

**MARCH 20, 2008**      **OPEN SAND BID & TOWN BOARD MEETING**

Present at meeting:      Ralph Bentley      Supervisor  
                                 Frank Hill      Councilman  
                                 Kenneth Higgins      Councilman  
                                 Robert Olson      Councilman  
                                 Shirley Hayes      Councilwoman-Absent

Mark Schachner      Town Attorney  
Paul Smith      Highway Superintendent  
Arlene Mayer      Town Clerk

Also: Ken & Sue Dott, Matt Simpson, Tom Johansen, Mr. & Mrs. Jay Close, Gary Johnson, Harry Balz, Joe Dooris, Sandy Smith.

Supervisor Bentley opened the meeting and welcomed guests.

Approval of Minutes- The minutes of February 21<sup>st</sup> were approved by MOTION of Messrs. Hill & Olson, all ayes.

Reports- Supervisor, Town Clerk, Justice, Assessor, Highway Garage

Highway Supervisor’s Report- HS Smith reported that his men have “worked their tails off” all through this very hard winter. “The guys are all very tired, but come in with a smile on their faces and I am very proud of the work they have done”. The Board agreed that it’s been a very bad winter and the highway department and Paul have done a great job under trying circumstances.

Approval of March Abstracts-

**RESOLUTION NO. 43 OF 2008**

Messrs. Olson & Hill introduced Res. 43 and moved its adoption:

**RESOLUTION TO APPROVE MARCH ABSTRACTS**

RESOLVED, that the Town Board does hereby authorize the bookkeeper to pay the March Abstracts:

Highway Vouchers # 54-82	\$39,537.88
General Vouchers # 72-102	\$36,198.91
General Abstracts 6 & 7	\$16,295.62
Highway Abstracts 6 & 7	\$14,847.36

Hill-aye, Higgins-aye, Olson-aye, Hayes-absent, Bentley-aye

Open Sand Bid- One bid was received by the Town Board. Bid from Gilma Enterprises of Chestertown was for \$1.50 per yard.

Communications-

Time Warner      RE: Franchise Agreement Funds  
Time Warner      RE: Program Changes  
Adirondack Park Agency      RE: Section 14.10 Amendment  
Kerri Whelan      RE: Swimming lessons  
Ruth Assman      RE: Resignation from Planning Board  
NYS Dept. of Health      RE: Mill Pond Beach

Old Business-

Beautification/floater position-Will discuss in executive session at end of meeting.

Old Town Hall Property- Supervisor Bentley reported that the Board has a meeting with Mr. Palermo regarding his possible gifting of a piece of the property for a beach or park. The meeting is scheduled for Friday, April 4<sup>th</sup> at 3:00 PM and will be an advertised public meeting.

New Business-

Possible sale of piece of Town’s property in Adirondack. The Town has been approached about selling property on Beaver Pond Road located across from the Adirondack General Store and also across from Gary Johnson’s property. Mr. & Mrs. Close, owners of the General Store would like to use the parking to add to the limited parking they have for store. Mr. Johnson would like the piece of property so he could have a well drilled to supply water for his camp across the road. Mr. Johnson does not have the space to put a well on his currently owned property. Counselor Schachner said the Deed would have to be checked to make sure there are no restrictions as to use. If not restricted, and the land has no use to the Town, it can be put up for sale subject to permissive referendum. If property is sold it can be merged with the current lots owned by Mr. & Mrs. Close and Mr. Johnson.

Supervisor Bentley asked Counselor Schachner if he would check the Deed for restrictions.

The land was originally given to the Town by Gary Carstens as part of the park property tied in with Adirondack Lodges.

Old Roller at Highway- HS Smith said the old roller is a piece of junk and asked what the Board wanted to do with it. Mr. Smith said a junk dealer offered to buy the metal at \$120.00 a ton. The Board introduced the following Resolution:

**RESOLUTION NO. 44 OF 2008**

Messrs. Hill & Higgins introduced Res. 44 and moved its adoption:

**RESOLUTION TO DECLARE ROLLER SURPLUS**

RESOLVED, that the Town Board does hereby declare the old highway roller surplus and authorizes its sale for the highest price offered.

Hill-aye, Higgins-aye, Olson-aye, Hayes-absent, Bentley-aye

Resolutions:

**RESOLUTION NO. 45 OF 2008**

Messrs. Higgins & Hill introduced Res. 45 and moved its adoption:

**RESOLUTION TO AWARD SAND BID**

RESOLVED, that the Town Board does hereby award the sand bid to Gilma Enterprises of Chestertown for the price of \$1.50 per yard.

Hill-aye, Higgins-aye, Olson-aye, Hayes-absent, Bentley-aye

**RESOLUTION NO. 46 OF 2008**

Messrs. Higgins & Olson introduced Res. 46 and moved its adoption:

**RESOLUTION TO AUTHORIZE ADVERTISING FOR LIFEGUARDS**

RESOLVED, that the Clerk is hereby authorized to advertise for lifeguards for the coming summer season.

Ayes: 4 Nays: 0 Absent: Councilwoman Hayes

**RESOLUTION NO. 47 OF 2008**

Messrs. Higgins & Olson introduced Res. 47 and moved its adoption:

**RESOLUTION TO ADVERTISE FOR PLANNING BOARD MEMBER**

RESOLVED, that the Clerk be authorized to advertise for a new member for the Planning Board due to the resignation of Ruth Ann Assman.

Ayes: 4 Nays: 0 Absent: Councilwoman Hayes

**RESOLUTION NO. 48 OF 2008**

Messrs. Higgins & Olson introduced Res. 48 and moved its adoption:

**RESOLUTION TO ADOPT REVISED WORDING FOR ZONING SECTION 14.10**

WHEREAS, the Horicon Town Board held a second public hearing on February 21, 2008 to adopt the proposed text regarding Section 14.10 after making APA suggested changes to the original wording, NOW, THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Horicon does hereby adopt the following amendment, which is the last paragraph of Section 14.10 Pre-Existing Lots and Subdivisions, and which has been approved in this final wording by the Adirondack Park Agency Resolution 2008-1 "Amendments To The Town of Horicon Local Land Use Program".

"Subdivisions that qualify as "pre-existing subdivisions" under this Local Law are listed in Appendix E. Any additions to the list in Appendix E will be added in accordance with this Local Law, Section 18- Amendments"

BE IT FURTHER

RESOLVED, that a copy of this Resolution is hereby submitted to Brian Grisi at the Adirondack Park Agency in completion of this zoning change.

Hill-aye, Higgins-aye, Olson-aye, Hayes-absent, Bentley-aye

Privilege of Floor-

Mr. Tom Johansen showed the Board and audience a larger version of the new Chamber of Commerce rack card for the area. Everyone agreed the card was very nice and thanked Mr. Johansen.

Executive Session- A MOTION was made at 7:35 PM by Messrs. Hill & Olson to go into Executive Session to discuss the Beautification/floater position/personnel, all ayes.

The Board returned to the regular meeting at 8:00 PM by MOTION of Messrs. Hill & Olson, all ayes.

Supervisor Bentley reported that the floater position and personnel had been discussed no decisions had been reached at this time.

This being all the business to attend to, the meeting was adjourned at 8:05 PM by MOTION of Messrs. Higgins & Olson, all ayes.

Respectfully submitted:

Town Clerk

**APRIL 4, 2008 3:00 PM SPECIAL TOWN BOARD MEETING**

Present at meeting:           Ralph Bentley           Supervisor  
                                      Frank Hill               Councilman  
                                      Ken Higgins             Councilman  
                                      Robert Olson           Councilman  
  Councilwoman Hayes has resigned.

Paul Smith                    Highway Superintendent

Arlene Mayer                Town Clerk

Also: John Palermo, Frank Doberman

Supervisor Bentley called the Special Meeting to order and then turned the floor over to Mr. Palermo. Mr. Palermo spoke regarding the original idea for his offer to donate 300' of waterfront for a new Town beach/picnic area. "Paul Carstensen brought it up to me originally and I then wrote to Supervisor Bentley in October with the offer and he called me to set up a meeting". Mr. Palermo added that he and Frank Doberman purchased the old town hall property, with added acreage, and "kicked around many ideas of what to do with it such as a store, restaurant, car dealership, housing, etc".

Councilman Olson spoke saying the current beach is "an accident waiting to happen". Councilman Olson added that the Town is in the process of developing a Mill Pond Business District through the Comprehensive Plan and this should help out with future projects.

Further discussion regarding old town hall building, development of property into "cluster development", developing recreational area and trails in back and use of pond for rental of paddleboats, canoes, kayaks, with access to Brant Lake.

Mr. Palermo said the Town needs more than just a grocery store. Mr. Doberman said there are many possibilities and options for development of this very unique spot and these need to be looked into carefully. The potential for residential use and tourist enhancement needs long range planning and possible public/private partnership. Councilman Olson said the next couple of months will probably produce a definition of the Mill Pond District and can provide vision for Mr. Palermo & Mr. Doberman as seen by the Town.

Supervisor Bentley said the sand and gravel from the pit property could be removed at no cost to the property owners and used by the Town. This would provide the Town with materials and also level the property.

A discussion followed regarding closing Market Street to thru traffic to make beach/picnic area safe for walkers. Supervisor Bentley said the County owns Market Street and would probably be glad to turn it over to Town. Councilman Higgins said this property would be an ideal place for all types of recreational areas. Mr. Doberman even mentioned an amphitheater for concerts.

It was agreed that this is just a preliminary meeting and much more planning and research are necessary. A lot of good ideas have been brought up and will be discussed further. The Board thanked Mr. Palermo and Mr. Doberman for the meeting.

Supervisor Bentley then turned the floor over to Highway Supervisor Smith who explained the need to put an order in for a new tandem truck for the highway. Mr. Smith said the truck is on County Contract for only a short time longer and will not come until next year. Supervisor Bentley reminded the Board that the Town has no outstanding bonds on equipment at this time. After discussion the following Resolution was introduced:

**RESOLUTION NO. 49 OF 2008**

Messrs. Higgins & Hill introduced Res. 49 and moved its adoption:

**RESOLUTION TO AUTHORIZE PURCHASE  
OF NEW STERLING TRUCK & EQUIPMENT**

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the purchase of a new Sterling LT9500 from Tracey Road Equipment of Albany, New York, BE IT FURTHER

RESOLVED, that said Sterling LT9500 chassis will have parts and equipment installed by Arrowhead Equipment as per Proposal #7837-2 of April 1, 2008 and will also be covered by Extended Warranty DC 995-1AH Sterling Level II Warranty as part of the package, AND BE IT FURTHER

RESOLVED, that the total purchase price of the truck, plow package and Warranty is \$170,865 and the truck will be delivered in January, 2009.

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

The next order of business is to discuss hiring for the Groundskeeper/wingman/floater position. The Board members reviewed the many applications received in response to advertising the job. After discussion the following Resolution was introduced:

**RESOLUTION NO. 50 OF 2008**

Messrs. Higgins & Olson introduced Res. 50 and moved its adoption:

**RESOLUTION TO HIRE GROUNDSKEEPER/FLOATER/WINGMAN**

RESOLVED, that after advertising & reviewing applications for the position of Groundskeeper/Floater/Wingman, the Town Board does hereby hire Gregory Hayes to the position at a salary of \$11.45 per hour while in the General Code and laborer's hourly wage when working in the Highway Code.

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

The Beautification (Groundskeeper) and Cemetery workers will share a vehicle and help out each other when necessary.

This being all the business to attend to, the meeting was adjourned at 4:25 PM by MOTION of Messrs. Olson & Higgins, all ayes.

Respectfully submitted:

Town Clerk