

REGULAR MEETING
BOLTON TOWN BOARD

April 4, 2017

Regular Meeting:

Supervisor: Ronald Conover
Councilman: Robert MacEwan
Councilman: Tim Coon
Councilmember: Cheryl Bolton
Councilmember: Susan Wilson
Town Clerk: Jodi Connally
Counsel: Michael Muller

Meeting Call to Order: 6:00 PM.

Pledge: Sue Wilson - Please remain standing for a moment of silence for Skip Lower.

Minutes:

- Approve the Minutes of the regular Town Board Meeting held March 7, 2017.

RESOLUTION #74

Councilmember Coon moved, seconded by Councilmember MacEwan to approve the minutes of the regular Town Board Meeting held March 7, 2017. All in Favor. Motion Carried.

Motion to convene as the Town of Bolton Board of Health.

RESOLUTION #75

Councilmember Wilson moved, seconded by Councilmember Coon to convene as the Town of Bolton Local Board of Health. All in Favor. Motion Carried.

Public Hearing regarding septic system replacement application at 57 Oak Place, Parcel ID# 185.15-1-32 to a closed system by Oak Place LLC. (a holding tank as set forth in Resolution 186 on September 1, 2009 requires Local Board of Health approval). A septic variance was granted by the Local Board of Health on December 6, 2016 under resolution #251. Additional information to be reviewed.

Atty. Marc Rehm represented Dennis Murphy and presented the following:

- He has reviewed the map and he believes that the dotted line demarks an alleged right-of-way although it does not necessarily say what it is.
- The right-of-way benefits Mr. Murphy's parcel.
- He believes all the information on the parcel needs to be considered again.

- They take the position that the location of the right-of-way isn't something that should be determined arbitrarily. Both parties need to agree with it or a court has to determine where it is.
- They also need to determine the distance the right-of-way is from the applicant's tanks.
- They believe that the application is incomplete and ask the Board to take a hard look at this application and see that it has enough information.

Atty. Alyson Phillips of Young & Summer presented the following:

- She submits that the existence or non-existence of a private right-of-way is a matter that must be resolved by either agreement by the parties or a court of law.
- This is not within the purview of the Town Board to establish the existence or non-existence of a private property rights.
- The law is very clear in New York, that if you meet the standards set forth in local law for granting that approval then the Board should act according to those standards.
- The issue of a claimed property right is separate and distinct from the review under the town's local code.
- They believe the Board made a proper decision in December to issue the permit because the applicant satisfied the conditions and requirements of the town's local law.
- A negative declaration under SEQRA was issued.
- The client has made revisions to the map to comply with the conditions of approval set forth in December.
- A line that was placed on the map demarks a line 20' from the boundary line, which is the extent of what was claimed by the person making comments at the previous public hearing.
- This clearly shows that there is not even an alleged right-of-way in the vicinity of the proposed holding tank.

Councilmember Wilson asked Atty. Muller what the Town's position is when there is no formal agreement of where the line exists. She stated the Zoning Administrator has stated that the placement of the holding tank is not within any encroachment or right-of-way.

Atty. Muller stated he agreed fundamentally with the applicant's counsel. She properly recited that it is not the authority, jurisdiction or job of the Local Board of Health to make a determination as to the existence of the right-of-way. They have accepted Mr. Murphy's proposition that there is a right-of-way just for the purposes of this application and have measured from that particular right-of-way and kept distant from the required setback, and there is no placement of the septic holding tank within the right-of-way nor within the alleged right-of-way accepting that it is true nor within the setback from the alleged right-of-way. If there was something remiss in the first hearing, it has now been refined by the applicant's drawing of the line and the Town accepts it as true.

Councilmember Wilson asked if they would need to amend the original resolution. Atty. Muller stated that they did. He stated that he had hoped that this would resolve the Article 78, but Mr. Murphy's position is that through the Article 78 he will establish the existence and whereabouts of his right-of-way. Atty. Muller stated he did not think that would be accepted by a court of law.

Supervisor Conover closed the Public Hearing.

- Resolution to amend Resolution #251, approved by this Local Board of Health on December 6, 2016, for a variance application from Oak Place, LLC. for a septic replacement at 57 Oak Place, Parcel ID #185.15-1-32 to include the following: "In accordance with the revised plot plan dated January 23, 2017, it is evident that the proposed holding tank is not located within the boundaries of any right-of-way claimed by an adjacent neighboring property and the same location does not impose any encroachment on the required setback from any right-of-way."

RESOLUTION #76

Councilmember Wilson moved, seconded by Councilmember Bolton to amend Resolution #251, approved by this Local Board of Health on December 6, 2016, for a variance application from Oak Place, LLC. for a septic replacement at 57 Oak Place, Parcel ID #185.15-1-32 to include the following: "In accordance with the revised plot plan dated January 23, 2017, it is evident that the proposed holding tank is not located within the boundaries of any right-of-way claimed by an adjacent neighboring property and the same location does not impose any encroachment on the required setback from any right-of-way." All in favor. Motion Carried.

Motion to Convene as the Bolton Sewer District

RESOLUTION #77

Councilmember MacEwan moved, seconded by Councilmember Coon to convene as the Bolton Sewer District. All in Favor. Motion Carried.

Supervisor Conover stated that they were adjusting this account to the correct quarterly rate for this charge and they would be doing the same for the water rate.

- Resolution authorizing Supervisor to make adjustment for Sewer Charge of \$528 to Thomas and Collen Schmitz account number 1023 for incorrect sewer rate charge.

RESOLUTION #78

Councilmember Bolton moved, seconded by Councilmember MacEwan to authorize the Supervisor to make adjustment for Sewer Charge of \$528 to Thomas and Collen Schmitz

account number 1023 for incorrect sewer rate. All in Favor. Motion Carried.

Motion to Convene as the Bolton Water District

RESOLUTION #79

Councilmember Bolton moved, seconded by Councilmember Wilson to convene as the Bolton Water District. All in Favor. Motion Carried.

- Resolution authorizing Supervisor to make adjustment for Water Charge of \$132 to Thomas and Collen Schmitz account number 1023 for incorrect water rate charge.

RESOLUTION #80

Councilmember Coon moved, seconded by Councilmember Bolton to authorize the Supervisor to make adjustment for Water Charge of \$132 to Thomas and Collen Schmitz account number 1023 for incorrect water rate charge. All in Favor. Motion Carried.

Reconvene as the Bolton Town Board

RESOLUTION #81

Councilmember MacEwan moved, seconded by Councilmember Wilson to reconvene as the Bolton Town Board. All in Favor. Motion Carried.

Public Hearing regarding outdoor amplification permit by Ginger Allen/4944 Lakeshore Drive LLC for The Shack, 4944 Lakeshore Drive from Memorial Day through Columbus Day, outdoor dinner music during business hours 7am to 9:30pm.

- Resolution regarding outdoor sound amplification permit by Ginger Allen/4944 Lakeshore Drive LLC for The Shack allowing for outdoor music in the dining area.

Councilmember MacEwan asked if this was the same permit they ask for every year.

Councilmember Wilson stated that it was, and it was for background music.

RESOLUTION #82

Councilmember Bolton moved, seconded by Councilmember Coon to approve the sound amplification permit for background music by Ginger Allen/4944 Lakeshore Drive LLC for The Shack allowing for outdoor background music in the dining area. All in Favor. Motion Carried.

Public in Attendance:

Zandy Gabriels spoke on the following:

- Thanked the Board for the CD on the Edgecomb Pond Dam Report.
- His concerns with the Board's resolution for Bolton Landing Marina and he believes that the Supervisor is capable to represent the town appropriately to the LGPC without the need of the Town Attorney.
- The LGPC was not to be granted exclusive jurisdiction or on stormwater 5 miles away in the original act.
- The BLDC and his belief that the 2 million dollar note to the town is not owed to them and the obligation needs to be studied a bit more.

Correspondence:

- Village of Lake George, Mayor Robert Blais requesting monetary assistance with "student connection" program.
- Joseph Che Of Constellation in Reference to A Recent Change in The New York Clean Energy Standard Law.
- National Grid regarding service at 969 E. Schroon River Road.
- BAS offering service quotes.
- Johnsbury Historical Society requesting monetary assistance.
- Adirondack Council regarding Clean Water Infrastructure in the Adirondack Park.
- Wayne Smith requesting assistance with the Lake George Park Commission.
- Craig Leggett, Town of Chester Supervisor regarding upcoming Planning and Zoning training.
- Clark Howe of Integra LED regarding lighting solutions.
- LGLC Annual Report.
- Association of Towns 2017 Legislative goals.
- Town Attorney, Michael Muller regarding affidavit in opposition.
- Kimberly Terpening, of American Legion Post #961 regarding Memorial Day Parade for May 29, 2017.
- Hans Hieslmair stating he is in favor of the holding tank application for 57 Oak Place.
- Warren County Soil & Water in regard to Hydro seeding.
- National Grid: Termination of services notice.
- NYS Department of Human Rights dismissing case filed against the Town of Bolton.
- LG-LC Regional Planning Board regarding first quarter abstract of claims.
- Upstate Dough LLC Business notification with letter for waiver of 30 day waiting period for liquor license application.
- Church of the Blessed Sacrament in regard to the parking lots use by the Town, TD Bank and visitors to the town only.
- Santore's World Famous Fireworks permit for The Sagamore Resort on April 5, 2017 at 9:30pm. – Town Clerk, Jodi Connally stated that this was really short notice.

Committee Reports:

Councilmember Robert MacEwan

Justice Court:

- During the month of March 2017, Judge Harry Demarest took in \$5,527.00 and Judge Edward Stewart took in \$4,418.00. Total monies forwarded to the Town of Bolton amounted to \$9,945.00. There are itemized lists located in the Court if anyone desires to look them over.

Transfer Station:

- Total for month \$6,291.00.
- Spring Clean Up cards \$4,864.00.
- Building in need of repair.
- Senior Pick Up scheduled for May 15th & 16th. 1 tv was added to the rules.
- Took batteries to Warren County.
- Metal contracts.

Councilmember MacEwan inquired about the metal contract and Supervisor Conover explained that they were getting quotes for this and that Waste Management is handling this for them while we are getting quotes.

- Thanks to the Highway Department and Kevin Gillingham for changing the brakes and oil on the truck.

Recreation:

1. Recreation Center
 - A. Attendance-January=94, February=64, March=101
 - B. Calendar-See attached
 2. Winter Programs- NA
 3. Summer Programs
 - A. Day Camp- Registration week was a success and there are no more spaces available for the entire 2017 camp program. Currently there are four individuals on the waiting list.
 - B. Scholarship requests- There are nine campers who have requested scholarships. I am seeking TB approval to issue scholarships for all nine applicants.
 - C. At this time 6 people have signed up for before and after care at the BACP.
 4. Other
 - A. I have completed the Adirondack Pests, Poisonous Plants, Snakes, Insects and Rabies training, as well as the Conducting Workplace Safety Audits training, and attended the Camp Maintenance Conference 3/21-23/17.
 - B. On the advice of Rob MacEwan, I have contacted our insurance carrier for assistance in the matter of conducting playground inspections.
- Resolution authorizing Recreation Director, Michelle Huck to award Day Camp Scholarships to the nine applicants for the summer program.

Councilmember MacEwan stated this was the most scholarships the Town had ever awarded, but he thinks it is a great place for these applicants to be as it is a very good program.

RESOLUTION #83

Councilmember MacEwan moved, seconded by Councilmember Coon to authorize Recreation Director, Michelle Huck to award Day Camp Scholarships to the nine applicants for the 2017 summer program. All in Favor. Motion Carried.

Councilmember MacEwan stated that the Recreation Director was inspecting her own grounds, and he suggested that the town's insurance company come out to inspect these areas.

Councilmember Bolton stated that Ms. Huck attended a training seminar last year and received a certificate of training so that she can walk through do a weekly audit of the areas and make recommendations to the Buildings and Grounds Department. The insurance company comes through annually to do a complete inspection before they start the summer program to make sure that the facilities meet all regulations. They are also certified and inspected by New York State on all aspects of these areas. She suggests that maybe an in-house, second set of eyes would help Ms. Huck if she needs it. She supports the addition of a 6th counselor. The program has grown enormously and under Ms. Huck's leadership the town has been made very aware of safety and numbers which she respects. Another additional set of hands will help immensely. Supervisor Conover stated he was very supportive of this as well.

Councilmember Tim Coon

Assessor:

- All exemption renewals and new applications have been submitted, we have reviewed all exemptions granted in the past and in the process of cleaning up the paperwork.
- The Valuation process is in full swing for filing of the Tentative Roll on May 1st. Per RPTL 501, inventory examination day is April 4th by appointment. Sitting Days will be determined in the next few weeks.

Police:

- 48 patrol shifts, 411 reportable activities and 382 property checks.

Buildings & Grounds:

- Changed brakes & axle seal on F550.
- Painted B&G office and a room in Museum.
- Cleaned snow at Senior building and Health Center.
- Cleaned snow off streets with Highway Department.
- Moved furniture in museum.
- Cleaned up wood and sawdust by the Chamber.
- Snow/Ice.
- Painted wall in Mechanics bay of the Highway Department.
- Fixed faucet in the Health Center.
- Changed cutting edges on plows.
- Fixed plow on tractor.
- Fixed tire on backhoe.

Councilmember Coon stated that the Buildings & Grounds Department would be getting a new truck, which was discussed during budget recommendations.

Councilmember Susan Wilson

Planning/Zoning:

- The Planning Office for the month of March collected fees in the amount of \$463.25 for various items including Certificates of Compliance, Variances, Site Plan Reviews, and Copies and Searches.
- The Code Enforcement Officer made two (2) site visits.
- Staff continues to meet on a daily basis.
- Pam is happy to report that after working for approximately two (2) years on filing system the master files have been sorted, new labels have been added and tattered folders replaced. In addition to their daily duties staff continues to incorporate the zoning files in to the master files.
- Mitzi continues to review the revisions to the Draft Zoning Code for accuracy and once she has completed this initial review she and Pam will sit together and go through the draft page by page.

Library:

- On Sunday, March 26th, the Library held their annual Cabin Fever Party at Frederick's Restaurant. Full Moon band provided the entertainment as they do for so many of the libraries events. Bill Sherman was the winner of the 50/50 Raffle but thanks go to Bill for donating his half of the monies back to the Library.
- On Wednesday, April 12th Tom Brady will be offering a musical program at the library.
- On Wednesday, April 26th Dr. Walt McConnell will be giving a travel talk.

Seniors:

- I have a copy of their most current newsletter with me tonight that list the many activities they have planned for the next several months. A copy of their monthly newsletter is also available on the Town website. This is a very active organization. Their time is spent organizing day trips and activities, holding exercise classes, organize games board games two or three times a week, invite speakers with topics of interest to seniors to their monthly meetings and each month they collect various items for donation to our service men and women overseas and veterans at home.

Veterans Memorial Wall:

- In October of 2014 when we established the Bolton Veterans Memorial Advisory Committee for the management of the property, we entered into an agreement with Buck Bryan to create a special financial account to accept donations for improvements to the site. That agreement also included Buck's desire to donate \$100,000 for improvements over the course of four years. Last month Buck actually made his final \$25,000 donation and as of today, he has donated \$100,000 to ensure that monies are available for improvements to the Bolton Veterans Memorial. The Town of Bolton expresses its sincere appreciation to Buck for making sure that the sacrifices made by our families, friends and neighbors is not forgotten.

Councilmember Wilson stated that she had attended the Septic Summit in Lake George and that it was well attended by a cross section of attendees and presenters. It was a very well-produced program. A video of the event will be on the Fund for Lake George's web site.

Ballfield:

- The project for the ballfield kicked off this morning.
- They went up to the site and it is not ready as of yet.
- Shaker Flats said they should be in and out within 3 to 4 weeks.
- They are very experienced with these type of projects and the group of contractors that were here today works together on many projects.

Councilmember Cheryl Bolton

Sewer Department:

- The plant took in 3,358,610 gallons of Wastewater for a daily average of 108,342.
- Cedarwood Operations has been working with the Wastewater Department on process control at the Wastewater plant.
- Casella hauled 16,000 gallons of liquid sludge to Schenectady.
- Had annual DEC Inspection on 3-22-2017.
- Keeping up on general maintenance around plant.
- Changed drive belt on Cub Cadet Tractor and repaired snow blower attachment.
- On 3-9-2017 there was an alarm due to a power outage. Upon arrival at the Wastewater plant for backup power operations check it was discovered that there was no power at the plant but the generator was running. After making adjustments to accommodate for generator failure Milton Cat was called. It was discovered that the transfer switch had not fully engaged. It was recommended that a full power transfer be performed at least once every 3 months to keep the transfer switch fully functional.

Councilmember Bolton stated that she and Tom French II have been interviewing trainees to make appointments in the near future.

Supervisor Conover asked if there was a date for the flushing of hydrants. Councilmember Bolton stated May 1st. She explained that the cross-department implementation has seemed to work very well and allows the process to be executed in one day's time. Supervisor Conover asked that Mr. French touch base with the Sagamore so that it was done simultaneously.

Water Department:

- Total flow to distribution for the month of March 2017 is 6,038,687 gallons.
- Monthly total coli-form tests were taken according to the sampling schedule.
- Conducted all general maintenance and snow removal work around plants, p.r.v. stations, pump stations, and hydrants.
- Responded to several UFPO's.
- Installed several new Neptune radio read head to customers who require upgrades.

- Maintained job site of the main break on 9n in front of Episcopal Church.
- Purchased and installed 2 new Walchem chemical feed pumps.
- Siewert Equipment replaced auto prime valve on raw pump #1.
- Responded to an Alarm on 3-9-2017 due to power outage.

Town Clerk:

- Accepted the resignation of Wanda P. Cleavland as Deputy Town Clerk effective April 17, 2017.
- Collected \$315,892.30 in Town & County Taxes.
The total collected for 2017 is \$6,617,236.25 and we return the roll to Warren County this Friday the 7th of April.
- Sold \$1323.50 in new drive-by water meters.
- We are making progress working with the Water Department upgrading to the new radio read meters.
- We have prepared the documents and equipment for the April water meter reads.
- Advertise and attend bid openings.
- We have begun issuing the 2017 spring clean-up cards.
- Dog Licenses and renewals.
- Multiple copies and faxes.
- Notarized numerous documents.
- Prepared and entered invoices for payment.
- Balanced monthly abstracts.
- Ordered supplies for various departments.
- Issued numerous purchase orders.
- Sold \$2125 in landfill tickets at the counter.
- Deposited \$1545. from Landfill ticket sales sold at the Landfill.
- Deposited \$2923. from Landfill C&D sales sold at the Landfill.
- Balanced three monthly bank statements.
- Reservations at Community Center, inquiries and rentals picking up.
- Issued numerous smart bulbs.
- Cleaning files in accordance with the MU1.

Supervisors Office:

Along with all of our normal daily duties, such as paying abstracts, paying bills, biweekly payrolls, monthly insurances, state retirement and deferred compensation, we are continually cleaning out and updating the office files.

- Website maintenance.
- New Hires.
- Promotional letters.
- Insurance Reports.
- Personnel.
- Incident Reports.
- Correspondence.
- Workers Compensation

- Notarized documents.
- Quarterly Reports.
- Quotes.
- Grants.

Highway: A few of the items they worked on were as follows:

- Swept streets.
- Hauled sand and Item #4.
- Graded and raked dirt roads.
- Thawed frozen culverts.
- Cut brush on Wall Street.
- Patched pot holes.
- Plowed, sanded, salted several snow and ice storms.
- Hauled snow from streets and parking lots.
- Cleared fallen trees from wind.
- Installed new concrete cover and manholes on 3,000 gallon fuel oil tank and new automatic gauging and leak detection system.

Supervisors Report:

- Revenue: \$208,325.53.
- Expense: \$447,692.11.
- Warren County Sales Tax for Month of February +6.1%.
- Ball Field Construction Project Underway.
- New south dock at Veterans Park will commence October 2017. This project will also include a dry hydrant system, create a hardened surface to the hydrant and an access point across the south end to the beach.
- Phase 4 Improvements at Rogers Park underway probably looking at a Fall/Spring 2018-19 Project. This will also include addressing the hillside, irrigation, stormwater improvements and a hardened pathway through the park.
- Application for a grant under the Smart Growth Program for a woodchip bio-reactor demonstration project has been submitted. Supervisor Conover stated he was very excited to move forward with this project and discussed how well this process will reduce the nitrate output.

New Business

- Resolution to waive the 30-day waiting period for a liquor license application from Upstate Dough LLC.

RESOLUTION #84

Councilmember Wilson moved, seconded by Councilmember Coon to waive the 30-day waiting period for a liquor license application from Upstate Dough LLC. All in Favor. Motion Carried.

- Resolution appointing Rebecca Coon to Deputy Registrar of Vital Statistics effective April 17, 2017 with term to expire December 31, 2017.

RESOLUTION #85

Councilmember MacEwan moved, seconded by Councilmember Bolton to appoint Rebecca Coon to Deputy Registrar of Vital Statistics effective April 17, 2017 with term to expire December 31, 2017. All in Favor. Motion Carried.

- Resolution approving the Lake George Half Marathon in the Town of Bolton on Sunday, April 23, 2017.

RESOLUTION #86

Councilmember Coon moved, seconded by Councilmember Wilson to approve the Lake George Half Marathon in the Town of Bolton on Sunday, April 23, 2017. All in Favor. Motion Carried.

- Resolution to approve the 2017 annual Senior Pick-up dates as May 15th and 16th.

RESOLUTION #87

Councilmember MacEwan moved, seconded by Councilmember Coon to approve the 2017 annual Senior Pick-up dates as May 15th and 16th. All in Favor. Motion Carried

- Resolution authorizing the Supervisor to enter into agreement with Jaeger & Flynn Associates for COBRA Administration from March 1, 2017 through February 28, 2018.

Councilmember Bolton stated that this group has served the town well and she recommends that the town continues using them.

RESOLUTION #88

Councilmember Bolton moved, seconded by Councilmember Wilson authorizing the Supervisor to enter into agreement with Jaeger & Flynn Associates for COBRA Administration from March 1, 2017 through February 28, 2018. All in Favor. Motion Carried.

- Resolution to authorize purchase of 2017 Ford F-250 XL with V-Plow from Warren County Contract WC10-17. Price not to exceed \$35,100.00 for the Waste Water Treatment Plant.

Supervisor Conover stated that when you consider the road they have come down, he thinks that it is an incredible thing that they are in the position to be able to purchase this vehicle for the Sewer Department. The Board agreed.

RESOLUTION #89

Councilmember Wilson moved, seconded by Councilmember Bolton authorizing the purchase of a 2017 Ford F-250 XL with V-Plow from Warren County Contract WC10-17. Price not to exceed \$35,100.00 for the Waste Water Treatment Plant. All in Favor. Motion Carried.

- Resolution authorizing the Supervisor to execute a professional service agreement with The LA Group for services relating to the development of the First Street Milling and Paving Project in an amount not to exceed \$4,950 plus reimbursables.

RESOLUTION #90

Councilmember Bolton moved, seconded by Councilmember Coon authorizing the Supervisor to execute a professional service agreement with The LA Group for services relating to the development of the First Street Milling and Paving Project in an amount not to exceed \$4,950 plus reimbursables. All in Favor. Motion Carried.

- Resolution approving use of the Rogers Park and the Pier from 5 to 10pm by the Bolton Free Library on August 12, 2017 for the annual Dancing under the Stars event.

Councilmember Wilson stated this was the Library's annual event, which has been very successful for them. She stated the event is very well liked and attended.

RESOLUTION #91

Councilmember Wilson moved, seconded by Councilmember Bolton to approve the use of Rogers Park and the Pier from 5 to 10pm by the Bolton Free Library on August 12, 2017 for the annual Dancing under the Stars event. All in Favor. Motion Carried.

- Resolution authorizing the Supervisor to execute a professional service agreement with The LA Group for services relating to the development of the Second Street Milling and Paving Project including stormwater in an amount not to exceed \$12,950 plus reimbursables.

RESOLUTION #92

Councilmember Bolton moved, seconded by Councilmember Wilson authorizing the Supervisor to execute a professional service agreement with The LA Group for services relating to the development of the Second Street Milling and Paving Project including stormwater in an amount not to exceed \$12,950 plus reimbursables. All in Favor. Motion Carried.

- Resolution to amend Resolution 169 passed in 1994 to impose a \$1.00 penalty for sending tax notices to taxpayers who have not paid their taxes on time as follows: IT IS HEREBY RESOLVED that whenever it shall be required by law or other circumstance

that the Town Clerk is required to mail a second or additional notification for payment of late taxes, the Town Clerk shall not be required to impose an extra fee for such a mailing

Town Clerk, Jodi Connally explained how the tax payment process worked and the inconvenience this \$1 penalty fee imposed on the tax payers and the Clerk's Office. Councilmember Bolton stated that the tax collection process has become so streamlined that at this time it is no longer necessary for this fee.

RESOLUTION #93

Councilmember Bolton moved, seconded by Councilmember Coon to amend Resolution 169 passed in 1994 to impose a \$1.00 penalty for sending tax notices to taxpayers who have not paid their taxes on time as follows: IT IS HEREBY RESOLVED that whenever it shall be required by law or other circumstance that the Town Clerk is required to mail a second or additional notification for payment of late taxes, the Town Clerk shall not be required to impose an extra fee for such a mailing. All in Favor. Motion Carried.

- Resolution authorizing the Town Attorney and Town Supervisor to take any and all actions needed to oppose variance request by Bolton Landing Marina to the Lake George Park Commission regarding movement of their south dock.

Supervisor Conover stated that this is an application by BLM to move their docks closer to Rogers Park and he does not believe this is something the town can and/or should support. This resolution will authorize either he or the Town Attorney to make this known to the LGPC.

RESOLUTION #94

Councilmember Coon moved, seconded by Councilmember MacEwan to authorize the Town Attorney and Town Supervisor to take any and all actions needed to oppose variance request by Bolton Landing Marina to the Lake George Park Commission regarding movement of their south dock. All in Favor. Motion Carried.

- Resolution authorizing the Supervisor to execute a professional service agreement with The LA Group for services relating to the development of the Wall Street Milling and Paving Project including stormwater in an amount not to exceed \$5,950 plus reimbursables.

RESOLUTION #95

Councilmember Bolton moved, seconded by Councilmember MacEwan to authorize the the Supervisor to execute a professional service agreement with The LA Group for services relating to the development of the Wall Street Milling and Paving Project including stormwater in an amount not to exceed \$ \$5,950 plus reimbursables. All in Favor. Motion Carried.

- Resolution awarding the bid for mill and overlay projects for Stewart Avenue, Elm Street and Maple Street with a base bid of \$36,902 and authorizing the Supervisor to sign all necessary documents related thereto.

Supervisor Conover stated this was the lowest bid they had received. Councilmember Bolton stated the town has worked with this company before with excellent results.

RESOLUTION #96

Councilmember Bolton moved, seconded by Councilmember Coon to award the bid for mill and overlay projects for Stewart Avenue, Elm Street and Maple Street to Peckham Road Corporation with a base bid of \$36,902 and authorizing the Supervisor to sign all necessary documents related thereto. All in Favor. Motion Carried.

- Resolution authorizing the Town Clerk to publish a Public Hearing Notice in the Post Star for consideration of proposed amendments to Town Ordinance #40 relating to overnight parking on Sagamore Road to be scheduled on May 2, 2017 at 6:00 p.m.

RESOLUTION #97

Councilmember Bolton moved, seconded by Councilmember Coon to authorize the Town Clerk to publish a Public Hearing Notice in the Post Star for consideration of proposed amendments to Town Ordinance #40 relating to overnight parking on Sagamore Road to be scheduled on May 2, 2017 at 6:00 p.m. All in Favor. Motion Carried.

- Resolution that the Town of Bolton enter into an inter-municipal agreement (nunc-pro tunc) with Warren County for the town's use, if needed, of a vacuum excavator which is used to increase the maintenance capability of storm water structures.

Supervisor Conover stated that town employees must be trained before they use this machine.

RESOLUTION #98

Councilmember Bolton moved, seconded by Councilmember Coon authorizing the Town of Bolton to enter into an inter-municipal agreement (nunc-pro tunc) with Warren County for the town's use, if needed, of a vacuum excavator which is used to increase the maintenance capability of storm water structures. All in Favor. Motion Carried.

Public in Attendance:

Dennis Murphy spoke on the following item:

- Annual stocking of Rainbow Trout for Trout Lake. He stated this was a huge success for people fishing on this lake, and offered to coordinate with the school for a date to stock these fish.

Zandy Gabriels gave his thoughts on the following items:

- No overnight parking on Sagamore Road.

- The proposed sewer grant pertaining to wood chips and the monitoring wells at the sewer plant.
- The need for a full crib dock replacement at Veterans Dock when the town replaces it.
- Well wishes to Wanda Cleavland, she did a great job in all the positions she held and she will be missed.

RESOLUTION #99

Councilmember Bolton moved, seconded by Councilmember Coon to approve the following transfers: All in Favor. Motion Carried.

TRANSFERS FOR APRIL 2017

HIGHWAY:

To	From	Amount
5130.2 Machinery EQ	Fund Balance	\$34,544.00
5142.4 Snow & Ice CE	5148.1 Serv Other Govt's PS	\$2,000.00
5142.4 Snow & Ice CE	5148.4 Serv Other Govt's CE	\$4,000.00

ADDITIONAL TRANSFERS:

\$7,580.61 from General Fund to Veterans Memorial Fund for the difference of cost in 2016 for routine restoration maintenance and total amount transferred per 2016 budget.

\$900.00 from General Fund to Zoning Ordinance Account for Abstract 4

RESOLUTION #100

Councilmember MacEwan moved, seconded by Councilmember Coon to approve payment of the following bills: All in Favor. Motion Carried.

PAY THE Bills:

	VOUCHER	AMOUNT
ABS3A		
GENERAL	415-454	\$5451.02
HIGHWAY	149	17.35
SEWER	76-83	3638.61
WATER	77-79	1291.23
LIGHTING	16-17	72.12

ABS4

GENERAL	330-414 455-489	55700.87
HIGHWAY	125-148 150-178	40843.65
SEWER	59-75 84-88	2442.53
WATER	58-76 80-92	11929.60
ROGERS PHASE 4	1	315.00
BALLFIELD	3	870.00
LIGHTING	18-19	2036.62
TOURISM	3	10000.00
ELAN ZONING	3	900.00
WW CAP RESERVE	1-2	1274.30

Executive Session: To discuss employment matters dealing with contractual matters and potential litigation.

RESOLUTION #101

Councilmember Coon moved, seconded by Councilmember Bolton to discuss matters with personnel, contractual matters and potential litigation. All in Favor. Motion Carried.

No Action Taken

Adjourn: 7:10

Minutes respectfully submitted by:

Jodi Connally
Town Clerk

Katie Persons
Minute Taker