

**FEBRUARY 18, 2010 TOWN BOARD MEETING 7:00PM**

Present at meeting	Ralph Bentley	Supervisor
	Frank Hill	Councilman
	Kenneth Higgins	Councilman
	Robert Olson	Councilman
	Joseph Dooris	Councilman
Krista Wood	Town Clerk	
Paul Smith	Highway Superintendent	

Also: Gordon Hayes, Gary Frenz, Harry Balz, Harvey and Herta Leidy, Tom Johansen, Abraham Gadjo, Paul Frasco,

Supervisor Bentley opened the Meeting and welcomed guests.

**Approval of Minutes:** The minutes of January 21, 2010 were approved by MOTION of Messrs. Higgins and Hill, all ayes:

**Approval of February Abstracts:**

**RESOLUTION NO. 32 OF 2010**

Messrs. Dooris and Higgins introduced Res. 32 and moved its adoption:

**RESOLUTION TO AUTHORIZE PAYMENT OF ABSTRACTS**

RESOLVED, that the Town Board does hereby authorize the Bookkeeper to pay the following February Vouchers and Abstracts:

General Vouchers	#37-65	\$ 12,672.35
General Vouchers	# 1	\$ 900.00 (Adk Little League from 1/21)
Highway Vouchers	#17-36	\$ 31,139.77
General Abstracts	#3 & 5	\$ 80,769.92
Highway Abstracts	#3 & 5	\$ 110,930.69

*Dooris-Aye, Higgins-Aye, Olson-Aye, Hill-Aye, Bentley-Aye*

**Resolutions:**

**RESOLUTION NO. 33 OF 2010**

Messrs. Olson and Higgins introduced Resolution No. 33 and moved for its adoption:

**RESOLUTION TO AUTHORIZE SUPERVISOR BENTLEY TO SIGN CONSULTING AGREEMENT WITH RICHARD LAMB**

RESOLVED, that the Town Board does hereby authorize Supervisor Ralph Bentley to sign the "Memorandum of Agreement" between the Town of Horicon and Richard Lamb, dated January 28, 2010, regarding his assistance with completing work on the Comprehensive Land Use Plan for the Town of Horicon. Cost of consulting work is \$14,000.00.

*Olson-Aye, Higgins-Aye, Dooris-Aye, Hill-Aye, Bentley-Aye*

**RESOLUTION NO. 34 OF 2010**

Messrs. Olson and Hill introduced Res. No. 34 and moved its adoption:

**RESOLUTION TO AUTHORIZE DISPOSAL OF SURPLUS ROLLFILM CARRIER 40**

RESOLVED, that the Town Board does hereby declare the Rollfilm Carrier 40 (microfiche machine) being stored at the Community Center as surplus equipment as it is obsolete, BE IT FURTHER

RESOLVED, that the Rollfilm Carrier 40 may now be disposed of.

*Dooris-Aye, Olson-Aye, Higgins-Aye, Hill-Aye, Bentley-Aye*

**RESOLUTION NO. 35 OF 2010**

Messrs. Olson and Hill introduced Res. No. 35 and moved its adoption:

**RESOLUTION TO AUTHORIZE ATTENDANCE AT NEW YORK STATE TOWN CLERKS ASSOCIATION ANNUAL CONFERENCE**

RESOLVED, that the Town Board does hereby authorize Krista Wood, Town Clerk, to attend the NYSTCA Annual Conference in Saratoga Springs from April 25<sup>th</sup> through the 28<sup>th</sup>. The cost is \$220.00 plus reimbursement for travel expenses.

*Olson-Aye, Hill-Aye, Dooris-Aye, Higgins-Aye, Bentley-Aye*

**RESOLUTION NO. 36 OF 2010**

Messrs. Higgins and Hill introduced Res. No. 36 and moved its adoption:

**RESOLUTION TO AUTHORIZE POSTING OF ROADS**

RESOLVED, that the Town Board does hereby authorize the Highway Superintendent to advertise and post the Town Roads for spring conditions when warranted.

*Higgins-Aye, Hill-Aye, Dooris-Aye, Olson-Aye Bentley-Aye*

**RESOLUTION NO. 37 OF 2010**

Messrs. Higgins and Hill introduced Res. No. 37 and moved its adoption:

**RESOLUTION TO ADVERTISE FOR SAND BIDS**

RESOLVED, that the Town Board does hereby authorize the Town Clerk to solicit, by legal advertisement, bids for highway sand. Bids are to be opened at 10:00 AM on Thursday, March 18<sup>th</sup>, 2010.

*Higgins-Aye, Hill-Aye, Dooris-Aye, Olson-Aye, Bentley-Aye*

The Board had agreed to advertise for a Deputy Zoning Officer at the January 21, 2010 meeting, however, being that the salary for the position was not discussed it was brought before the Board again for a decision on the salary. Councilman Dooris once again voiced his objection to advertising for a Deputy ZO stating it was not worth the money to run the ad. The other Board Members agreed that the position was necessary and would be advertised. Councilman Higgins reminded the Board that the past salary of \$15.00 per hour was too low for a part-time position. Councilman Olson suggested the salary be commensurate with experience and a range could be established. Mr. Olson suggested a range of \$20 to \$25 per hour. Messrs. Higgins and Olson thought \$25.00 per hour worked would be fair, while Councilman Hill felt the position should be filled at a salary of \$20.00 per hour worked. The following Resolution was made.

**RESOLUTION NO. 38 OF 2010**

Messrs. Olson and Higgins introduced Res. No. 38 and moved its adoption:

**RESOLUTION TO ADVERTISE FOR DEPUTY ZONING OFFICER**

RESOLVED, that the Horicon Town Board authorizes the Town Clerk to advertise for the position of Deputy Zoning Officer. The salary will be set at \$25.00 per hour worked plus mileage.

*Olson-Aye, Higgins-Aye, Dooris-Nay, Hill-Nay, Bentley-Aye*

**RESOLUTION NO. 39 OF 2010**

Messrs. Dooris and Hill introduced Res. No. 30 and moved its adoption:

**BUDGET AMENDMENT**

**RESOLUTION AUTHORIZING THE PURCHASE OF A  
DUMP BOX FOR THE HIGHWAY DEPARTMENT**

RESOLVED, that after seeking price quotes for a Dump Box for the Highway Department the Town Board does hereby authorize the purchase of a Dump Box from T&T Body King, Inc. for a price of \$38,120.00. BE IT FURTHER, RESOLVED, that the Board authorizes the increase of Appropriated Fund Balance D599 by \$33,120.00 and an increase in Appropriations Code D960 in the amount of \$33,120.00. Thereby increasing the balance in Machinery Equipment Code D5130.2 from \$5,000.00 to \$38,120.00. WHEREAS, BE IT FURTHER RESOLVED, that the Board authorizes the funds to pay for the Dump Box be taken from Machinery Equipment Code D5130.2.

*Dooris-Aye, Hill-Aye, Higgins-Aye, Olson-Aye, Bentley-Aye*

**Communications:**

Dan Smith RE: Request to add Horicon Birches as Pre-Existing Sub-Division  
David Buckley RE: Positive Determination on landowner rights

**Action on Communications:**

*Dan Smith/Horicon Birches:* Supervisor Bentley confirmed that Horicon Birches does not appear on the list of Pre-existing Subdivisions. Councilman Olson, to the best of his recollection, thought that at the time the APA had left it off the list and the Town Board felt it should have been included. The Board had decided that it would be left as is and if something came up it would be handled at that time. The change to the Zoning Ordinance will need to be amended by Local Law.

**RESOLUTION NO. 40 OF 2010**

Messrs. Olson and Dooris introduced Res. No 40 and moved its adoption:

**RESOLUTION TO SET PUBLIC HEARING TO AMEND ZONING  
ORDINANCE SECTION 14.10 PRE-EXISTING LOTS AND SUBDIVISIONS,  
APPENDIX E**

RESOLVED, that the Town Board does hereby set a Public Hearing at 7:00P PM on Thursday, March 18, 2010 for the purpose of amending Zoning Ordinance Section 14.10, Pre-Existing Lots and Subdivisions, Appendix E, to include Horicon Birches as a Pre-Existing Subdivision.

*Olson-Aye, Dooris-Aye, Higgins-Aye, Hill-Aye, Bentley-Aye*

*David Buckley:* The Board is unable to make a positive determination at this time in regards to Mr. Buckley's request that Grasshopper Hill Road be totally abandoned. More information is sought in order to make the requested determination. A letter will be sent to Mr. Buckley requesting he provide the Board with a survey map as well as a list of the surrounding property owners that may be affected. Councilman Olson noted that this request for information is in no way a commitment from the Board simply a request for information in their deliberation of the matter. This issue will be re-visited once the Board receives the necessary documentation for review.

***Old Business:***

*Memorial Plaque for Jeremiah Monroe:* The Board passed the following Resolution:

**RESOLUTION NO. 41 OF 2010**

Messrs. Dooris and Olson introduced Res. No. 41 and moved its adoption:

**RESOLUTION TO APPROVE MEMORIAL PLAQUE FOR JEREMIAH MONROE**

RESOLVED, that the Town Board does hereby approve the design for a memorial plaque honoring PFC. Jeremiah Monroe submitted by Clifford Gates. BE IT FURTHER

RESOLVED, that the Town Board authorizes payment in the amount of \$575.00 to Clifford Gates to cover the cost of the plaque as well as installation of the plaque at Veterans Memorial Park in Adirondack.

*Dooris-Aye, Olson-Aye, Higgins-Aye, Hill-Aye, Bentley-Aye*

*Request to abandon section of Pumpkin Hollow Road:* The Board discussed the fact that there did not appear to be any other landowners that would be affected in a negative manner if the section of Pumpkin Hollow Road that that lies approximately halfway between Dorset Rd. and Beaver Pond Rd. were totally abandoned. If this section of the road is to be closed there will need to be turnarounds provided and maintained by the landowner at each end. Councilman Higgins noted that the other landowners would need to be given the opportunity to voice any possible concerns.

**RESOLUTION NO. 42 OF 2010**

Messrs. Higgins and Hill introduced Red. No. 42 and moved its adoption:

**RESOLUTION TO SET PUBLIC HEARING ON THE PROPOSED CLOSURE OF THE CENTER SECTION OF PUMPKIN HOLLOW RD.**

RESOLVED, that the Town Board does hereby schedule a Public Hearing Thursday, March 18, 2010 at 7:00 PM for the proposed closure of a section of Pumpkin Hollow Rd. so that all interested persons may be heard. The proposed closure pertains to an approximately 899.53' section of Pumpkin Hollow Rd. beginning, on the northern end of the road, at the corner of Lands of Abraham Gadjó and Blake Gadjó (formerly Lands of Walter H. Wood), shown on the survey map as Lot No. 1 and extending to the southernmost corner of these Lands shown on the survey map as Lot No. 2. There will be turnarounds provided at each end for public use.

*North Warren Emergency Squad:* The Proposed 2010 contract has been amended with the changes discussed at the meeting of January 21<sup>st</sup>. Councilman Hill noted that the Board had discussed and agreed that the changes would be sufficient but it has become apparent that the issue here is not the contract. Councilman Dooris agreed and stated the problem was the organizational set up of the corporation, which has yet to be corrected as required. As an example, Mr. Dooris pointed out the changes that were to have been made to the Squad's Board of Directors which was the requirement that all paid members be removed from the Board. The paid members have been removed, however, the new members of the Squad's Board, although not paid, have a vested interest in the Squad. It has been brought to the Town Boards attention that the new Board will consist of the Squad's Vice-President, the Squad's Acting Captain, as well as two individuals that have paid contractual ties to the Squad. Councilman Hill reiterated his belief that there should be one Town Board member each from Horicon and Chestertown on the Squad's Board of Directors. It was also noted that while other Squads in the County have reduced their requests for funding due in part to the increase of volunteer participation in lieu of paid members, the NW Emergency Squad is turning away volunteers. Councilman Dooris recommended the Board ask the Attorney General's Office to resume their investigation into the NWEMS. Councilman Olson and Higgins suggested the Board wait to take any type of action until such time they can confer with the Town of Chester to see where they stand on this matter. Mr. Olson pointed out that any discussions with the Squad would carry more weight if Horicon and Chestertown stand together. Councilman Dooris suggested a joint meeting of the Town Boards of Chester and Horicon to which all agreed. Mr. Higgins suggested that Mr. White also be included in the meeting. The Board feels it is necessary to resolve these issues as soon as possible.

#### **RESOLUTION NO. 43 OF 2010**

Messrs. Dooris and Hill introduced Res. No. 43 and moved its adoption:

#### **RESOLUTION TO RESCIND RES. NO 30 OF 2010 WHICH AUTHORIZED SUPERVISOR BENTLEY TO SIGN THE AMENDED 2010 NWEMS CONTRACT**

RESOLVED, that the Horicon Town Board does hereby rescind Resolution No. 30 of 2010 which gave Supervisor Ralph Bentley authorization to sign the 2010 North Warren Emergency Squad contract as amended.

*Dooris-Aye, Hill-Aye, Higgins-Aye, Olson-Aye, Bentley-Aye*

#### **RESOLUTION NO. 44 OF 2010**

Messrs. Dooris and Hill introduced Res. No. 44 and moved its adoption:

#### **RESOLUTION AUTHORIZING SUPERVISOR BENTLEY TO ASK ATTORNEY GENERAL TO CONTINUE INVESTIGATION INTO NWEMS**

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize Supervisor Ralph Bentley to contact Attorney General Michaels and request that

the Attorney General's office resume their investigation into the North Warren Emergency Squad at this time.

*Dooris-Aye, Hill-Aye, Higgins-Nay, Olson-Nay, Bentley-Aye*

**Milfoil:** Councilman Hill wants to set a meeting with Supervisor Bentley, Harry Balz, Joe Koch, and Bill McGhie to discuss the monies coming in for the Milfoil program. The purpose of the meeting is to establish that the monies are being disbursed equally amongst the upper and lower sections of Schroon Lake. Members of the East Shore Association spoke of the issues they have getting information from Cathy Mosher and Steve LaMere as to where the monies are to be spent. Supervisor Bentley stated that he understands the issue to be the lack of communication and accountability with those individuals and will therefore talk with Cathy Mosher to see that this is resolved and that information passes more freely.

**Pavilion:** Councilman Hill inquired as to how soon the Board can expect completion of the Pavilion. Councilman Olson states there are some additional bolts needed as well as the siding. Mr. Olson will get the bolts and states that a letter of request needs to be sent to Lincoln Logs regarding the siding. Councilman Olson will follow up.

**Privilege of the Floor:**

Harry Balz spoke on the Veterans Memorial Park in Adirondack. He has secured two more donations to be used towards additions to the Park for lights, benches, etc. Mr. Balz also suggested, once again, that the Town consider making English the official language of the Town of Horicon.

**Adjourn...**

There being no further business to attend to the meeting was adjourned at 8:15 PM by MOTION of Messrs. Hill and Dooris, all ayes.

Respectfully Submitted:

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Town Clerk