

REGULAR MEETING
BOLTON TOWN BOARD

August 2, 2016

Regular Meeting:

Supervisor: Ronald Conover
Councilman: Robert MacEwan
Councilman: Tim Coon
Councilmember: Cheryl Bolton(7:35)
Councilmember: Susan Wilson
Town Clerk: Jodi Connally
Counsel: Michael Muller

Meeting Call to Order: 6:30 pm.

Pledge: Sue Wilson (please remain standing for a moment of silence for Ralph Brown, Allan Stern & Helen Osbahr).

Minutes: Approve Minutes of Regular Town Board Meeting held July 5, 2016.
Approve Minutes of Special Town Board Meeting held July 25, 2016

RESOLUTION #168

Councilmember Coon moved, seconded by Councilmember MacEwan to approve the minutes of the Regular Town Board Meeting held July 5, 2016. All in Favor. Motion Carried.

RESOLUTION #169

Councilmember Wilson moved, seconded by Councilmember Coon to approve the minutes of the Special Town Board Meeting of July 25, 2016. All in Favor. Motion Carried.

Public Hearing regarding outdoor sound amplification permit by Robert O'Keefe for the Huddle Kitchen and Bar for August 6,7,13,14,20,21,27,28; September 3,4,5,10,11,17,18,24,25; October 1,2,8,9,15,16,22,23,29,30; November 5,6,12,13,19,20,26,27 from 12 noon to 10pm.

- Resolution regarding outdoor sound amplification permit by Robert O'Keefe for the Huddle Kitchen and Bar.

Robert O'Keefe of The Huddle Kitchen and Bar stated this sounds like a lot of dates, but they are not looking for all of them. They are only looking for 1 or 2 dates a month and only for a 3 or 4 hour block ending around 7pm at night. Councilmember Wilson asked if they were only looking for 1 or 2 days or month. Mr. O'Keefe replied yes. Councilmember Wilson stated that this was a big difference and asked if they were looking for weekends or weekdays. Mr. O'Keefe stated he was unsure, it all depended on when he could book people to play. He would like a Saturday or Sunday afternoon, but most people are booked up this late in the season. Councilmember MacEwan asked if they could be more specific with the days. Mr. O'Keefe stated he could only

alter the hours and say it would only be once or twice a month. He does not know the exact days he can get someone to play.

Councilmember Wilson stated they could make a motion to allow this to occur twice a month.

Councilmember Coon stated he could not see passing this beyond Columbus Day. The Board discussed this and agreed.

Mr. O'Keefe stated since they were cutting back on the allowable months could they allow him to have music once a week in the allowable hours. Councilmember Wilson stated she would like him to let the Town know what these dates will be. Mr. O'Keefe agreed.

Annette Tyrell inquired about the dates on the website with times going into late hours. Supervisor Conover stated that the late night music is inside, this application before them was for outdoor amplified music only. Mr. O'Keefe stated this was correct.

RESOLUTION #170

Councilmember Wilson moved, seconded by Councilmember MacEwan to approve the sound amplification permit by Robert O'Keefe for the Huddle Kitchen and Bar for once a week during August, September & October (not to occur beyond Columbus Day) between the hours of 1pm to 7pm in a block of time that is no greater than 4 hours. All in Favor. Motion Carried.

Public Hearing regarding sound amplification permit by Mark Bernstein for Camp Walden Jumbo Dream LLC., from June 15 through September 1, 2016 from 8:30am to 8:30pm for public address system and announcements and paging.

- Resolution regarding outdoor sound amplification permit by Mark Bernstein for Camp Walden Jumbo Dream LLC from June 15 through September 1, 2016 from 8:30 AM to 8:30 PM for public address system and announcements and paging.

Supervisor Conover asked if they would be adding anything new or doing anything different to the p.a. system that they have been using historically. Mr. Bernstein stated they have done some things to reduce the amount of usage of the p.a. system that has been there for well over 50 years. They have taken down all the speakers facing the lake and repositioned the other speakers in key places so they could lower the overall volume. They have also ordered an additional 24 radios so they can call over them, as opposed to using the p.a. system, to reduce the frequency of use throughout the day. They have received an e-mail from someone on the lake stating that they have noticed the difference.

Councilmember Wilson read an e-mail from Daryl Ludlow speaking to the appreciation in the reduction of noise. Councilmember Wilson stated she does not hear it anywhere near the number of times throughout the day as she used to. She believes this is a reasonable request and is ready to support this request.

Councilmember Coon stated this was the first year they have not heard anything from the camp.

Mrs. Bernstein stated her response to the community is to please let them know when there is something they are doing that is noisier. She said they don't even know and they appreciate the feedback. She said they did have a terrible anonymous message left at 10:15pm one night and she feels bad because they had no way to contact the individual to find out how to rectify the problem. They are sure there are times when people wish they were not there, but they are there and they are trying to be a part of the community that cares and that respectfully does the right thing. If there is any way to let people know this, they are willing to continue to make changes to do better.

Supervisor Conover stated he thought the 2-way radios were a good way to reduce the p.a. system noise.

Mr. Bernstein stated he has been running some tests with the app. for decibel readings from the lake and the highest he could get was 55.

RESOLUTION #171

Councilmember Wilson moved, seconded by Councilmember Coon to approve the sound amplification permit by Mark Bernstein for Camp Walden Jumbo Dream LLC., from June 15 through September 1, 2016 from 8:30am to 8:30pm for the public address system and announcements and paging. All in Favor. Motion Carried.

Public in Attendance:

Zandy Gabriels spoke on the following:

- Conservation Club need of shades for daytime use of electronic projectors.
- The need for consideration of a roof or cover over the patio of the Conservation Club.
- The need for acoustic tiles throughout the Conservation Club building.

Councilmember Wilson stated she would share his concerns with that committee.

- Log Bay Day and initial actions that may need to be proposed by the Board rather than from other outside authorities.

Code Enforcement: (see monthly report)

Correspondence:

- Rita French, thank you card to Town Board expressing pleasure with beautiful improvements to the Rogers Park.
- Agnes Nolan regarding cutting of brush on her property and local regulations as unusual.
- Agnes Nolan regarding floating gasoline on the surface of the Town storm water drain.
- Elise Stefanik, Member of Congress thank you letter for Town assistance regarding her mobile office.
- Ralph and Rosalie Macchio and Family invitation to ribbon cutting for Eagle Flyer Zip Line.
- Request for Fireworks display permit for The Sagamore Resort for July 21, 2016 from 9:00 to 9:15 PM (site plan, license to deal in or manufacture explosives and certificate of liability provided).

- Request for Fireworks display permit for The Sagamore Resort for August 10, 2016 from 9:00 to 9:15 PM (site plan, license to deal in or manufacture explosives and certificate of liability provided).
- Maria O'Connell, P.E. Public Health Engineer II regarding approved plans for liquid chlorination system.
- Dustin Overbeck, President of Town Web Design regarding town site being mobile ready.
- Diane Burk regarding signage in new parking lot and ability to list uses such as the Farmers Market.
- Dan Daniger regarding continued noise from neighboring property and ordinance #22.
- Thomas P Sheridan letting the Board know he disagreed with petition regarding sampling of alcohol beverages at the Farmers Market.
- Alice J. Kim Director of Governmental Affairs Charter Communications regarding new contact person.
- Michael Corso, Consumer Advocate and Director Office of Consumer Service regarding area code numbering plan and being out of available numbers advising public can see the staff's white paper at www.dps.ny.gov case number 16-C-0297.
- Craig Hannon regarding dog attack at rainbow beach on July 2, 2016 and that summons should have been issued.

Supervisor Conover spoke to the Animal Control Officer about this.

- Bebe and Mike Kuck expressing their appreciation for manner in which the Padanarum Road project has been handled and efforts in particular by Matt Coon, Deputy Highway Superintendent.
- Nancy and Carmine DiDonato and Trout Lake Shores Neighbors expressing concerns regarding "World's Largest Fruit Festival" to be held at Camp Walden and impact of such a large gathering.
- Wayne Smith regarding black bear attacking his steer and expressing concerns regarding future issues and public safety.
- Wayne Smith regarding desire to have DEC continue to try and trap the bear.
- Wayne Smith regarding issues with adjacent property owner.
- Kathleen Burgess, Secretary NYS Public Service Commission regarding comments regarding changes in existing pole attachment policies relating to wireless communications providers.
- Dan Daniger expressing appreciation to Supervisor and expressing concerns regarding response to his complaint by Chief Neumann.
- Douglas Miller, Project Administrator APA regarding bridge replacement project on Padanarum Road as it does not require a permit or variance from the APA.
- Dan Daniger, Shelly Cromwell regarding loss of confidence in Town to take action relative to noise complaints.
- Annette Tyrrell regarding noise application by the Huddle Kitchen and Bar and that some events are posted after 10:00 PM.
- Jim Lieberum, CPESC, District Manager Champlain Watershed Improvement Coalition regarding tour on September 15, 2016 to showcase watershed accomplishments within the Champlain watershed of Washington County.
- Wauneata Waller, Secretary Bolton Chamber, report on 2016 Girl Friends Getaway.

- Elizabeth Holmes, Animal Health Inspector NYS Agriculture and Markets regarding Dog Control Officer Inspection Report (all services were rated as satisfactory).
- Jennifer Hershaft request to have bake sale for Double H Ranch at location other than next to the firehouse.
- Thank you card from the Bolton Free Library.
- Robert Ferro regarding erosion around drainage culvert on Lamb Hill Road.

Committee Reports:

Councilmember Rob MacEwan

Transfer Station:

- Total for the month: \$14,212.00.
- Spring clean-up cards \$6,842.00.
- While we had the truck, 2 loads of bottles were returned, batteries sent to the County and the shed was cleaned out.
- Two loads of Freon items went to Hiram Hollow.

Lisa on vacation from September 6th – 19th so they will need to find someone to fill in.

Justice Court:

- During the month of July 2016, Judge Harry Demarest took in \$3,664.00 and Judge Edward Stewart took in \$5,457.00. Total monies forwarded to the Town of Bolton amounted to \$9,121.00. There are itemized lists located in the Court if anyone desires to look them over.

Animal Control:

- 31 hours and 305 miles patrolled.
- Passed the State Inspection.
- Various lost and found dog calls.
- Bear attack on cow – New Vermont Road.
- Dog bite on Lake Shore Drive – Dog in 10-day quarantine.
- Abandoned Fawn – New Vermont Road.
- Fox complaint – Rock Cove.
- Missing cat – New Vermont Road.

Councilmember Tim Coon

Assessor:

- The Assessor's office is busy processing sales and address changes. The office has received 96 sales this year with 25 being valuation usable.
- The office has reached out to the School Tax Collector, Dawn Robinson, regarding the new STAR legislation process, letting her know the Assessor's office is available if property owners have any questions.

Buildings & Grounds:

- Mulched Library flower beds.
- Dug trenches and set and poured sona tubes for Cross Street Parking Lot.
- Put risers on all 3 tanks and top soiled.
- Mowed and weed wacked all Parks, cemeteries and ball fields.
- Brought/took down and returned tables and tents to Library for book sale.
- Hauled 3 loads of books to the Transfer Station.
- Hauled 20 loads of fill out of Cross Street lot.
- Filled in lawn area at Rogers Park with top soil.
- Moved the Chambers furniture into the new building.
- Serviced the mowers.
- Helped place the new propane tanks at the Museum.
- Cleaned 2 loads of brush from the storm.
- Fixed sinks/toilets, replaced boards around the playground and Rec. building at Veterans Park.

Police:

- 55 patrol shifts, 395 reportable activities and 229 property checks.
- July 4th Fireworks Detail consisted of Chief Neumann, P.O.'s Lail & Keane. Event was smooth with no incidents.
- Farmers Market has been patrolled and monitored since it's move to the Town Hall parking lot. No parking, traffic or other problems associated with the Market have been observed.

Councilmember Susan Wilson

Planning/Zoning:

- Planning Office for the month July collected fees in the amount of \$1,206.00 for various items including Certificates of Compliance, Septic Permits, Variances, Site Plan Reviews and Stormwater Permits

Code Enforcement:

- Has submitted a 12-page report that details 20 site visits and activities accomplished during the month of July.

Bolton Veterans' Memorial Wall:

- The committee continues to reach out to the community to ensure that anyone eligible is included in the addition of names to the wall in October. Applications are available at the Town Clerks office or online at www.BoltonVM. Applications will be accepted between now and Labor Day and it is expected that the new names will be added in October.

Library:

- The Sembrich Movie series continues on August 8th with the movie "The Babushkas of Chernobyl" about three women who are living on their farms in the dead zone of Ukraine

25 years after the worst nuclear accident in history. On August 22nd the movie will be “A Late Quartet” about four members of a world-renowned string quartet and their struggle to stay together.

- The annual Dancing Under the Stars Gala will be held on Saturday, August 20th from 5:00 to 10:00 PM. The Blue Moon Band will be playing again this year and the library is seeking donations for the Live and Silent Auctions. Anyone interested in donating should contact Megan at the library.
- The library had another successful Book Sale this year and they would like to express their appreciation to the Buildings and Grounds Department for all of their help with the sale.

Seniors:

- I have a copy of their most recent newsletter with me this evening which is also available on the Town Website, that provides information about their trips and activities as well as valuable contact information for Seniors.

Cross Street Parking Lot:

- Will be paved on Thursday and the contractor has advised that both the Cross Street lot and the Health Center lot will be completed in one day.
- We have had topsoil delivered to the green space at the back of the lot and that area will be hydro-seeded sometime this fall. Until it is hydro-seeded we are not going to allow that area to be used, which means the Farmers Market will continue for the rest of the year in the parking lot directly behind Town Hall.

Councilmember Cheryl Bolton read by Councilmember Wilson

Sewer Department:

- The plant took in 7,498,337 gallons of wastewater for a daily average of 241,882 gallons.
- Casella hauled 72,000 gallons of liquid sludge.
- Cleaned all pump stations and got 30 cubic feet of grit and grease. We still have a major grease problem. I think it would be a good idea to have code enforcement go around and make sure all restaurants have the proper grease traps and that they are being properly maintained. I would be willing to help with this and offer some information on special bacteria that helps with grease trap maintenance.
- Keeping up on ground maintenance around the plant and sand percolation beds.
- Effluent sand filter #2 pump stopped pumping. Because of past problems we had already ordered a new pump and it should be installed very soon.
- Avanti Control calibrated all chart recorders and flow monitoring equipment.
- Our new auto control valve is up and running and should greatly improve our effluent water quality and overall process. I would like to thank the Town Board for their support in making this project happen.

- We had a surprise DEC inspection on 7-28-2016. The inspectors were very pleased with our plant.

Water Department

- Total flow to distribution for the month of July is 10,383,212 gallons
- Monthly total coli-form tests were taken according to the sampling schedule. No violations have occurred
- Final meter reads on properties that were sold in town.
- Responded to several U.F.P.O. requests.
- Conducted all general maintenance and grounds work around plant and prv pits
- Conducted quarterly reading of all water meters in town with the assistance of the W.W.T.P
- On 7/9/16 we had our chemical applicator on site to copper sulfate the pond
- We had Jack Hall here on 7/13/16 to remove defective effluent valve and install brand new one. Everything went according to plans and filter is back up and running
- On 7/14/16 we had an electrical fire on our generator room. Fire Department was on site and cleared the building. Upon further investigation Milton Cat found the automatic transfer switch got stuck in the middle and having both generator and line power come in it arced out and set the wires on fire. New transfer switch has been ordered and has been scheduled to be installed to prevent any further issues.

Supervisor's 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.
- New Hires.
- Promotional letters.
- Everbridge on-line seminars.
- Insurance verifications with Marshall Sterling.
- Incident Reports
- Correspondence.
- Notarized 17 documents for many different individuals.
- Employee memos.
- Grants.
- Updating Personnel files.
- Quarterly Reports
- Assisted Town of Schroon Lake with a salary survey.
- Payment of annual bonds.

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

- Hauled item #4.
- Tree and brush clean-up at new parking lot.
- Sent trucks to Chestertown to haul black top.
- Culvert work on Padanarum Road along with ditch work.
- Sweep streets.
- Sent trucks to lake George – blacktop.
- Mowing roadside.
- Grading and raking dirt roads
- Ditch work at Ridgewood CT.
- Ball field work.
- Dig up pavement at Health Center.
- Sent trucks to Warren County to haul millings.

Town Clerk's Office:

- Dog Licenses and renewals.
- 214 Fishing Licenses sold, as compared to 2015 sale of just 11 licenses sold.
- 147 Park permits.
- Balanced three monthly bank statements.
- Community Center inquiries and rentals picking up.
- Distributed 627 Spring Clean - Up Cards at the window
- Issued numerous purchase orders.
- Properly disposed of authorized records in the Assessor's Office, as well as the Clerk's Office, as permitted by the MU1. A complete inventory is available in the Clerk's Office.
- Dig Safely requests; Multiple copies and faxes.
- Notarized numerous documents.
- Prepared and entered invoices for payment.
- Balanced monthly abstracts.
- Ordered supplies for various departments.

Supervisors Report:

- Receipts: \$257,640.76
- Disbursements: \$863,890.61
- Town of Bolton has submitted a CFA grant application for Veterans Park.

Councilmember Wilson attended the pre-presentation meeting with the Economic Development Board and members of the State.

- We are proceeding with the improvement plans for the south dock at Veterans Park with the possibility of a dry hydrant.
- Bolton sales tax for the second quarter was up 2.1%; overall year to date up 1.7%.
- Cross Street Parking Lot close to completion.
- Fund for Lake George Award to the Town of Bolton at their annual meeting for Cross Street Parking lot as first LID public project to qualify for this program (award accepted on behalf of the Town on Saturday July 23, 2016 by Sue Wilson and Ron Conover).

New Business

- Resolution authorizing Supervisor and Town Clerk to advertise and obtain professional service proposals for work at Rogers Park and Master Planning Services at Veterans Park.

Supervisor Conover stated they were soliciting proposals from various Landscape Architectural Engineering firms to complete the tasks that need to be completed under the work programs.

RESOLUTION #172

Councilmember MacEwan moved, seconded by Councilmember Coon to authorize the Supervisor and Town Clerk to advertise and obtain professional service proposals for work at Rogers Park and Master Planning Services at Veterans Park. All in Favor. Motion Carried.

- Resolution authorizing use of property for a fund raiser bake sale on Saturday, September 3, 2016 (all funds to be contributed to the Double H Ranch for terminally ill children).
This item was tabled by the Board

Supervisor Conover stated this was something that has been done here for a couple of years and they would like to move to a newer location. The Board discussed better places and decided they would reach out to individuals and indicate better locations for them with more foot traffic.

- Resolution authorizing the award of bid for the milling and paving work on Cross Street to Peckham Road Corp., in the amount not to exceed \$27,190.00.

Councilmember Wilson stated this went out to bid and the low bidder was Peckham. She said this would not be done until after Labor Day. She stated that they would need to keep access open to the Health Center.

RESOLUTION #173

Councilmember Wilson moved, seconded by Councilmember Coon to authorizing the award of bid for the milling and paving work on Cross Street to Peckham Road Corp., in the amount not to exceed \$27,190.00 as recommended by the L.A. Group. All in Favor. Motion Carried.

Public in Attendance:

Zandy Gabriels commented on:

- The shape of 9N and his encouragement to the Board to authorize a signature and letter in support of DOT's TIN Project 111658 for next year's pavement corrective maintenance schedule for the repair of this road of 1.1 million dollars.

Supervisor Conover stated this was scheduled for next year from Bolton to Lake George, but this would not include significant infrastructure work. He does hope they will address the 2 or 3 very significant drainage issues along the road. He stated that he and the Supervisor from Lake

George had met with the Regional Director and went into great emphasis of the need for this to be accomplished.

- He believes a letter from the full Board should be issued stating the need for stormwater improvements on these main locations to the Commissioner.

Highway Superintendent, William Sherman they would be paving in Padanarum in mid-September.

RESOLUTION #174

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

Transfers for August, 2016

To	From	Amount
 <u>GENERAL:</u>		
1010.1 Town Board PS	1990.4 Contingency	\$10,000.00

SEWER:

8120.4 Sanitary Sewers CE	1440.4 Professional Services	\$5,000.00
	1990.4 Contingency	\$5,000.00
	8120.2 Sewage Collection EQ	\$2,000.00
	8130.4 Treatment/Disposal CE	\$7,000.00
	9050.8 Unemployment	\$1,000.00

ADDITIONAL TRANSFER:

\$22,500 to be transferred to Sewer Capital Reserve from Sewer District for upfront costs of CFA Grant #42254.

RESOLUTION #175

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

Pay The Bills:

	Voucher	Amount
Mid Abs 7A		

General	1041-1056 1058-1061 1063-1072 1074-1078 1086	\$ 6,063.17
Hwy	301	17.35
Sewer	220 – 226	1,923.54
Water	202-204	1,260.22
Lights	1057 1062 1073 1083	1,345.62
Rogers Pk Cap	37	3,933.50

Abs 8

General	942-1026 1028-1040 1079-1082 1084-1085 1087-1117	\$55,328.61
Hwy	278-300 302-312	32,417.38
Sewer	202-219 227-232	26,336.67
Water	186-201 205 207-215	17,068.14
Tourism	20-34	21,589.00
Rogers Park	38-42	129,367.11
Ballfield	50	782.50
Cross St.	8-13	4,175.72
Sewer Cap	4 & 5	4,410.00
Vets Park Cap	6	810.00

Executive Session: To discuss upcoming negotiations and contractual matters dealing with CSEA & also to discuss employment matters dealing with a specific Town employee.

RESOLUTION #176

Councilmember Coon moved, seconded by Councilmember Wilson to discuss upcoming negotiations and contractual matters dealing with CSEA & also to discuss employment matters dealing with a specific Town employee. All in Favor. Motion Carried.

No Action Taken

Adjourn: 7:21

Minutes respectfully submitted by:

Jodi Connally
Town Clerk

Katie Persons
Minute Taker