

REGULAR MEETING  
BOLTON TOWN BOARD

December 2, 2014

Regular Meeting:

Supervisor: Ronald Conover  
Councilman: Robert MacEwan  
Councilman: Owen Maranville (absent)  
Councilmember: Cheryl Bolton  
Councilmember: Susan Wilson  
Town Clerk: Wanda Cleavland  
Counsel: Michael Muller

Meeting Call to Order: 6:30 pm.

Pledge: Rob MacEwan

- Please Remain Standing for a Moment of Silence for: Mark Perry & Bill Millington

Minutes: Approve minutes of November 5, 2014 regular Town Board Meeting.

**RESOLUTION #264**

Councilmember Wilson moved, seconded by Councilman MacEwan to approve the minutes of the November 5, 2014 regular Town Board Meeting. All in Favor. Motion Carried.

Public Hearing: Outdoor sound amplification permit, for George and Lucinda Pieper for Saturday June 20, 2015 from 5 to 11:00 PM (Music ends at 10:45) at meadow across from cemetery at Rainbow Beach Association.

- Resolution regarding outdoor sound amplification permit.

Supervisor Conover read a letter in favor from Marten Oldenburger.

Mr. Piper stated this would be the last sound permit they would be looking for.

**RESOLUTION #265**

Councilman MacEwan moved, seconded by Councilmember Bolton to approve the sound amplification permit for George and Lucinda Pieper for Saturday June 20, 2015 from 5 to 11:00 PM (Music ends at 10:45) at meadow across from cemetery at Rainbow Beach Association. All in Favor. Motion Carried.

Motion to convene as the Bolton Water District

**RESOLUTION #266**

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

- Resolution to approve the Bolton Water District’s purchase of 46.38 +/- acres of vacant land, Bolton Tax Map Parcel #522000, 155.00-1-22 for an agreed sum of \$36,000.00 in accordance with a contract of sale dated November 7, 2014.

THIS RESOLUTION IS SUBJECT TO A PERMISSIVE REFERENDUM

Councilman MacEwan stated he believed this was a wise thing to do. Councilmember Wilson stated this was one of the last remaining parcels that are not owned by the state that surrounds the Town’s watershed.

**RESOLUTION #267**

Councilmember Bolton moved, seconded by Councilmember Wilson to approve the Bolton Water District’s purchase of 46.38 +/- acres of vacant land, Bolton Tax Map Parcel #522000, 155.00-1-22 for an agreed sum of \$36,000.00 in accordance with a contract of sale dated November 7, 2014.

THIS RESOLUTION IS SUBJECT TO A PERMISSIVE REFERENDUM. All in Favor. Motion Carried.

Public in Attendance:

Zandy Gabriels stated his thoughts on the Town of Bolton water system.

Code Enforcement: None

Correspondence:

- Marie Lynn Streeter, Director of Occupational Health, Mountain Medical Services regarding 2015 Drug Testing Services.
- Katherine Mazzella regarding Diamond Village Resort development into home.
- Adirondack Association of Towns and Villages regarding resolution of support for changes to the State Land Master Plan.
- Ted Mazzella regarding opposition to proposed changes to Diamond Village Resort.
- Diane Coughlin, Warren County Department of Social Services regarding appointment to the Warren County Youth Board.
- Michael Korongy, Time Warner Cable regarding franchise fee for September.
- Joann Perillo regarding support for the Marki’s rehabilitation program.

**Committee Reports:**

**Councilman Rob MacEwan**

Bolton EMS:

Medical Supply

Tyvek coveralls with integrated hoods and booties, extended cuff gloves and face shields have been received in large and extra-large sizes. Medium coveralls were only available with integrated hood. Shoe covers are separate. A lightweight portable UV light for disinfecting the interior of the ambulances is on a 30 day back order.

**Administration**

2014 Billings thru October 31, 2014:

Gross Charges Billed:	\$193,012
Payments thru October:	\$ 90,169

Total Calls 2014 thru October 31, 2014: 265

EMR report regarding billing activity for October, 2014:

Calls: 15 of which 11 billable

Gross Charges Billed:	\$ 11,279
Payments Received this Month:	\$ 3,208

- Payroll expenses for October, 2014 were \$14,728. YTD 2014 @ \$162,030.
- Continuing search for ALS tek to replace Bill Southwick as of the end of November.
- Liability & Property insurance renewed with Utica Mutual. Some coverages up in cost, some down. Net reduction.
- Paid staff requesting sleeping room mattresses be replaced. Existing beds extremely uncomfortable.
- On Line learning program with Centre Learn has new web site. For those interested passwords will have to be reset.

Transfer Station:

- Total for the month \$5,570.00.
- Spring cleanup cards \$2,346.00.

Water Department:

- Actual flow through plant before deductions 5,736,200.
- Flow after deductions 4,964,829.
- Pond level is over the spillway.
- Monthly bacteriological came back satisfactory.
- Shut off service lines to customers for the winter.
- Doing regular maintenance at the plant, along with plowing and shoveling off the PRV stations and bleeder areas.

Supervisor Conover stated they did a tremendous job on the service line break across from Heritage Village and he was very pleased with their quick response. Councilman MacEwan stated they did a very nice and neat job.

**Councilmember Susan Wilson**

Planning/Zoning:

- Planning Office for the month of November has collected fees in the amount of \$888.25 for various items including Certificates of Compliance, Septic Permits, Variances, Site Plan Reviews, After the Fact Fees and Stormwater Permits.

#### Code Enforcement:

- Has submitted a 9 page report that details 34 site visits and activities accomplished during the month of November.

#### Library:

- Novelist Mason Smith will present a Christmas reading composed of selections from the works of Dylan Thomas and Truman Capote at the Bolton Free Library on December 11<sup>th</sup> at 7:00 PM. The title of the program is “A Child’s Christmas in Wales” and more. Last year Smith presented “An Evening with Robert Frost at the Library. Refreshments will be provided by Library directors and supporters. Admission is free, but donations will be accepted. The event is sponsored by the Lake George Mirror.

#### Seniors:

- There is a printed copy available of their calendar here tonight and it is also available on the Town Website. The Senior Newsletter provides information regarding trips and activities for Bolton seniors and other items of interest that apply to all residents of Bolton such as Defensive Driving classes and the HEAP program.

### **Councilmember Cheryl Bolton**

#### Sewer Plant:

- Plant took in 2,854,700 gallons of Wastewater for a daily average of 97,157
- Cleaned 13 cubic feet of grease and grit from stations
- Serviced Equalization tank blowers
- Working on cleaning up old sludge drying beds
- Cleaned up chemical containment area
- Installed new door threshold and door sweep on pump house
- Inspected 2 Sewer taps for The Inns at Bolton. Both taps were 6" Romac taps and pictures were taken.
- Had 1 Alarm at Rogers Park pump station, lost one leg of power. Called the town Electrician and National Grid. Service was restored within a few hours.

Councilmember Bolton wanted to commend them on getting this issue taken care of so quickly.

#### Buildings & Grounds:

- Met with the LA Group at Rogers Park and dug test holes for the Chamber building.
- Shut down the restrooms at the parks.
- Blew out all sprinkler systems.
- Brought Christmas decorations down from storage.
- Put away all the garbage cans and park benches from the parks and Main St.

- Worked on motor for the sander.
- Got all plows ready for trucks.
- Took old window out of the Clerk's Office.
- Helped with sink hole on Rt. 9N.
- Plowed snow.
- Moved furniture at the Health Center.
- Set meeting rooms up for Election Day.
- Moved rocks @ Bixby and Huddle for the winter.
- Replaced chimney cap @ the Health Center.
- Cleaned leaves @ the Town Hall.
- Changed front tires on the tractor for plowing.

#### Animal Control:

- Found dog on Padanarum Rd. and took it to Glens Falls Animal Hospital.
- Dog at large complaint in Fox Hollow.

Councilmember Bolton stated that this had slowed down quite a bit from the summer.

#### Supervisors Report:

- Receipts: \$\$1,478,483.39
- Disbursements: \$\$974,181.58
- Warren County Sales Tax: down -3.2% for October; overall up 1% year to date.
- Bolton Health Committee Holiday Drive.

Councilmember Wilson commended this committee and explained how they got started and the many ways they provide assistance to families in the Town of Bolton. She stated she was very proud to serve on this committee.

- Moody's Ratings Requirement for Independent Audit.

Supervisor Conover stated that Moody's have new requirements requiring an independent audit.

- Major hole in Route 9N north lane across from Heritage Village. Town forces responded quickly and coned off the area and handled traffic control.

#### New Business

- Resolution authorizing installation of drainage downspouts and de-icing cables at entryway to Town Hall at a price not to exceed \$8,256 by 4 Seasons Seamless Gutter Service.

Supervisor Conover stated that other companies that looked at this project all stated that they did not have the proper size gutters to do the job properly. He stated that it seems to be a losing battle to keep this area clean every year. Councilmember Bolton stated that this is a preventative measure that they discussed at great length last year and the access needs to be kept clear. She stated they needed to move forward with this project. The Board members agreed.

**RESOLUTION #268**

Councilmember Bolton moved, seconded by Councilmember Wilson to authorize installation of drainage downspouts and de-icing cables at entryway to Town Hall at a price not to exceed \$8,256 by 4 Seasons Seamless Gutter Service. All in Favor. Motion Carried.

- Resolution authorizing Supervisor to enter into agreement with Standard Medical Services for 2015 for Drug and Alcohol Testing.

Supervisor Conover stated there would be no price change.

**RESOLUTION #269**

Councilmember Bolton moved, seconded by Councilmember Wilson to authorize Supervisor to enter into agreement with Standard Medical Services for 2015 for Drug and Alcohol Testing. All in Favor. Motion Carried.

- Resolutions regarding two BLDC three year appointments that expire in 2014.

**RESOLUTION #270**

Councilman MacEwan moved, seconded by Councilmember Bolton to appoint Joel Jacko to a 3 year term on the BLDC Board with term to expire in 2017. All in Favor. Motion Carried.

- Resolution authorizing the change of end of term for appointment for Hal Heusner to the BLDC from 12/31/15 to 12/31/16.

Supervisor Conover stated that the way the terms run now, 4 expire at the same time and this change would help to stagger them.

**RESOLUTION #271**

Councilmember Bolton moved, seconded by Councilman MacEwan to authorize the change of end of term for appointment for Hal Heusner to the BLDC from 12/31/15 to 12/31/16. All in Favor. Motion Carried.

- Resolution supporting the recommendations of the Adirondack Association of Towns and Villages and The Adirondack Park Local Government Review Board to amend The Adirondack State Land Master Plan and adopting resolution related to these recommendations and authorizing the Town Clerk to transmit an official copy of this resolution to the Adirondack Park Agency.

Supervisor Conover went over the highlights of the plan. Councilmember Wilson stated that they seemed to be common sense approaches and they needed to be sent to the A.P.A by December 5<sup>th</sup>.

**RESOLUTION #272**

Councilmember Wilson moved, seconded by Councilmember Bolton to support the recommendations of the Adirondack Association of Towns and Villages and The Adirondack Park Local Government Review Board to amend The Adirondack State Land Master Plan and adopting resolution related to these recommendations and authorizing the Town Clerk to transmit

an official copy of this resolution to the Adirondack Park Agency. All in Favor. Motion Carried.

**Whereas**, the Adirondack Association of Towns & Villages and the Adirondack Park Local Government Review Board have long advocated for a comprehensive review of the Adirondack Park State Land Master Plan (SLMP) – the document that governs the use of all 2,614,000 acres of state-owned land in the Adirondacks, and

**Whereas**, the Adirondack Park Agency is currently initiating a process to review and amend the SLMP – which has not had a major review in a quarter century – and is in need of significant revisions to reflect the realities of today’s Adirondacks and the needs of the people who seek to make their homes and earn their livings here, and

**Whereas**, upon passage of the Adirondack Park Agency Act by the New York State Legislature, the Act required the Adirondack Park Agency (APA) to draft the Adirondack State Land Master Plan for approval by the Governor and

**Whereas**, Governor Rockefeller’s Memorandum in Support of the Act, and the Press Release he issued when he signed the SLMP in 1972 make it very clear that both he and the state legislature intended that the state interest in the protection and preservation of the natural resources of the Adirondacks be balanced with the needs of the residents for a strong economy and healthy communities, and

**Whereas**, the Statement of Legislative Findings and Purposes of the APA Act (Section 801) states:

“ The basic purpose of this article is to **optimum overall conservation, protection, preservation, development and use** of the unique scenic, aesthetic, wildlife, recreational, open space, historic, ecological and natural resources of the Adirondack Park.

A further purpose of this article is to focus the responsibility for developing long-range Park policy in a forum reflecting statewide concern. This policy shall recognize the major State interest in the conservation, use and development of the park’s resources and the Preservation of its open space character, **and at the same time, provide a continuing role for local government**

**Whereas**, for the past four decades, state land purchasing and management policy in the Adirondacks have been tipped decidedly against economic sustainability. During that time, many traditional uses have been severely restricted or prohibited, and 320,000 acres of productive private forest lands have been purchased and converted to “forever wild” state forest preserve lands, and

**Whereas**, today, as documented in the 2014 Adirondack Park Regional Assessment, Adirondack populations continue to dwindle, schools continue to lose students, and emergency services continue to struggle financially and lose volunteers, and

**Whereas**, in recognition of the Agency’s current willingness to review and amend the SLMP, it is incumbent on local government to take this **unique** opportunity to support amendments to the SLMP

that reflect the need for economic development **sensibly balanced** with the character of the Adirondacks, and

**Whereas**, the Adirondack Park Local Government Review Board (Review Board) and the Adirondack Association of Towns and Villages (AATV) have prepared the attached list of their recommendations for changes in the SLMP, **Now, therefore, be it**

**Resolved**, the Bolton Town Board hereby states its support for the recommended amendments to the State Land Master Plan attached hereto and encourages the AATV and the Review Board to pursue said recommendations with all due haste, and be it further

**Resolved**, that a copy of this resolution be forwarded to Deputy Director of Planning, Kathy Regan, Adirondack Park Agency, PO Box 99, Ray Brook NY 12977 and via email to SLP [Comments@apa.ny.gov](mailto:Comments@apa.ny.gov) and be it further

**Resolved** that a copy of this resolution be forwarded to Governor Andrew Cuomo, Senator Kirsten Gillibrand, Senator Charles Schumer, Congresswoman –Elect Elise Stefanik, Senate Majority Leader Dean Skelos, Senator Elizabeth Little, Senator Hugh Farley, Senator James E. Seward, Senator Joseph A. Griffo, Senator Patty Ritchie, Senator Kathy Marchione, Senator David Valesky, Senator Liz Krueger, Assemblyman Dan Stec, Assemblywoman Janet L. Duprey, Assemblyman Al Graf, Assemblyman Mark Butler, Assemblyman Ken Blankenbush, Assemblyman Robert Sweeney, DEC Commissioner Joe Martens, Assembly Speaker Sheldon Silver, DEC Region 5 Director Bob Stegemann, DEC Region 6 Director, Judy Drabicki, the Twelve Counties of the Adirondacks, the Adirondack Park Agency and the Adirondack Association of Towns and Villages and the Adirondack Park Local Government Review Board.

- Resolution appointing Wendy Burkowski to the Warren County Youth Board for 2015. Councilmember Bolton stated that Mrs. Burkowski has represented the town well.

### **RESOLUTION #273**

Councilmember Bolton moved, seconded by Councilmember Wilson to appoint Wendy Burkowski to the Warren County Youth Board for 2015. All in Favor. Motion Carried.

- Resolution setting year end meeting date for December 29, 2014 @ 1:00 p.m. After some discussion the Board decided to change the meeting time to 3:00 p.m.

### **RESOLUTION #274**

Councilman MacEwan moved, seconded by Councilmember Bolton to set the year end meeting date for December 29, 2014 @ 3:00 PM. All in Favor. Motion Carried.

- Resolution authorizing the Supervisor to enter into a contract with Glens Falls Mass Transit for 2015 in an amount not to exceed \$1,950. Supervisor Conover stated they enter into this contract for the Trolley every year. He stated they are negotiating more usage for major events.



**RESOLUTION #275**

Councilman MacEwan moved, seconded by Councilmember Wilson to authorize the Supervisor to enter into a contract with Glens Falls Mass Transit for 2015 in an amount not to exceed \$1,950. All in Favor. Motion Carried.

- Resolution authorizing a five year appointment of Andy Roden to the Bolton Board of Assessment Review, with term to expire 9/30/2019.

**RESOLUTION #276**

Councilmember Bolton moved, seconded by Councilman MacEwan to reappoint Andy Roden to the Bolton Board of Assessment Review, with term to expire 9/30/2019. All in Favor. Motion Carried.

- Resolution to reappoint John Gaddy to the Bolton Planning Board, with term to expire 12/31/2021.

Councilmember Wilson stated Mr. Gaddy was an extremely valuable member of the Bolton Planning Board. She stated he had a lot of knowledge and history that he brings to the Board. She said he has served for 14 years.

**RESOLUTION #277**

Councilmember Wilson moved, seconded by Councilmember Bolton to reappoint John Gaddy to the Bolton Planning Board, with term to expire 12/31/2021. All in Favor. Motion Carried.

- Resolution to reappoint Matthew Slaughter to the Bolton Zoning Board of Appeals, with term to expire 12/31/2021.

Councilmember Wilson stated that Mr. Slaughter started as an alternate and he has been a good member.

**RESOLUTION #278**

Councilmember Wilson moved, seconded by Councilmember Bolton to reappoint Matthew Slaughter to the Bolton Zoning Board of Appeals, with term to expire 12/31/2021. All in Favor. Motion Carried.

- Resolution authorizing the Supervisor to enter into contract for 2015 with CDPHP Medicare PPO at a monthly rate of \$240.80.

Supervisor Conover stated that this was the plan that the town currently carries.

**RESOLUTION #279**

Councilman MacEwan moved, seconded by Councilmember Bolton to authorize the Supervisor to enter into contract for 2015 with CDPHP Medicare PPO at a monthly rate of \$240.80. All in Favor. Motion Carried.

- Resolution authorizing the Supervisor to enter into contract for service with Marshall & Sterling for Insurance Coverage for the Town for 2015 at a price of \$78,033.86.

Supervisor Conover stated that many of the companies canvased would not cover the town due to the dam and the docks.

**RESOLUTION #280**

Councilmember Bolton moved, seconded by Councilman MacEwan to authorize the Supervisor to enter into contract for 2015 for service with Marshall & Sterling for Insurance Coverage for the Town for 2015 at a price of \$78,033.86. All in Favor. Motion Carried.

**PUBLIC IN ATTENDANCE:**

Zandy Gabriels expressed his thanks on the street lights working now in the back parking lot.

Supervisor Conover asked Highway Superintendent to explain Thanksgiving road conditions. Superintendent Sherman explained the work the Highway Department had done on that day to keep the roads clean. Councilmember Bolton stated that it was tough being pulled out on the holidays, and she wanted to thank them and the Building & Grounds crew on a job well done.

**RESOLUTION#281**

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

**Transfers for December 2014**

To	From	Amount
<b><u>GENERAL:</u></b>		
1220.4 Supervisor CE	1430.4 Personnel CE	\$200.00
1340.4 Budget CE	1430.4 Personnel CE	\$59.00
1410.4 Town Clerk CE	1410.2 Town Clerk EQ	\$31.00
1650.4 Central Comm CE	1650.2 Central Comm EQ	\$358.00
3510.4 Dog/Animal Control CE	7110.4 Parks CE	\$23.00
5132.4 Garage CE	1990.4 Contingency	\$2,681.00
5182.4 Street Lighting CE	1990.4 Contingency	\$42.00

**HIGHWAY:**

5110.1 General Repairs PS	5148.1 Serv Other Govts PS	\$4,560.00
5110.4 General Repairs CE	5120.4 Bridges & Culverts CE	\$34,336.00
5130.2 Machinery EQ	5120.4 Bridges & Culverts CE	\$13,432.00
5130.4 Machinery CE	5130.1 Machinery PS	\$22,737.00
5130.4 Machinery CE	5120.4 Bridges & Culverts CE	\$5,571.00
5142.4 Snow Removal CE	5120.4 Bridges & Culverts CE	\$26,188.00

**WATER:**

8310.4 Administration CE	8310.2 Administration EQ	\$1,661.00
8340.4 Transmission/Dist CE	8340.2 Transmission/Dist EQ	\$1,357.00

**SEWER:**

8120.4 Sanitary Sewers CE	8120.2 Sanitary Sewers EQ	\$2,000.00
8120.4 Sanitary Sewers CE	8110.2 Administration EQ	\$298.00

**RESOLUTION #282**

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

**Pay The Bills:**

	Voucher	Amount
Mid Abstract 11A		
Water	233	\$1000.00
Tourism	52	30000.00
Mid Abstract 11B		
General	1396-1400 1402-1405 1407-1414	3162.07
Hwy	495	17.35
Sewer	272-275	2298.10
Water	237 & 239	990.08
Lights	1401 & 1406	425.68
Abstract 12		
General	1340-1395 1415-1417 1419-1443	
	1445-1453	156880.52
Highway	461-494 496-511	324933.78

Sewer	258-271 276-284	14550.09
Water	229-238 240-249	19725.71
Lights	1444	340.00
Tourism	50-51	3755.00
Museum Cap Project	1	750.00
Special Ball field	2	2805.00
Conservation Club Special	5	768.00

Executive Session: Matters dealing with the acquisition, sale or lease of real property and the employment history of particular individual.

**RESOLUTION #283**

Councilman MacEwan moved, seconded by Councilmember Bolton to enter into executive session to discuss matters dealing with the acquisition, sale or lease of real property and the employment history of particular individual. All in Favor. Motion Carried.

No Action Taken.

Adjourn: 7:12

Minutes respectfully submitted by:

Wanda Cleavland  
Deputy Town Clerk

Katie Persons  
Minute Taker