

**HORICON TOWN BOARD
REGULAR MEETING OF THE BOARD**

**JUNE 16, 2016
7:00 PM**

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

Also: Assessor Christine Hayes, Tom Johansen, Teri Schuerlein, Gary Frenz, Elinor Muller, Dan Freebern, Brandon Himoff, John Donovan, Bob Smith, and

Supervisor Simpson called the meeting to order at 7:00 pm.

Approval of Minutes: Minutes of May 19, 2016 were approved by Motion of Councilperson Hill Councilperson Olson.

Ayes: 5 (Hill, Olson, Smith, Higgins, Simpson) Nays: 0

Approval of June 16, 2016 Vouchers and Abstracts:

RESOLUTION #90-2016

Councilperson Higgins and Councilperson Hill introduced Res. No. 90 and moved its adoption:

RESOLUTION TO AUTHORIZE PAYMENT OF JUNE ABSTRACTS

RESOLVED, that the Town Board does hereby authorize the payment of the June 16, 2016 Vouchers and Abstracts as follows:

General Abstract	6	\$ 51,112.27
Highway Abstract	6	\$ 31,299.80

BE IT FURTHER RESOLVED, the Board authorizes payment to GMES Glens Falls in the amount of \$567.40.

Ayes: 5 (Higgins, Hill, Olson, Smith, Simpson) Nays: 0

Correspondence to the Board...

- ORPS RE: Notice of Tentative 2016 State Equalization Rate
- North Country Arts RE: Letter thanking the Town for their support of the Youth Visions Exhibit
- HHHN RE: Request to close Tannery Road for 5K race
- APA RE: Acknowledgement of Town's intent to be Lead Agency for SEQR review regarding amendments to the Town's Zoning Law.

Resolutions...

RESOLUTION #91-2016

Councilperson Hill and Councilperson Olson introduced Res. No. 91 and moved its adoption:

RESOLUTION TO AUTHORIZE TEMPORARY CLOSURE OF TANNERY RD. AND LANDFILL RD.

WHEREAS, on Sunday, July 31, 2016 Hudson Headwaters will hold the Care for Kids 5K race, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Horicon, in consideration of the safety of the participants of the 5K Race, does hereby authorize the closing of Tannery Road and Landfill Road between 8:00 AM and 10:30 AM on Sunday, July 31, 2016.

Ayes: 5 (Hill, Olson, Higgins, Smith, Simpson) Nays: 0

RESOLUTION #92-2016

Councilperson Olson and Councilperson Smith introduced Res. No. 92 and moved its adoption:

RESOLUTION TO AUTHORIZE BUDGET AMENDMENT

**HORICON TOWN BOARD
REGULAR MEETING OF THE BOARD**

**JUNE 16, 2016
7:00 PM**

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Bookkeeper to make the following Budget Amendment in the General Fund to increase revenues and expenditures in the amount of \$7,250.00 due to receipt of the JCAP Grant:

Increase Revenue	A3021 - Core Facilities	\$ 7,250.00
Increase Expenditure	A1110.4 – Justice-Contr.	\$ 7,250.00

Ayes: 5 (Olson, Smith, Higgins, Hill, Simpson) Nays: 0

RESOLUTION #93-2016

Councilperson Higgins and Councilperson Olson introduced Res. No. 93 and moved its adoption:

RESOLUTION TO AUTHORIZE THE TRANSFER FUNDS

RESOLVED, that the Horicon Town Board does hereby authorize the Bookkeeper to make the following fund transfers:

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
<i>General:</i>		
1990.4 (Conting)	1910.4 (Insur)	\$ 493.78
<i>Highway:</i>		
5110.1 (GenRep-Pers)	5110.11 (GenRpr-PersO/T)	\$ 82.02
5130.1 (Mach-Pers)	5130.11 (Mach-PersO/T)	\$ 1,435.14
5142.1 (SnowRem-Pers)	5142.11 (SnowRem-PersO/T)	\$ 11,981.38

Ayes: 5 (Higgins, Olson, Smith, Hill, Simpson) Nays: 0

RESOLUTION #94-2016

Councilperson Smith and Councilperson Hill introduced Res. No. 94 and moved its adoption:

RESOLUTION TO HIRE LIFEGUARDS FOR SUMMER

RESOLVED, that the Town Board does hereby hire Tim O’Neil as lifeguard for the Adirondack beach for the 2016 summer season at a rate of \$13.14 per hour for a thirty hour week. The Chester Horicon Youth Commission will schedule the lifeguards for the Brant Lake beach on a rotating schedule at a rate of \$13.14 per hour and the beach will be open 11:00 am to 5:00 pm.

Ayes: 5 (Smith, Hill, Olson, Higgins, Simpson) Nays: 0

RESOLUTION #95-2016

Councilperson Olson and Councilperson Higgins introduced Res. No. 95 and moved its adoption:

RESOLUTION IN SUPPORT OF SENATE BILL S- 8026 TO AMEND ARTICLE XIV OF THE NEW YORK STATE CONSTITUTION, IN RELATION TO ESTABLISHING A LAND BANK AND SENATE BILL S- 8027 TO AMEND THE ENVIRONMENTAL CONSERVATION LAW AND THE STATE FINANCE LAW, IN RELATION TO THE REGIONAL LAND BANKS FOR PROJECTS ON STATE LAND WITHIN THE ADIRONDACK & CATSKILL PARK

WHEREAS, the location of some New York State “Forever Wild” Forest Preserve ownership to local population centers in the Adirondacks has created hardships for municipalities as they provide health, safety and welfare services to their constituents, and

WHEREAS, these hardships range from communities in which the State Forest Preserve exceeds 96% of all lands, to communities where State land intertwines with community centers hindering attempts to address such basic needs as bridge relocation, clean drinking water, reliable electric power distribution, broadband service, proper placement of municipal buildings, safe roadways and other various circumstances which constitute severe hardship, and

WHEREAS, the State Land Master Plan clearly states the desirability of a Constitutional Amendment providing a Land Bank of modest acreage that would permit small scale land exchanges to avoid the difficult amendment process, such as those now part of Article XIV, § 1 of the NYS Constitution, and

WHEREAS, the Adirondack Legislative delegation, led by Senator Elizabeth Little & Assemblyman Dan Stec, the New York State DEC, the Common Ground Alliance, and a working group of local government officials, environmental groups and utility companies has developed bills which would approve submission to the voters of the state of an amendment to Article XIV of the New York State Constitution to create a road and bridge land bank, and which would lead to the adoption of legislation to provide for access to the land bank for environmental infrastructure, utilities, and water wells, and codifying the right to have public utility infrastructure within road rights of ways, and

WHEREAS, the Horicon Town Board believes the proposed amendments will address many of the hardships Adirondack & Catskill municipalities have faced as they work to provide services to their constituents, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Horicon supports Senate Bills S- 8026 and S- 8027 to resolve these issues in a permanent way, and, be it further

RESOLVED, that the Horicon Town Board wishes to express its deep appreciation for the work of Senator Elizabeth Little, Assemblyman Dan Stec, Senator Hugh Farley, Senator Joseph Griffo, Assemblyman Marc Butler, Assemblywoman Janet Duprey, Assemblyman Ken Blankenbush, and numerous Catskill legislators, the New York State DEC and all involved in the drafting of the Bills; and urges the New York State legislature to approve these Bills.

Ayes: 5 (Olson, Higgins, Smith, Hill, Simpson) Nays: 0

Committee Reports...

-Gary Frenz updated the Board on the North Warren EMS, noting they have a new Operations Manager and everything is running smoothly.

-Councilperson Sylvia Smith updated the Board on the lifeguards for the beach. She noted the Brant Lake beach will be open seven days a week from 11:00am to 5:00pm with swim lessons being offered Monday through Thursday from 5:00pm to 6:15pm. There will be no change in schedule for the Adirondack beach. Councilperson Smith noted that Town of Chester pays Mindy Conway to handle the lifeguard scheduling and to oversee the beaches. She suggested to the Board that Town of Horicon pay her for handling the lifeguard scheduling for the Brant Lake beach. Supervisor Simpson noted there is money in the Budget for this.

RESOLUTION #96-2016

Councilperson Olson and Councilperson Higgins introduced Res. No. 96 and moved its adoption:

RESOLUTION TO PAYMENT TO MINDY CONWAY

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize payment to Mindy Conway in the amount of \$500.00 for her work in scheduling the lifeguards for the Brant Lake beach. Payment is to come from Special Publicity Fund (A6412.4).

Ayes: 5 (Olson, Higgins, Smith, Hill, Simpson) Nays: 0

Councilperson Smith advised the Board that six applications have been received for the Library Clerk and interviews will take place the week of June 17th. She noted the flowers are all in and thanked the volunteers who helped plant, as well as the Lazy Moose for donating some of the flowers. She said plans are coming along well for the Entertainment Evening being held August 20th, and also noted that a request for Occupancy Tax funds has been received for the Adirondack Shindig.

-Councilperson Olson said the Woodstock block party event will be held at the Hub on June 18th. He told the Board he has spoken with Don Rhodes of Laberge regarding the expense of the water regulator proposed for the upper dam. Councilperson Olson noted that although he originally thought it pricey, Mr. Rhodes explained the necessity of it in order for everything to function properly.

New Business...

Japanese Knotweed in Adirondack: Mr. John O'Connell addressed the Board regarding a patch of Japanese Knotweed on the creek in Adirondack near the Veteran's Park that ESSLA has hired him to treat. He needs permission from the Town to perform the treatment on their property. There were several questions posed by the Board regarding the treatment, which Mr. O'Connell answered thoroughly.

RESOLUTION #97-2016

Councilperson Olson and Councilperson Higgins introduced Res. No. 97 and moved its adoption:

RESOLUTION TO AUTHORIZE TREATMENT ON TOWN PROPERTY

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize John O'Connell, who has been hired by ESSLA, to treat a patch of Japanese Knotweed on Town property in Adirondack.

Ayes: 5 (Olson, Higgins, Smith, Hill, Simpson) Nays: 0

Request for Occupancy Tax funds for The Adirondack Shindig:

RESOLUTION #98-2016

Councilperson Hill and Councilperson Higgins introduced Res. No. 98 and moved its adoption:

RESOLUTION TO AUTHORIZE OCCUPANCY TAX FUNDS FOR ADIRONDACK SHINDIG

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize \$1,600.00 be given to support the Adirondack Shindig. This is to come from the Special Publicity Fund (A6412.4).

Ayes: 5 (Hill, Higgins, Olson, Smith, Simpson) Nays: 0

Foundation at Horicon Museum: Supervisor Simpson advised the Board he had Darian Granger look at the foundation at the Horicon museum. He said it needs significant repair due to erosion around the foundation. He said Darian has estimated the repairs to cost approximately \$3,000.00. The cost of the repairs will be divided equally between the Town and the Horicon Historical Society.

RESOLUTION #99-2016

Councilperson Olson and Councilperson Smith introduced Res. No. 99 and moved its adoption:

RESOLUTION TO AUTHORIZE REPAIR TO HORICON MUSEUM FOUNDATION

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize Darian Granger to perform the necessary repairs to the foundation of the Horicon Museum at a cost of \$3,000.00 to be divided equally between the Town of Horicon and the Horicon Historical Society.

Ayes: 5 (Olson, Smith, Hill, Higgins, Simpson) Nays: 0

Old Business...

Brant Lake Upper Dam – Award Recommendation: Supervisor Simpson advised the Board that six bids were received and publicly opened on May 27, 2016 for repairs to the upper dam, and Laberge has recommended the Board award the bid to MCJ Construction.

RESOLUTION #100-2016

Councilperson Olson and Councilperson Hill introduced Res. No. 100 and moved its adoption:

RESOLUTION TO AWARD BID FOR UPPER DAM REPAIRS

WHEREAS, bids for the Brant Lake Upper Dam Project were received on May 27, 2016; and

WHEREAS, the Consulting Engineers, Laberge Engineering & Consulting Group Ltd. have submitted their report relative to their analysis of bids; and, now, therefore

BE IT RESOLVED, that the recommendation of said Engineers be hereby accepted, approved and adopted; and be it further

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize Supervisor to sign the Brant Lake Upper Dam construction agreement; and further awards the Brant Lake Upper Dam Project to MCJ Construction, 77 Bunker Hill Road, Mayfield, NY 12117 in the amount of \$139,000.

Ayes: 5 (Olson, Hill, Smith, Higgins, Simpson) Nays: 0

RESOLUTION #101-2016

Councilperson Olson and Councilperson Smith introduced Res. No. 101 and moved its adoption:

RESOLUTION TO AUTHORIZE BUDGET AMENDMENT

WHEREAS, the Town Board has awarded the bid for the Brant Lake Upper Dam repair project, and the necessary Budget amendment must be made to fund the project, now, therefore be it RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Bookkeeper to make the following Budget Amendment in the General Fund to reduce the unexpended fund balance and increase expenditures in the amount of \$139,000.00 to fund the cost of the upper dam repair:

Decrease	A599 - Unexpended Fund Balance	\$ 139,000.00
Increase Expenditure	A8090.2 - Insect Dept- Equip.	\$139,000.00

Ayes: 5 (Olson, Smith, Hill, Higgins, Simpson) Nays: 0

Fencing around lower dam: Supervisor Simpson has received approval from Warren County, the Department of Health, and the Fire Department to replace the fencing around the lower dam and the beach area. Teri Schuerlein had previously obtained quotes from three different companies and the Board discussed which style would be best. During discussion, Councilperson Higgins noted that he is in favor of the new fencing, however, the Board should follow through with the ongoing playground project first. There was lengthy discussion on how to proceed with the playground project. The following decisions were made.

RESOLUTION #102-2016

Councilperson Higgins and Councilperson Smith introduced Res. No. 102 and moved its adoption:

RESOLUTION TO AUTHORIZE SUPERVISOR TO OBTAIN BIDS FOR PLAYGROUND WORK

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Supervisor to solicit bids for the work to be done on the playgrounds.

Ayes: 5 (Higgins, Smith, Olson, Hill, Simpson) Nays: 0

RESOLUTION #103-2016

Councilperson Olson and Councilperson Higgins introduced Res. No. 103 and moved its adoption:

RESOLUTION TO AUTHORIZE PURCHASE OF FENCING

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the purchase of Amethyst Haven Series fencing from Afsco Fence for the lower dam and beach area at a costs of \$16,400.00. This is to be paid from the Special Publicity Fund (A6412.4).

Ayes: 5 (Olson, Higgins, Smith, Hill, Simpson) Nays: 0

Adirondack Beach Design: Supervisor Simpson provided the Board with copies of the design for the runoff mitigation plan at the Adirondack beach.

Lease with EZ Marine: Supervisor Simpson advised the Board that the Highway Department does not want to renew the lease with EZ Marine and Storage that is up for renewal in April 2017. He said they need the property for storage of material. Councilperson Olson said he would like to speak to Bernie Hill himself before making any decisions. Councilperson Higgins said not renewing the lease would create a hardship for a local business, and suggested attempting to work it out first.

Solar Radar Sign: Supervisor Simpson has received pricing on the solar radar signs for the Board to consider. This was discussed at the previous month's meeting. No decisions were made.

**HORICON TOWN BOARD
REGULAR MEETING OF THE BOARD**

**JUNE 16, 2016
7:00 PM**

Privilege of the Floor...

-Assessor Christine Hayes made the Board aware of a phone scam regarding the STAR program.

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

Respectfully Submitted:

_____ Town Clerk