

JANUARY 8, 2009.... ORGANIZATION MEETING & COMPREHENSIVE PLAN

Present at meeting	Ralph Bentley	Supervisor
	Frank Hill	Councilman
	Kenneth Higgins	Councilman
	Robert Olson	Councilman
	Joseph Dooris	Councilman
Gary McMeekin	Zoning Officer	
Arlene Mayer	Town Clerk	

Also: Harry Balz, Bill Bruce, Dennis Doyle, Professor Richard Lamb, Steven Smith, Alicia Dooris, Gary Frenz, Make Raymond, Herta & Harvey Leidy, Brandon Himoff, Matt Wood.

Supervisor Bentley opened the Organization Meeting and welcomed guests. The first order of business is the swearing in of newly elected Councilman Joseph Dooris. The Town Clerk administered the Oath of Office.

The Resolutions to organize the Town were then introduced. Messrs. Dooris and Olson introduced Resolutions 1-8 and moved their adoption:

RESOLUTION NO. 1

RESOLUTION DESIGNATING COMMITTEES FOR 2009

RESOLVED, that Supervisor Ralph Bentley does hereby appoint the following Committees for 2009, first name being the Chairman:

RECYCLING & TRANSFER STATION	OLSON & Hill
FINANCE, INSURANCE, PERSONNEL, ELECTIONS & LEGISLATIVE	DOORIS & Hill
FACILITIES, GROUNDS, PUBLICITY, BEAUTIFICATION, CABLE	HILL & Higgins
HIGHWAY, TRAFFIC SAFETY, STREET LIGHTS, LAKE AFFAIRS, DAM	HILL & Higgins
FIRE & AMBULANCE CEMETERY & LIBRARY	HIGGINS & Olson OLSON & Dooris
RECREATION (YOUTH & SENIORS), HEALTH, INSECT CONTROL	DOORIS & Higgins
PLANNING, COMMUNITY DEVELOPMENT, ZONING, REAL PROPERTY ASSESSMENT, DATA PROCESSING	HIGGINS & Dooris
MILFOIL COMMITTEE (SCHROON LAKE)	HILL, H. BALZ, J. KOCH
MILFOIL COMMITTEE (BRANT LAKE)	OLSON, D. PATON, W. SCIDMORE, G. McMEEKIN
STARBUCKVILLE COMMITTEE	HILL, HIGGINS, J. KOCH

RESOLUTION NO. 2 OF 2009

RESOLUTION DESIGNATING SALARIES FOR 2009

RESOLVED, that effective January 1, 2009 the following shall be the salary and compensation for the Town of Horicon:

Supervisor	Ralph Bentley	\$22,600.00
Budget Officer	Ralph Bentley	\$ 2,500.00
Town Clerk	Arlene Mayer	\$30,470.00
Town Council	Frank Hill	\$ 4,806.00
	Kenneth Higgins	\$ 4,806.00

	Robert Olson	\$ 4,806.00
	Joseph Dooris	\$ 4,806.00
Town Justice	James Murphy	\$11,387.00
Hwy. Supt.	Paul Smith	\$44,600.00
Sole Assessor	Paul Maniacek	\$27,500.00
Tax Collector	Eleanor Higgins	\$ 7,340.00
Library Clerk	Linda Hoyt	\$11,826.00
Dog Control	Darian Granger	\$ 4,050.00
Historian	Colleen Murtagh	\$ 1,500.00
Chairman ZBA & Planning Boards		\$ 750.00
Health Officer	Gary Scidmore	\$ 750.00
Zoning Officer	Gary McMeekin	\$16,628.00
Landfill Supt.	Robert Hayes	\$28,990.00

Hourly Wages:

Hwy. Mechanic	\$17.90	Lifeguard	\$11.00
Hwy. MEO	\$15.33-\$17.33	Pl. Bd. & ZBA Mts.	\$20.00
Sec. Book.	\$13.95	Data Collector	\$13.00
Justice Clerk	\$11.74	Assess. Assist.	\$13.40
Library Sub.	\$10.19	Zoning Sec.	\$13.40
Cleaning Cust.	\$12.00	Museum Sec.	\$10.70
Landfill Helper	\$10.45	Beautification	\$14.64
Cemetery Cust.	\$16.33-\$17.33		
Board of Review	\$260.00		

RESOLUTION NO. 3 OF 2009

RESOLUTION DESIGNATING OFFICIAL BANKS

RESOLVED, that the following are designated to be the official banks to deposit the Town of Horicon's monies during 2009:

TD Banknorth
Glens Falls National Bank

RESOLUTION NO. 4 OF 2009

RESOLUTION DESIGNATING OFFICIAL NEWSPAPERS

RESOLVED, that the official newspapers for advertising in 2009 shall be the Adirondack Journal, BE IT FURTHER

RESOLVED, that the Glens Falls Post Star shall also be used for advertising in any situation that requires a time frame that can only be met with a daily newspaper.

RESOLUTION NO. 5 OF 2009

RESOLUTION DESIGNATING MILEAGE ALLOWANCE

RESOLVED, that Town Officials be compensated at 55 cents per mile for use of their vehicles in the performance of their official duties in 2009. This mileage rate follows the IRS standard mileage.

RESOLUTION NO. 6 OF 2009

RESOLUTION SETTING DATE OF MONTHLY MEETINGS

RESOLVED, that the Town Board of the Town of Horicon shall hold its monthly meeting on the third Thursday of each month at 7:00 PM at the Horicon Community Center.

RESOLUTION NO. 7 OF 2009

RESOLUTION AUTHORIZING SUPERVISOR TO SEND REPORT

RESOLVED, that the Supervisor shall submit to the Town Clerk and to the State Comptroller a copy of the Annual Report for 2008, within 60 days after the close of the year.

RESOLUTION NO. 8 OF 2009

RESOLUTION TO RE-APPOINT TOWN HISTORIAN

RESOLVED, that Colleen Murtagh be re-appointed to serve as Town Historian for 2009 at a salary of \$1,500.00, BE IT FURTHER

RESOLVED, that the Historian shall submit an activity report along with her voucher for payment in June and December, and a yearly activity report to the County Historian.

RESOLUTION NO. 9 OF 2009

Messrs. Higgins & Dooris introduced Res. 9 and moved its adoption:

RESOLUTION TO RE-APPOINT ZONING OFFICER

RESOLVED, that the Town Board does hereby re-appoint Gary McMeekin to serve as Zoning Officer for the Town of Horicon for the annual salary of \$16,628.00.

Hill-aye, Higgins-aye, Olson-ABSTAIN, Dooris-aye, Bentley-aye

Messrs. Dooris & Olson introduced Resolutions 10-23 and moved their adoption:

RESOLUTION NO. 10 OF 2009

RESOLUTION AUTHORIZING HIGHWAY SUPERINTENDENT TO EXPEND AMOUNTS UNDER \$1,000.00

RESOLVED, that the Highway Superintendent be authorized to expend under \$1,000.00, per item, for repairs. Any other expenditures shall be reviewed by the Highway Committee.

RESOLUTION NO. 11 OF 2009

RESOLUTION TO RE-APPOINT DOG CONTROL OFFICER

RESOLVED, that the Town Board does hereby re-appoint Darian Granger to serve as Dog Control Officer for the Town of Horicon. Annual salary is \$4,050.00.

RESOLUTION NO. 12 OF 2009

RESOLUTION AUTHORIZING SUPERVISOR TO PURCHASE CERTIFICATE OF DEPOSITS WITH SURPLUS MONEY

RESOLVED, that the Supervisor is hereby authorized to place surplus monies in legal deposits, at the highest available interest for the Town of Horicon.

RESOLUTION NO. 13 OF 2009

RESOLUTION RE-APPOINTING TOWN COUNSELOR

RESOLVED, that Mark Schachner, Esq. is hereby re-appointed as Town Counsel for the Town of Horicon. Counselor Schachner shall be compensated on an hourly basis of \$125.00.

RESOLUTION NO. 14 OF 2009

RESOLUTION TO ADOPT PROCUREMENT POLICY AND PROCEDURES PURSUANT TO S104B OF THE GENERAL MUNICIPAL LAW

WHEREAS, the Town of Horicon adopted a Procurement Policy in Resolution 32 of 1992, AND

WHEREAS, this policy needs to be reviewed and adopted each year, NOW, THEREFORE BE IT

RESOLVED, that the Town Board hereby adopts the Procurement Policy and Procedures Pursuant to S104B of the General Municipal Law.

RESOLUTION NO. 15 OF 2009

RESOLUTION TO ADOPT INVESTMENT POLICY FOR TOWN

WHEREAS, the Town of Horicon adopted an Investment Policy in January, 1988, AND

WHEREAS, this policy is reviewed and adopted each year, NOW, THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Horicon, hereby adopts the Investment Policy enacted in Resolution 21 of 1988. Banks used by the Town of Horicon are named in Resolution 3 at every Organization Meeting.

RESOLUTION NO. 16 OF 2009

RESOLUTION APPOINTING PLANNING BOARD & ZBA CHAIRMANS

RESOLVED, that the Town Board does hereby re-appoint Priscilla Remington as Chairman of the Zoning Board of Appeals for a one year term, expiring December 31, 2009. Annual salary is \$750.00, BE IT FURTHER

RESOLVED, that the Town Board does hereby re-appoint Bradley Bruce as Chairman of the Planning Board for a one year term expiring on December 31, 2009 at an annual salary of \$750.00.

RESOLUTION NO. 17 OF 2009

RESOLUTION RE-APPOINTING SUPERVISOR'S SECRETARY

RESOLVED, that Supervisor Bentley does hereby re-appoint, with Town Board approval, Dawn Higgins as Secretary to the Supervisor at an hourly wage of \$13.95 per hour for a 40 hour week.

RESOLUTION NO. 18 OF 2009

RESOLUTION APPOINTING DEPUTY SUPERVISOR

RESOLVED, that Supervisor Bentley does hereby appoint Councilman Frank Hill to serve as Deputy Supervisor for the Town of Horicon for the year 2009.

RESOLUTION NO. 19 OF 2009

RESOLUTION RE-APPOINTING ZBA MEMBER

RESOLVED, that the Town Board does hereby re-appoint Priscilla Remington to serve another term on the Horicon Zoning Board of Appeals. Term to expire on December 31, 2013.

RESOLUTION NO. 20 OF 2009

RESOLUTION TO RE-APPOINT PLANNING BOARD MEMBER

RESOLVED, that the Town Board does hereby appoint Harry Balz to a new term on the Horicon Planning Board. Term to expire on December 31, 2013.

RESOLUTION NO. 21 OF 2009

RESOLUTION ESTABLISHING BONDING FOR TOWN OF HORICON EMPLOYEES FOR THE YEAR 2009

WHEREAS, under Sec. 25 of Town Law, the Town Board is required to set the amounts of a Blanket Bond for Town Officers & Employees by Resolution, AND

WHEREAS, the Town of Horicon is insured for bonding of all its employees, NOW, THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Horicon establishes the following limits of insurance:

Public Employee dishonestly bond-per employee	\$10,000.00
Additional indemnity-specified positions	
Town Supervisor	\$30,000.00
Deputy Supervisor	\$30,000.00
Town Clerk	\$30,000.00
Tax Collector	\$310,000.00

Public Officials Liability Policy: Provides coverage for "errors or omissions" for which public officials are found liable:

Each Claim Limit	\$1,000,000.00
Annual Aggregate	\$1,000,000.00

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Horicon is hereby instructed to file a copy of this Resolution with the Warren County Clerk

RESOLUTION NO. 22 OF 2009

RESOLUTION IN OPPOSITION TO AMENDING SECTION 544 OF THE REAL PROPERTY TAX LAW

WHEREAS, the State Legislature created the Adirondack Forest Preserve in 1886 to conserve ecologically and recreationally significant tracts of land for watershed protection and ultimately the benefit of all New Yorkers, and in creating said Preserve, legally obligated the State of New York to pay full local property taxes, "as though privately held", on all Forest Preserve lands, AND

WHEREAS, the legitimacy of the State's tax payments on the Forest Preserve was upheld by the NYS Supreme Court's Appellate Division earlier this year, in the case of *Dillenburg vs. NYS*, in which the outcome in that case gave all Adirondack and Catskill communities assurance that state land taxes on the Forest Preserve were neither arbitrary nor capricious and that these taxes are based on the State's legitimate powers granted to the State Legislature to waive its sovereign immunity from taxation in specified places such as the New York State Forest Preserve, AND

WHEREAS, while we all understand the economic difficulties that the State is facing, the Adirondack Association of Towns and Villages is appalled by the idea that the Division of Budget would confuse their obligation to pay *ad valorem* property taxes with state aid

to local communities by proposing a cap on state property tax payments on Forest Preserve lands to Adirondack towns, counties and school districts, when it would be far more constructive for state government to work cooperatively with local governments and school districts to reduce state mandates and help reduce property taxes for everyone, AND

WHEREAS, the proposed tax cap would set a dangerous precedent by creating two separate *ad valorem* tax rates, one for the State and another for private property owners, and by doing so would shift the State's financial responsibility unequally to local taxpayers, hitting hardest those towns and districts with the fewest residents and the greatest amount of state land, which is often 60 to 70 percent of their property tax base, NOW, THEREFORE BE IT

RESOLVED, that the Adirondack Association of Towns and Villages, which views the payment of taxes on Forest Preserve lands as a permanent, essential and inviolate commitment from the people of New York State, who benefit so greatly from the Preserve, is hereby adamantly opposed to any plan that shifts State spending by amending Section 544 of the Real Property Tax Law by adding a new subdivision 3, which in effect, would cap the State of New York's legal obligation to pay full local property taxes, "*as though privately held*", on all Forest Preserve lands, AND BE IT FURTHER

RESOLVED, the Adirondack Association of Towns and Villages respectfully requests the Governor to eliminate this injurious proposal to cap property taxes on the Forest Preserve and rescind the amendment to Section 544 of the Real Property Tax Law, paragraph 3, within the thirty day amendment period of his proposed executive budget and thus provide for the economic survival of our small rural communities which depend on his leadership to dispense "*shared sacrifice*" equitably, AND BE IT FURTHER

RESOLVED, that a certified copy of this resolution with the total support of the Town of Horicon be forwarded to the Honorable Governor David Paterson and Adirondack legislators: Honorable Senator Elizabeth Little, Honorable Hugh Farley, Honorable Joseph Griggo, Honorable James Seward, Honorable Assemblywoman Teresa Sayward, Honorable Marc Butler, Honorable Tony Jordan, Honorable Janet Duprey, Honorable Dede Scozzafava and Honorable David Townsend.

RESOLUTION NO. 23 OF 2009
RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO \$82,000 SERIAL BONDS OF THE TOWN OF HORICON TO PAY A PORTION OF THE COST OF A NEW PLOW TRUCK; AND AUTHORIZING THE ISSUANCE OF UP TO \$82,000 BOND ANTICIPATION NOTES OF THE TOWN OF HORICON FOR THE SAME PURPOSE

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWN BOARD OF THE TOWN OF HORICON, WARREN COUNTY, NEW YORK, AS FOLLOWS:

(following is a summary of Bond Resolution, full copy attached)

The specific object or purpose for which the obligations authorized by the Bond Resolution are to be issued is the acquisition of a 2009 Sterling LT 9500 Truck Chassis with Tenco plow package and extended warranty, including related preliminary and incidental costs (the "Project"). The maximum estimated cost of the Project is \$170,865. For the purpose of paying the cost of the Project, the Bond Resolution authorized the issuance of serial bonds and/or bond anticipation notes, including renewals of the bond anticipation notes, of the Town up to a maximum amount of \$82,000. The plan for financing the maximum estimated cost of the Project is as follows: (a) the issuance of up to \$82,000 serial bonds or bond anticipation notes of the Town and (b) the use of \$88,865 of general Town funds. The period of probable usefulness of the Project is fifteen (15) years, pursuant to Section 11 (a)(28) of the Local Finance Law. The maximum maturity of these obligations will not exceed the Project's 15-year period of probable usefulness. A tax sufficient to pay the principal of and interest on these obligations as they become due and payable will be levied annually on all the taxable real property of the Town.

Res. 10-23 Hill-aye, Higgins-aye, Olson-aye, Dooris-aye, Bentley-aye

RESOLUTION NO. 24 OF 2009

Messrs. Hill & Olson introduced Res. 24 and moved its adoption:

RESOLUTION TO APPOINT NEW PLANNING BOARD MEMBER

RESOLVED, that the Town Board does hereby appoint Michael Raymond to fill the vacancy on the Planning Board. Mr. Raymond will fill the remainder of the term vacated by Joseph Dooris. Term to expire on December 31, 2010.

Hill-aye, Higgins-aye, Olson-aye, Dooris-aye, Bentley-aye

COMPREHENSIVE PLAN PRESENTATION-

Planning Board Chairman Bill Bruce opened the presentation and introduced Dr. Richard Lamb.

Dr. Lamb explained the preparation of the Comprehensive Plan Parts 1, 2 and 3. There followed a slide presentation accompanied by members of the Committees speaking about their various special areas. Those speaking, along with Dr. Lamb, included: Bill Bruce, Dennis Doyle, Steven Smith, Harvey Leidy and Brandon Himoff.

After the presentation Councilman Dooris asked the Committee to give the Board a list of what regulations they are thinking of changing before going any further. Councilman Dooris added that the Board will need time to closely review the Draft before any feedback can be given as he does not want to see any "rush to judgment". Mr. Doyle said the Board should also be familiar with the survey data when they review. Councilman Olson said that the Board Members years of experience sitting on the Town Board may not always agree with some aspects of survey.

The Town Board thanked Dr. Lamb and the members of the Master Plan Committees for their presentations and all their work on the Report.

The meeting was adjourned at 8:45 PM by MOTION of Messrs. Hill & Olson, all ayes.

Respectfully submitted:

Town Clerk