

REGULAR MEETING  
BOLTON TOWN BOARD

June 7, 2016

Regular Meeting:

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

Meeting Call to Order: 6:31 pm.

Pledge: Cheryl Bolton

Minutes: Approve Minutes of Regular Town Board Meeting held May 3, 2016.

**RESOLUTION #130**

Councilmember Bolton moved, seconded by Councilmember MacEwan to approve the minutes of the Regular Town Board Meeting of May 3, 2016. All in Favor. Motion Carried.

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

**RESOLUTION #131**

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

Public Hearing regarding septic system replacement application at 4871 Lake Shore Drive, parcel ID# 171.19-1-19 to a closed system by Lakeshore Sag LLC. (a holding tank as set forth in Resolution 186 requires Local Board of Health approval).

Carl Schoder of Schoder River Associates presented the following to the Board;

- They have a residence on a 2-tenth of an acre site with a septic system that is no longer working.
- They have high ground water on the site.
- They can't comply with the setbacks.
- The last resort they have is to install a holding tank.
- The holding tank would have alarms and potable water shutoff lines.
- The project was reviewed by Nace Engineering and his concern was addressed.

- Resolution establishing Bolton Town Board as Lead Agency for SEQRA.

Supervisor Conover inquired about the existing leach field. Mr. Schoder stated that there was a septic tank in the driveway adjacent to the house on the south side which went out to a partially collapsed metal box, and that was all they found. He imagines that whatever was there, was quite substandard.

### **RESOLUTION #132**

Councilmember Wilson moved, seconded by Councilmember MacEwan to declare the Bolton Town Board acting as the Board of Health as Lead Agency under SEQRA for the proposed Septic Variance by Lakeshore Sag LLC. All in Favor. Motion Carried.

- Resolution regarding SEQRA Determination.

Councilmember Wilson asked the Board the following questions;

1. Do any of the Board Members have concerns with any of the items listed 1 through 20 in Part 1, on the SEQRA Form as submitted by the applicant?
2. Will the proposed action impact any of the items listed 1 through 11 in Part 2 of the SEQRA Form? No
3. Do the Board Members agree that this project will result in no adverse impacts on the environment; and, therefore an environmental impact statement need not be prepared?  
Yes

Based upon the materials submitted and accepted as part of the record, our findings are as follows:

- A. The Applicant's SEQRA submission, and our analysis of the issues presented, demonstrates that there are no significant environmental impacts or concerns.
- B. The applicant has provided clear and complete responses to issues recited in the SEQRA questionnaire and based upon all information reviewed by this lead agency in its SEQRA analysis, including a thorough "hard look" and consideration of the applicant's entire submission, and upon all board and public comments received, it is appropriate in the opinion of this lead agency to make a finding that the proposed action will result in no adverse environmental impacts and that any identified adverse environmental impacts will not be significant, or where identified, are sufficiently mitigated by virtue of the conditions imposed in granting approval.

### **RESOLUTION #133**

Councilmember Wilson moved, seconded by Councilmember Bolton to make a negative declaration with regard to SEQRA for the septic variance application by Lakeshore Sag LLC. Located at 4871 Lake Shore Drive, parcel ID# 171.19-1-19. All in Favor. Motion Carried.

- Resolution regarding application by Lakeshore Sag LLC. for septic system improvements at 4871 Lake Shore Drive.

Having declared the Town of Bolton Local Board of Health as lead agency, held a public hearing and made a Negative Declaration for the SEQRA Application, I make a motion to approve this variance application for the septic system as approved by Town Engineer Tom Nace.

**RESOLUTION #134**

Councilmember Wilson moved, seconded by Councilmember Bolton to approve the septic variance for Lakeshore Sag LLC. Located at 4871 Lake Shore Drive, parcel ID# 171.19-1-19. All in favor. Motion Carried.

Public Hearing regarding septic system replacement application to construct a closed system, at Parcel ID# 186.15-1-35, 191 Homer Point Road by Charlotte Blumenthal (a holding tank as set forth in Resolution 186 requires Local Board of Health approval).

Atty. O'Connor presented the following to the Board:

Supervisor Conover asked if the structures that were being abandoned would be removed. Atty. O'Connor replied that they would.

Councilmember Wilson inquired about alarms. Atty. O'Connor detailed them to the Board.

Councilmember Wilson read an e-mail from Bradford Irving requesting that the new system not be installed any closer to his property.

Councilmember Wilson read a letter from D.L. Dickinson Assoc. stating the new system would not encroach on the Irving property.

- Resolution establishing Bolton Town Board as Lead Agency for SEQRA.

**RESOLUTION #135**

Councilmember MacEwan moved, seconded by Councilmember Bolton to declare the Bolton Town Board acting as the Board of Health as Lead Agency under SEQRA for the proposed Septic Variance for Charlotte Blumenthal. All in Favor. Motion Carried.

- Resolution regarding SEQRA Determination.

Councilmember Wilson asked the Board the following questions;

1. Do any of the Board Members have concerns with any of the items listed 1 through 20 in Part 1, on the SEQRA Form as submitted by the applicant?
2. Will the proposed action impact any of the items listed 1 through 11 in Part 2 of the SEQRA Form? No

3. Do the Board Members agree that this project will result in no adverse impacts on the environment; and, therefore an environmental impact statement need not be prepared?  
Yes

Based upon the materials submitted and accepted as part of the record, our findings are as follows:

- C. The Applicant's SEQRA submission, and our analysis of the issues presented, demonstrates that there are no significant environmental impacts or concerns.
- D. The applicant has provided clear and complete responses to issues recited in the SEQRA questionnaire and based upon all information reviewed by this lead agency in its SEQRA analysis, including a thorough "hard look" and consideration of the applicant's entire submission, and upon all board and public comments received, it is appropriate in the opinion of this lead agency to make a finding that the proposed action will result in no adverse environmental impacts and that any identified adverse environmental impacts will not be significant, or where identified, are sufficiently mitigated by virtue of the conditions imposed in granting approval.

**RESOLUTION #136**

Councilmember Wilson moved, seconded by Councilmember MacEwan to make a negative declaration with regard to SEQRA for the septic variance application by Charlotte Blumenthal, located at 191 Homer Point Road, Parcel ID#186.15-1-35. All in Favor. Motion Carried.

- Resolution regarding application by Charlotte Blumenthal for septic system improvements at 191 Homer Point Road.

Having declared the Town of Bolton Local Board of Health as lead agency, held a public hearing and made a Negative Declaration for the SEQRA Application, I make a motion to approve this variance application for the septic system as approved by Town Engineer Tom Nace.

**RESOLUTION #137**

Councilmember Wilson moved, seconded by Councilmember Bolton to approve the septic variance for by Charlotte Blumenthal located at 191 Homer Point Road, Parcel ID# 186.15-1-35. All in favor. Motion Carried.

- Motion to Reconvene as Bolton Town Board

**RESOLUTION #138**

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

Public Hearing regarding outdoor sound amplification permit for Cate's Italian Garden 4952 Lake Shore Drive, all season from 11am to 11pm.

Councilmember Bolton stated this was a standard request.

- Resolution regarding sound amplification permit by Cathy Foy for Cate's Italian Garden Restaurant.

**RESOLUTION #139**

Councilmember Wilson moved, seconded by Councilmember Bolton to approve the sound amplification permit by Cathy Foy for Cate's Italian Garden at 4952 Lake Shore Drive, all season from 11AM to 11PM. All in Favor. Motion Carried.

Public Hearing regarding outdoor sound amplification permit for Stacey Webb, at the Bolton Community Center – 56 Edgecomb Pond Road, on August 21, 2016, from noon to 7pm.

- Resolution regarding sound amplification permit by Stacey Webb.

**RESOLUTION #140**

Councilmember MacEwan moved, seconded by Councilmember Bolton to approve the sound amplification permit for Stacey Webb, at the Bolton Community Center on August 21, 2016, from noon to 7PM. All in Favor. Motion Carried.

Public Hearing regarding outdoor sound amplification permit for Kirk & Jean VanAuken, at the Bolton Community Center – 56 Edgecomb Pond Road, on June 25, 2016, from 2pm to 6pm.

- Resolution regarding sound amplification permit by Kirk & Jean VanAuken.

**RESOLUTION #141**

Councilmember MacEwan moved, seconded by Councilmember Wilson to approve the sound amplification permit for Kirk & Jean VanAuken, at the Bolton Community Center – 56 Edgecomb Pond Road, on June 25, 2016, from 2pm to 6pm. All in Favor. Motion Carried.

Public Hearing regarding outdoor sound amplification permit by Ginger Allen for The Shack located at 4944 Lake Shore Drive; June 7<sup>th</sup> to October 10<sup>th</sup> from 7am to 9pm.

- Resolution regarding sound amplification permit by Ginger Allen for The Shack.

**RESOLUTION #142**

Councilmember Bolton moved, seconded by Councilmember MacEwan to approve the sound amplification permit by Ginger Allen for The Shack located at 4944 Lake Shore Drive; June 7<sup>th</sup> to October 10<sup>th</sup> from 7am to 9pm. All in Favor. Motion Carried.

Public Hearing regarding outdoor sound amplification permit by Paul Rice of the Emmanuel United Methodist Church, at Rogers Park, on August 21, 2016, from 9am to 10am.

- Resolution regarding sound amplification permit by Paul Rice of the Emmanuel United Methodist Church.

### **RESOLUTION #143**

Councilmember Bolton moved, seconded by Councilmember MacEwan to approve the sound amplification permit by Paul Rice of the Emmanuel United Methodist Church and to approve the use of the Bolton Pier at Rogers Park, on August 21, 2016, from 9am to 10am. All in Favor. Motion Carried.

### **Public in Attendance:**

Chris Navitsky and Kathy Suozzo regarding joint water quality initiative:

- They are working with the Town on an engineering assessment of the waste water plant that is being funded by an engineering planning grant.
- She complimented Tom French II and Luke Dague on the great job they are doing.
- The Fund for Lake George is participating in a watershed assessment and the impact of it on the water quality in Bolton Bay.
- The overall goal is that the two initiatives will be coordinating to have a plan for water quality improvement in Bolton Bay that will be funded by New York State.
- They will be documenting base line conditions within the watershed to identify possible sources of nutrients and develop corrective recommendations.
- An important component project is to collaborate and coordinate the data collection with the operations that are ongoing at the Bolton Treatment Plant.
- He detailed historical data that was collected dating back to 1972.
- Currently the sampling is indicating high specific conductives and high dissolved solids.
- Today was their fourth sampling.
- Current issues in the watershed are algae bloom in Bolton Bay and on residential properties along with high ground water discharge on Mohican Road.
- They recognize that the Bolton Treatment Plant is working in compliance with DEC which can be attributed to the work of the staff and the actions of the Town Board and the various projects they have initiated.
- Mr. Navitsky detailed the ways they propose to study potential sources of nutrients in the watershed and his recommendation on how to accomplish this working in conjunction with the town.

Supervisor Conover suggested that they also include DEC on this endeavor if they are interested. Mr. Navitsky agreed saying it was key to have them on Board.

Supervisor Conover inquired how a study like this would be helpful. Ms. Suozzo detailed how this study would be needed in order to receive any new grants to further this project for upgrades to the treatment plant. Mr. Navitsky stated there would be no cost to the Town for the Waterkeeper's study.

Zandy Gabriels talked about;

- the Village of Lake George upgrades
- The study putting to rest the rural myth of underground drainage pipes and excess water.

- Looking at the sampling points on the beds, specifically bed #5 which is closest to Mohican Road.

Ms. Suozzo stated they would be evaluating all the beds and she stated that they would be working on how to figure out the water flow at the plant.

Councilmember Wilson stated she believed the Town was lucky to have the scientists working on trying to figure this out.

Supervisor Conover stated he liked the idea of partnering with the other agencies.

- Resolution of support and participation in the Bolton Bay Assessment Study to evaluate current water quality issues relating to Lake George.

#### **RESOLUTION #144**

Councilmember Wilson moved, seconded by Councilmember Bolton to support and participate in the Bolton Bay Assessment Study to evaluate current water quality issues relating to Lake George. All in Favor. Motion Carried.

Tim Larson of the L.A. Group spoke on the Cross Street Parking Lot.

- They have been working with Mr. Navitsky to work on Low Impact Design.
- They believe we will be the first municipal project to receive this.
- They have had soil testing done.
- They have received a sign off on the major stormwater portion of the project from the Town Engineer.
- They are recommending a quick advertising for bid for one week on Friday June 10th, open the bids on June 20<sup>th</sup> at 3:00pm and potentially award the project that week.
- This would allow construction to begin toward the end of June and be completed by the end of July.
- Tonight they are looking for authorization to advertise the project for public bid.

Councilmember MacEwan asked if this meant they would not be using the Highway Department for this project. Mr. Larson stated they would be using the Highway Department and Buildings and Grounds Department for the demolition portion of the project.

- Resolution authorizing the start of the bid process for the paving of the Cross Street Parking Lot with any additional funding to come from the Community Development Project Account.

#### **RESOLUTION #145**

Councilmember Wilson moved, seconded by Councilmember Bolton to authorize going out to bid for the paving of the Cross Street Parking Lot and any funding beyond the grant is to be paid out of the Community Development Project Account. All in Favor. Motion Carried.

- Resolution regarding proposed stormwater plan for the Cross Street Parking Lot (stormwater plan submitted and approved by Tom Nace, Town Engineer).

Councilmember Wilson stated the following;

(1) there is a consensus to approve this major stormwater project and

(2) based upon the materials submitted and accepted as part of the record, the findings are as follows;

1. The project meets the design requirements and performance standards set forth in the code.
2. The project will not have an undue adverse impact regarding the criteria set forth in the code.
3. The stormwater control measures proposed will function as designed and constitutes the best possible methods feasible and practicable for the project site.
4. Adequate and sufficient provisions are presented as part of the plan to assure future function or responsibility in the event of failure.
5. The project will not contribute to flooding, siltation, or stream bank erosion and will not pollute Lake George, its tributaries or streams with run-off.

#### **RESOLUTION #146**

Councilmember Wilson moved, seconded by Councilmember Bolton to accept the stormwater application as complete and as approved by Tom Nace, Bolton Town Engineer and grant final approval. All in Favor. Motion Carried.

Anne Green, President of the Bolton Terrestrial Invasive Program;

- Passed out handouts and detailed them to the Board highlighting what they have done in the past 3 years in Bolton.
- She has been informed that BTIPP needs to register as a certified pesticide business.
- There is a \$900.00 fee, but due to being a municipality, they do not have to pay this.
- There is also a requirement of an employee that is a certified, pesticide applicator. They are a non-profit organization that does not have employees.
- They are looking for ideas on how to move forward.
- She is recommending to the Board that they look at how they are going to approach invasives as a town entity and not volunteer.
- She thanked the Board for their support for the last 3 years.
- She gave her resignation as President of BTIPP.

Supervisor Conover asked the Highway Superintendent to provide a list of the roads that the Town could contract for some eradication of invasives. He stated he is still trying to arrange a meeting with DEC to discuss how this effects the Town.

Councilmember Wilson thanked Ms. Green along with Jodi Connally and Dennis Murphy for all of their efforts in getting this program up and running.



Dennis Murphy stated that it is a shame that DEC had a problem with this.

Bill Campbell spoke to the Board about revisiting the no alcohol sampling at the Farmers Market.

- They may have not realize that there are consequences to this decision. He stated the Farmers Market started as a very local activity.
- He stated that the market is run by volunteers, who put in a lot of long hours.
- He stated that they looked for a new home due to the fact that they were unable to meet the needs of the Church.
- They appreciate the Town Board stepping in to find them a space.
- The vendors that were excluded have every right to do what they were doing; they have been doing this for five years with no problems.
- Mr. Campbell did not agree with the justification of the stipulation of no alcohol sampling at Town sponsored events.
- He stated that this is an excuse and not a solution to the problem.
- He stated that no other town within the 518 area code has this stipulation.
- This stipulation does nothing to help the town and is discouraging to the volunteers that run this event.
- Sampling is an integral part of a Farmers Market.
- This stipulation is not in compliance with other Town of Bolton events.
- He is asking the Board to reconsider this stipulation.

Dawn Faller stated she did not understand why they jeopardize the market for these two vendors who want to give samples. She thinks the Farmers Market is a wonderful thing for the Town of Bolton to have. She does not see the point in arguing this and jeopardizing the whole Market.

Zandy Gabriels cited local law #8 stating it was adopted to control open containers, particularly ones that might spill out at night from local bars to the sidewalks and streets. The ordinance has achieved this goal very well. He read from the legislative intent of this law and explained that none of these provisions apply to the Farmers Market or the sale and sipping consumption of this law. He suggested that there is consumption at the parks where it is not supposed to occur. He does not believe this has been a justified decision, he believes it was a discretionary decision led by two of the Councilmembers. If it is allowed in other places, why is it not allowed at the Farmers Market. He stated this decision needs to be revisited and rescinded.

Supervisor Conover stated that any action to the Board requires two votes, one to introduce it with a second on the introduction, and then it must be acted upon affirmatively by at least  $\frac{3}{4}$  of the Board.

Dennis Murphy

- Stated that the Cross Street Parking Lot may need to be added to Local Law #8.

Zandy Gabriels talked about the following;

- UDAG funds for capital projects.
- There is no provision for repaying the UDAG advances in this agenda.

Supervisor Conover stated this would be coming to the Board. Mr. Gabriels cited a previously loaned amount from the UDAG account stating that it was not realized at the time, that it must be repaid to the UDAG account. Supervisor Conover assured him that the Board understood the repayment process.

Code Enforcement:

- Report on unsafe porch at parcel tax map #186.10-1-1.

Correspondence:

- Ruth and Sandy Lamb regarding need for access while bridgework is being done on Padanarum Road.
- Alex Jeyschune, President, Diamond Ridge Homeowner Association regarding standards and issues relating to outdoor amplified noise at Somewhere in Time.
- Harlan R. Juster, PhD, Director, Bureau of Tobacco Control regarding telephone call and research study being conducted for the NYS Department of Health by RTI International.
- Bobby Ellis Baker regarding interest in appointment to Bolton Zoning and Planning boards.
- Mike Seguljic regarding immediate need for action relative to water quality in Lake George.
- Jim Lieberum regarding inspection at Bolton Recreation Park ballfield.
- Tim Larson regarding lighting photometric plan for the new parking lot.
- Heidi Hess regarding uncertainty as to a move in date for the Visitor Center and the proposed MOU with the Town.

Councilmember Wilson stated this will hopefully happen at the beginning of next week.

- William Russo, Environmental Analyst Trainee, NYS Region 5 regarding DEC issued permit to the Town of Bolton project to replace a dock and install a dry hydrant at Veterans Memorial Park.
- Liz Rovers, CT Male regarding SWPPP Inspection Report from 5/20/2016.
- Thomas R. Center Jr., PE, Nace Engineering regarding comments and concerns regarding plans for the Cross Street Municipal Parking Lot.
- Dawn Faller copy of letter to Lake George Mirror regarding proposed uses at the Farmer's Market.
- Bill Kyle, Vice President, National Accounts for Pro-Star Energy Services regarding new, lower rate for electricity.
- Melanie Littlejohn, Upstate NY Regional Executive Director for National Grid regarding new program to replace street lights with LED technology.

Councilmember Wilson stated she would work with the Supervisor to assist in this endeavor.

- Kelli Higgins-Roche, Environmental Engineer, NYS DEC regarding Risk Mapping Assessment and Planning project and Conference on June 8, 2016.

Councilmember Wilson stated she would be attending this conference.

- Copy of letter to Anton R. Cooper from Bolton Code Enforcement regarding timber harvesting and clear cutting at tax map parcel #185.00-1-17.
- John Carstens, Environmental Analyst II, Bureau of Land Management, NYS OGS regarding exemption provided to the Town of Bolton for Veterans Memorial Park South Dock Replacement.
- Annette Craig and CGA Core Group representing Common Ground Alliance of the Adirondacks regarding invitation to meeting in Old Forge on July 19, 2016.
- Peter Barrett regarding expectation that bridgework on Padanarum Road will maintain access to property owners.

Supervisor Conover stated it was his understanding that the County would provide a bridge access, but if not the Town of Bolton would coordinate with them to make sure there was access.

- Jim Lieberum, CPESC, District Manager Warren County Soil and Water District regarding storm water recommendations at the Pratt property on New Vermont Road.
- Jessica Rubin, Director of Development and Marketing for the Fund for Lake George regarding request for letter of recommendation for funding request to the Froehlich Foundation.
- Tom Brady request to the Town to do everything possible to keep the Farmer's Market going in Bolton.
- Roger C. Sokol, Ph.D. Director, Bureau of Water Supply Protection to Dylan J. Reid congratulating him on his certification as a water operator NY0040928, grade: IIA-SW/GUI Filtration Plant, IIB-GW or SW with Filtration Avoidance Plant, C Plant or Distribution System, D- Distribution System.

Councilmember Bolton stated that both Dylan Reid and Jeffery Dickinson have the exact same certifications. Supervisor Conover stated that this was a tremendous accomplishment for both of these gentlemen and a big asset to the Town of Bolton.

- Gordon McAleer, Jr. regarding submittal of application for placement of father's name on the Bolton Veteran's Memorial Wall for his service in the Navy during WWII.
- Michael Graney, Superintendent and Michele French, Principal thank you letter for Town offer of funding assistance but have secured a grant for the event through State Farm.
- New York State Department of Taxation and Finance applauding the Town for its efforts to comply with assessment standards and completing a reassessment in 2012 and notification of tentative equalization rate for the Town of Bolton at 93.00.
- Mona Seeger, Lake George Association thank you letter for letter of support for the LGA's 2016 Froehlich Grant Application.
- Michael Pratt regarding storm water issue at 721 New Vermont Road and hope that the issue can be resolved.
- Janet Escott requesting that the pettiness regarding the Farmer's Market cease.
- ESF thank you letter acknowledging support given by various organizations for their leadership retreat at their Newcomb Campus.
- Tony and Debrean Oliva, Oliva Vineyards request for the Town Board to reconsider its resolution approving use of Town property for the Farmer's Market to allow the dispensing of alcohol.
- Penelope Jewell, Manager Farmer's Market regarding desire to have alcohol samples served by vendors at the Farmer's Market.

- Bill Campbell request to allow distribution of alcohol samples by vendors at the Farmer's Market.
- Sally Wallace regarding matters dealing with appointment to a Town Board and request for assistance.

Supervisor Conover stated that the Town of Bolton has no jurisdiction for the Town of Thurman relating to this request.

- David G. Diehl, Darrin Fresh Water Institute thank you for allowing pumping of lake water at the Bolton Pier.
- Peter and Peggy Barrett request that the county and town insure access to Wardsboro Road during bridge replacements.
- Larry Nichols regarding ground water issues on Stewart Avenue and thanking the Town for our efforts.
- Maria O'Connell, P.E. NYS Department of Health regarding replacement of the gas chlorine with liquid chlorine system at the water plant.
- New York State Department of Taxation and Finance regarding Town of Bolton tax exempt status and letter documenting it.
- Lake George Club request for fireworks display for May 13, 2016 @ approximately 9:00 PM.
- The Sagamore Resort request for fireworks display for May 15, 2016 at approximately 9:00 PM.
- The Sagamore Resort request for fireworks display for May 28, 2016 at approximately 9:00 PM.
- Dennis Murphy regarding Local Ordinance 31 and the proliferation of boats exceeding the 50 hp. limits and indicating his opposition to any change in the ordinance and wanting patrolling and enforcement of the ordinance by Bolton Police
- Kimberly Terpening, Colonel (retired) USAF regarding the Memorial Day Parade and thanking the Town for its wonderful support.
- NYS DOT regarding total Chips funding of \$115,417.62.
- Anthony Herbert, NYS DOL requesting payroll information for museum roofing contractor.

### **Committee Reports:**

#### **Councilmember Rob MacEwan**

##### **Transfer Station:**

- Total for the month: \$7,463.00.
- Spring clean-up cards \$6,350.00.
- Sue & Lisa painted the office.
- Building floor needs addressing.
- Cleaned around sheds & tires.
- Senior pick up went well, thank you to the Highway Department for the help.
- May 23<sup>rd</sup> they had a fire in the C& D Bins, 911 was called and Lisa came in from home and called Councilmember MacEwan. They do not know what caused the fire.
- They had checked every truck that was dumped.

- They have installed a new no smoking sign at the Transfer Station.
- Mowed the lawn with a mower from a customer.

Councilmember MacEwan stated he had asked the Parks Department to provide them with one of their mowers and replace it with a new one.

- Big thanks from Lisa to the Fire Department for their quick response and help.
- Lisa talked to the Highway Superintendent about removing the tires.

#### Justice Court:

- During the month of May 2016, Judge Harry Demarest took in \$4,064.00 and Judge Edward Stewart took in \$6,000.00. Total monies forwarded to the Town of Bolton amounted to \$10,064.00. There are itemized lists located in the Court if anyone desires to look them over.

#### Recreation Department:

- The Recreation Center will close for the summer on Friday June 10, 2016 and reopen in September.
- Beaches are open weekends in June and open full time on Tuesday June 21.
- The Bolton Community Boat Cruise is on Tuesday June 14, 2016, with live music by Tom Brady from 5:00-7:00, picnic 5:30-6:30, and free boat cruise from 7:00-9:00 PM.
- The Bolton Summer Day Camp is at capacity with 42 total enrolled, 22 being BCS students and 20 non BCS students. Three non BCS children have purchased one individual week to attend. There is a waiting list with 9 children on it.
- The 2016 Summer Schedule is complete and available on line. All Bolton and Diamond Point PO Boxes and mailboxes should receive one by next week.

#### **Councilmember Susan Wilson**

#### Planning/Zoning:

- Planning Office for the month May collected fees in the amount of \$1,693.50 for various items including Certificates of Compliance, Septic Permits, Variances, Site Plan Reviews, Stormwater Permits Subdivisions, After the Fact Fees, Sale of Ordinance Books and Copies/Searches.

#### Code Enforcement:

- Submitted a 29-page report that details 29 site visits and activities accomplished during the month of May.

#### Bolton Veterans' Memorial Wall:

- The committee continues to reach out to the community to insure 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](http://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:

- On Wednesday, June 25<sup>th</sup> at 7:00 pm, the library will be holding their fourth musical performance this year. This one is a little different.
- The performers will be the “Cousins of Connor”. Connor was the 12-year-old cousin of Tyler and Sarah Calzada and Evan and Daniel Malone. Connor died in an accident while hiking in the Keene Valley and his cousins want to raise monies for a scholarship in his name. This musical performance will be held at the Community Center and donations will be gratefully accepted and refreshments will be served. For more information, call the library at 644-2233.

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.

**Councilmember Cheryl Bolton**

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

- Finish hauling top soil for ball field.
- Haul item #4.
- Sweep streets.
- Cut brush Padanarum Road.
- Mowing dirt roads.
- Replace catch basins Stewart Ave.
- Grading top soil at ball field.
- Hauled mulch for Parks Dept.
- Cut and cleaned trees at new parking lot.
- Installed soil erosion blanket at ball field.

Clerk’s Office:

- Dog Licenses and renewals.
- Issued 31 Fishing Licenses.
- Sold \$1864.00 In landfill tickets at the counter.
- Deposited \$1675. from Landfill ticket sales sold at the Landfill
- Balanced three monthly bank statements.
- Community Center inquiries and rentals picking up.
- Distributed 337 Spring Clean - Up Cards at the window.
- Issued numerous purchase orders.
- Deposited \$4150. In Recreation Program receipts.
- 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.
- Water billing cycle complete, received payments of \$39,945.09.
- Advertised and interviewed applicants for the Deputy Town Clerk position.
- Organized over 80 people from Heineken USA for various Community Service projects within the Town.
- Dig Safely requests have shown an increase with the warm weather.

- Multiple copies and faxes.
- Notarized numerous documents.
- Prepared and entered invoices for payment.
- Balanced monthly abstracts.
- Ordered supplies for various departments.

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.
- Appointment letters.
- Everbridge classes and setup.
- Insurance verifications with Marshall Sterling.
- Correspondence.
- NYS Retirement Classes
- Notarized a multitude of documents for many different individuals.
- Employee memos.
- Grants.
- Updating Personnel files.
- 426's.

Sewer Department:

- The Plant took in 4,249,360 gallons of wastewater for a daily average of 137,076.
- Casella hauled 96,000 gallons of liquid sludge. This is due to unusually bad seasonal die off of trickling filter and as a result a die off of seeded sludge bacteria.
- Fixed broken air diffuser in equalization tank.
- Cleaned all pump station and removed 19.2 cubic feet of grease and grit.
- Cleaned all gravity sewer lines around the plant.
- Siewert Equipment put a new guide shoe on pump #1 at our Norowal pump station and changed out a bad capacitor.
- The new auto control valve for the equalization tank was received and is set to be installed in June.
- On 5-28-2016 Tom French was called by a homeowner on Stewart Avenue about a possible sewer leak on their property. It was found to be a 6-inch cement gravity

sewer main that was broken. A check dam was immediately put in and the repair was made within 2 hours with a 10-foot section of PVC pipe.

#### Water Department

- Monthly total coli-form tests were taken according to the sampling schedule, including P.O.C, Tthm, and Haa5.
- Conducted all general maintenance in and around plant.
- Responded to several U.F.P.O. requests.
- Found filter #1 effluent valve got super seated and upon further investigation it was determined the valve needs to be replaced. We ordered new parts and are waiting on arrival of parts to replace valve.
- Turned water service on at several locations including Contessa resort, 60 Horicon
- Installed all new chemical lines and all new chem. Pumps and equipment for new liquid cl2 room. Removed all gas cl2 equipment and sent back all gas cl2 tanks. On 5/11/16 we officially turned off gas cl2 operations and started up liquid cl2 operations. We monitored the residual and operations of new system and everything went according to plans. This provides us safer way to chlorinate our water. We also installed all necessary PPE in the chlorine room and pictures were sent to D.O.H and final approval was given.
- We had Aqua logic here on 5/19/16 and they installed new program into our control panel that will shut the plant down if we ever have high or low chlorine residual.

Councilmember Bolton stated that Mr. Roessler, owner of the Northward Ho contacted the Board concerning the lack of flushing in previous years and that when he filled his pool last spring it was completely black. He stated it was the worse he had ever seen. He said he was quite impressed this year, with all the efforts of the Water and Sewer Departments maintaining and flushing the lines this past year, when he filled the pool this spring it was crystal clear. He stated it was one of the clearest waters he ever had in all the years his family has owned the resort.

Councilmember Bolton gave kudos to the Water Department for being on a schedule for flushing. She knows things are being tweaked to be compliant and make our process better. She stated that under the guidance of Delaware Engineering we have moved light years ahead of where we once were. Supervisor Conover stated that the redesign at the Potter Hill substation has been working beautifully and now we are able to do the flushing in just about one day. This makes for a much shorter impact to the customer. The required twice a year flushing is giving increasingly good results. Councilmember Bolton stated that the schedule they have now is to have the least impact and not during peak season. The fact that all the departments are working together has been instrumental.



### Supervisors Report:

- Receipts: \$1,174,333.35
- Disbursements: \$993,107.01
- Warren County Sales Tax for April was +4.0 %; +1.8% year to date.
- Visitor Center Project slightly behind my understanding is that they should be receiving needed material and substantially completed by next week, Museum Project also a little behind schedule, both projects are on budget (substantial completion mid-month).

Supervisor Conover stated it was nice to see that the cars parking along this project are able to fit within the white lines. He stated this was an idea brought up by Mr. Gabriels late in the project but it has already made this section of the highway much better.

- Status of new ballfield at the Town Park (slopes matted hydro seeded and covered with erosion blankets 106,000 square feet of slope and top will be finished hydro seeding this week; grass already growing; big thank you to Town Park and Highway Crews and of course to Warren County Soil and Water District.
- Sewer break at 22 Stewart Avenue on Saturday, 26<sup>th</sup> of May. Problem resolved by 7:30 PM (big thank you to Tom, Dylan, George, and Mariann and Kate and Kingsley Construction for their immediate and professional response during the holiday weekend).
- We unfortunately had an individual lose his balance and fall into a dumpster at the Bolton Transfer Station, my understanding is he is doing well.
- Water and Sewer reads for this quarter are as anticipated and budgeted (Sewer billings: \$60,654.32; Water billings: \$73,326.70).
- Replacement of the gas chlorine system at the Water Filtration Plant with a liquid system was completed without major difficulty and high and low chlorine alarm and shutdown systems have also been put in place and operating as expected.

Supervisor Conover stated that we now have a much better system which NYSDOH is glad we moved to. We also now have electronic signalization that cuts off the water process at both high and low ranges. This protects our good quality of water. Kudos to our consultants and our employees.

- Annual stocking of Trout Lake took place on May 16, 2016 at 9am; big thank you to Andy Roden & family for allowing access to their dock and launch and to Dennis Murphy for helping to coordinate the event with the Bolton School and media (It was a wonderful event).

Supervisor Conover stated he has had feedback from the people at the Craft Fair and that they were unhappy with the location of this event. Councilmember MacEwan stated he spoke to Ms. Street and she seems to understand the predicament.

### New Business

- Resolution authorizing the Supervisor to enter into new 24 or 36-month municipal energy contract with Constellation Energy for the Town of Bolton.

Supervisor Conover stated that Pro Star put out a public bid a couple of years ago and the Town has benefited from this. They now have a new bid and his recommendation is to enter into at least the 24 month bid. Councilmember Wilson asked if this was another service rather than

National Grid. Supervisor Conover stated it was. Councilmember Wilson stated that this could get the town points on the LID Program.

**RESOLUTION #147**

Councilmember Wilson moved, seconded by Councilmember Bolton to authorize the Supervisor to enter into at least a 24 month and possibly a 36-month municipal energy contract with Constellation Energy should we be able to secure the same rate of 6.661cents per KW hour for the Town of Bolton. All in Favor. Motion Carried.

- Resolution to approve the disposal of an antiquated voting machine.

Supervisor Conover stated that they had called the Board of Elections and they stated the Town owned it and could declare it scrap.

**RESOLUTION #148**

Councilmember Bolton moved, seconded by Councilmember MacEwan to approve the disposal of an antiquated voting machine. All in Favor. Motion Carried.

- Resolution that the that the Town of Bolton / 30313 hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on time keeping system records or their record of activities.

**RESOLUTION #149**

Councilmember MacEwan moved, seconded by Councilmember Bolton to authorize that the that the Town of Bolton / 30313 hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Retirement System based on time keeping system records or their record of activities:

Zandy Gabriels inquired about a 6.5-hour workday for Councilmembers. Councilmember Bolton stated that this was a basic work day and as Mr. Gabriels may remember when they submit their calendars, a Councilmember may only work a .2-hour day, but if they were to work a full day and they were a member of the ERS, they would be credited for 6.5 hours. This is not every day; it is when they report their time.

**Elected Officials:**

<b>Title</b>	<b>Standard Work Day</b>	<b>Name</b>
Town Clerk	6.5 hours	Jodi Connally
Highway Superintendent	8.0 hours	William Sherman
Town Justice	6.5 hours	Edward Stewart
Town Board Member	6.5 hours	Cheryl Bolton
Town Board Member	6.5 hours	Robert MacEwan

**Appointed Officials**

<b>Title</b>	<b>Standard Work Day</b>	<b>Name</b>
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Animal Control/B&G Super. 8.0 hours  
 Deputy Town Clerk 7.5 hours  
 Secretary/Bookkeeper 6.5 hours  
 Zoning Administrator 7.5 hours  
 Deputy Highway Super. 8.0 hours  
 Court Clerk 6.5 hours  
 Codes Enforcement Officer 7.5 hours

George Mumbrow  
 Wanda P. Cleavland  
 Mariann Roberts-Huck  
 Pamela Kenyon  
 Matthew Coon  
 Annette Saris  
 Mitzi Stogsdill-Nittmann

All in Favor. Motion Carried.

- Resolution authorizing the Supervisor to execute MOU with Bolton Chamber relative to the Bolton Visitor Center.

**RESOLUTION #150**

Councilmember Wilson moved, seconded by Councilmember Bolton to authorize the Supervisor to execute MOU with Bolton Chamber relative to the Bolton Visitor Center. All in Favor. Motion Carried.

**Public in Attendance:**

Zandy Gabriels asked about the following:

- What does the MOU say about private individuals who have contributed tax payer dollars to this Visitors Center advertising their non-Chamber businesses inside this building?

Supervisor Conover stated that he believes as a municipal Visitor Center that legal businesses within the Town of Bolton will be provided a space for their brochures. Mr. Gabriels stated that if it is not in writing, he does not believe it. Atty. Muller stated that he drafted the MOU and he would generally say that you would need to be a member to participate in brochures, advertising and promotion. Atty. Muller stated the purposes state; the Chambers exclusive occupancy of the center shall be to the mutual benefit of the parties, and for the primary purpose of promoting and advancing the tourism industry in the Town of Bolton. He stated that no one is specifically excluded. Mr. Gabriels stated that this means you would have to be a Chamber member in order to use any of their bulletin boards or racks or any other advertising avenues, non-Chamber members may wish to avail themselves of.

- He has heard good things about the new parking space by the Visitor Center.
- Finkle & Indian Brook dredging projects and the listing of future projects throughout the basin that do not include these areas.
- UDAG and the repayment. Use for public and private projects. The people that run this committee see themselves as bankers, this is supposed to be a program to sustain private development. This needs to change.

**RESOLUTION #151**

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

Transfers for June, 2016

<b>To</b>	<b>From</b>	<b>Amount</b>
<u>GENERAL:</u>		
1355.2 Assessor EQ	1355.1 Assessor PS	\$40.00
1410.2 Town Clerk EQ	1410.4 Town Clerk CE	\$448.00
<u>HIGHWAY:</u>		
5130.2 Machinery EQ	5130.4 Machinery CE	\$2,119.00
<u>SEWER:</u>		
8110.2 Sewer Admin EQ	8110.4 Sewer Admin CE	\$4,050.00
8120.4 Sanitary Sewers CE	8130.4 Treatment/Disposal CE	\$4,107.00

ADDITIONAL TRANSFERS...

- \$748,034.00 funding to be transferred from UDAG checking account ending in 8848 to Rogers Park Capital Projects Account ending in 0623.
- \$126,000.00 to be transferred from D.L. Rogers Memorial Fund account ending in 1231 to Rogers Park Capital Projects Account ending in 0623.
- \$30,000 to be transferred from General Fund to Special Recreation Ballfield Account.

**RESOLUTION #152**

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

Pay The Bills:

	<b>Voucher</b>	<b>Amount</b>
Mid Abstract 5A		
General	695	\$ 225.00
UDAG	1	5,040.00
Vets Mem	2	5,625.00

Abstract 5B

Rogers Park Cap	27	66,816.82
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Abstract 5C

General	696-709 711-718 720-722	2,634.89
Hwy	222	17.35
Sewer	143-149	2,755.91
Water	134-135	626.21
Lights	710-719	57.32
Rogers Park Impr.	28	151,843.17

Abstract 6

General	620-694 723-749 751 775 777-783	46,542.64
Hwy	195-221 223-240	41,736.76
Sewer	126-142 150-164	22,634.94
Water	114-133 136-154	24,125.96
Lights	750 & 776	1,626.60
Tourism	7-10	1,500.00
Ballfield	24-32	31,588.90
Cross St.	5	10,174.93
Sewer Cap.	3	8,706.04
Zoning Ord	1	542.52
Vets Cap	5	2,066.88
Rogers Park Cap	26 29 & 30	169,940.10

Executive Session:

**RESOLUTION #153**

Councilmember MacEwan moved, seconded by Councilmember Bolton to enter into Executive Session for matters involving employment history of particular individual. All in Favor. Motion Carried.

No Action Taken

Adjourn: 8:08

Minutes respectfully submitted by:

Jodi Connally  
Town Clerk

Katie Persons  
Minute Taker