Councilperson Smith noted it is not fair to do for one and not another. There was further discussion amongst the audience and the Board. The Board will review alternative solutions.

Councilperson Smith said there will be a final edit on the website next week, and again thanked Margaret Holmes for all the work she has done on the new website. She also addressed the gate at the cemetery. She said the cemeteries are not plowed in the winter months, but last year someone tried to plow up in and damage was done. Councilperson Smith explained that the gate is now closed for the winter months to protect the cemeteries from damage, however, people are more than welcome to walk up in.

Old Business:

Proposed Zoning amendment concerning travel trailers: Councilperson Olson said Counselor Schachner has reviewed the proposed zoning amendment regarding travel trailers. Councilperson Olson will review Counselor Schachner's comments with ZA Steen and report back to the Board next month.

Ernest Smith Rd Bridge: HS Darian Granger said he is still waiting for the paperwork from Cedarwood Engineering to provide Supervisor Simpson with the necessary information.

New Business:

Saratoga Zoning/Planning Conference:

RESOLUTION #167-2017

Councilperson Olson and Councilperson Hill introduced Res. No. 167 and moved its adoption:

RESOLUTION TO AUTHORIZE ATTENDANCE AT SARATOGA COUNTY PLANNING AND ZONING CONFERENCE

RESOLVED, that the Town Board does hereby authorize the interested members of the Planning Board and Zoning Board to attend the Saratoga County Planning and Zoning Conference. The Conference is being held in Saratoga Springs on Wednesday, January 31, 2018. The cost is \$70 per person plus reimbursement of mileage.

Ayes: 4 (Olson, Smith, Hill, Simpson) Nays: 0 Absent: 1 (Higgins)

Work Experience Program: Councilperson Olson asked to table this until the next meeting so he has time to review the proposed program.

Minimum Age to Purchase Tobacco: Supervisor Simpson said Warren County Health Services is asking Towns to consider a Resolution in support of Tobacco 21 which aims to raise the minimum age to purchase tobacco from 18 to 21. Councilperson Olson said he does not feel it is the Town Board's place to govern this. The Board agreed; no action was taken.

Alternate for NWEMS Board:

RESOLUTION #168-2017

Councilperson Smith and Councilperson Olson introduced Res. No. 168 and moved its adoption:

RESOLUTION TO AUTHORIZE CLERK TO ADVERTISE FOR ALTERNATES FOR THE ZBA AND NWEMS BOARD

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Town Clerk to advertise for alternates to serve on the Zoning Board of Appeals and for an alternate Horicon Representative to the North Warren EMS Board of Directors.

Ayes: 4 (Smith, Olson, Hill, Simpson) Nays: 0 Absent: 1 (Higgins)

Solid Waste Bid Results: Supervisor Simpson advised the Board that the Town is looking at a significant increase in solid waste expense. He estimates expenses will be approximately \$8-\$10,000 more for the upcoming year, and said there is no alternative.

Privilege of the Floor... no comments...

Adjourn... There being no further business to attend to the meeting was adjourned at 8:30 PM by MOTION of Councilperson Olson and Councilperson Smith, all in favor.

Respectfully Submitted:

Town Clerk