

BOLTON TOWN BOARD

Call To Order: 7:00pm

February 7, 2012

Pledge: Rob MacEwan

Moment of silence for Harold W. Brown, *Brownie*

Regular Meeting:

Supervisor: Ronald Conover
Councilman: Robert MacEwan
Councilman: Owen Maranville
Councilmember: Cheryl Bolton
Councilmember: Susan Wilson
Town Clerk: Patricia Steele
Counsel: Michael Muller

Minutes: Approve Minutes of January 3, 2012

RESOLUTION #27

Councilman Maranville moved, seconded by Councilman MacEwan to approve the Minutes of January 3, 2012 as written. All in Favor. Motion Carried.

Public in Attendance:

Ruben Caldwell - concept for expansion of Historical Society Building
Ed Scheiber, President of the Historical Society, provided an update on the progress on the plans for expanding the museum. As he stated at a previous meeting the expansion of the building was not going as well as they would like, mainly for financial reasons. They have collected approximately \$76,000 as of the end of 2011 which is far less than what is needed to proceed with this project. Last fall the Historical Society met with Ruben Caldwell about what they could do to change their planning and come up with a more economical approach that was achievable. After several meetings they have arrived at a more practical solution to suit their expansion needs. Ed Scheiber stated that they ultimately need more space for display; this new design provides a capability to display boats but also have movable partitions that can be moved within the museum to display artifacts or to make room for meeting space. Ed Scheiber stated that the plan shows something that is very inviting.

Ed Scheiber stated that the only way that this expansion can occur other than through fundraising is to seek grants. He is currently researching where grant money is and start a grant writing routine to put it all together. He introduced Ruben Caldwell to present the new concept.

Ruben Caldwell provided a sketch of the interior space of the addition. In comparison to the previous proposal they have really tried to make this a tool to draw the public in and

interact with the public. Currently the museum sits up higher and people have to walk up the stairs into a dark doorway to enter the museum. They are hoping that this new addition will allow those walking in the park or on the sidewalk to view a little bit of the artifacts of Bolton's history and invite them into the museum.

Ruben Caldwell stated that this is a simple design with a large timber frame and wooden shell with a couple of glass elements to provide transparency to the outside. There will be a moving wall in the middle of the museum for displays. The idea is that this will be considered unique in the Town and their hope is that it will be used as flexible space for meetings, lectures or educational purposes.

Councilmember Wilson asked what the total square footage the new addition would be. Ruben Caldwell replied that it is 1800 square feet with a small vestibule that will connect to the museum. Councilman Maranville asked if there would be any blasting involved. Ruben Caldwell replied no, there are some rock outcroppings nearby but they will not be a factor for the project but there is a tree that will need to be removed.

Ruben Caldwell stated that they wanted to provide the updated plan to the Board in hopes that they will have their support for the project.

Supervisor Conover stated that he likes the plan, particularly the inside and how it will open up to the lake and park and provide the opportunity to look in. Sue Wilson agreed. Ruben Caldwell stated that they were trying to draw upon a lot of local building traditions, without reproducing them. As far as the transparency goes, they were very strategic to find places where they can allow transparency while not damaging the museum's ability to display art on the wall.

Councilmember Wilson stated that her only concern is how this will fit in with the overall plan for Rogers Park and asked if they had taken that into consideration. Ruben Caldwell replied that they have looked at the LA Group's plan but they have not spoken with them as of yet. Ed Scheiber stated that they plan to attend those meetings. Ruben Caldwell stated that they do not feel that this competes or precludes any aspect of that plan. Supervisor Conover stated that he imagines that there will be quite a bit of discussion about the exterior of the building. Ruben Caldwell stated that they anticipated that and have several options that they are discussing. Supervisor Conover stated that the scale fits with the park and existing building and will better serve their program.

Tim Larson, LA Group, report on new site analysis for Rogers Park
(SEQRA Resolution regarding alternate site)

Tim Larson provided some history of the Rogers Park project. The Town received a NYS DOS grant in 2010 for park improvements for what they call Phase 2 of Rogers Memorial Park. The total grant award amount was \$490,000; half is State match and half

local match. The main aspect of the project was a bathhouse down at the beach area. The building footprint was approximately 16' x 17' with an exposed truss overhang of 6' to provide some cover from the elements and included 2 unisex restrooms, a large storage area in the rear. It also excluded some exterior changing areas that were adjacent to the restroom facility, and an outdoor shower to wash sand off. The facility was to be located adjacent to the existing tennis court. With it in that location they would have to carry the same elevation of the parking area and adjacent sidewalk out and across into the beach which would create the need to construct a low 2' wall where the building would have to sit. All of this was adding cost to the project. Other components to the project were beach improvements, removing the stone wall adjacent to the waterline, re-grading the beach back to increase the beach space, they had 3 rain gardens, which were part of their base bid project. The proposal also included a walkway connection adjacent to the beach linking the pier to the restroom, past the tennis courts and up the hillside to the top of the hill which was part of the proposal but was considered an add alternate, if the bids came in lower they could have the option to add it.

Tim Larson stated that they put the project out to bid and the bids came in over \$100,000 above their estimate. Where they missed the mark was the cost of the building. Additionally due to the proximity of the proposed building they had an overhead wire that runs parallel to the beach so as an added benefit for aesthetics and functionality, they decided to bury the lines which also added to the cost. The meetings with Town officials and the Recreation Commission showed that no parties involved were comfortable spending that amount of money for the restroom, so they took a fresh look at the project and came up with an alternative location and a plan that would simplify the program but still provide the service.

Tim Larson provided a plan showing the alternate location of the facility on the existing gravel parking lot adjacent to the port-o-johns. There are a series of constraints on this new site; 1) an overhead line that services the Anchorage development, and 2) the sanitary sewer line that runs adjacent to the parking lot from the Anchorage to the pump station. Tim Larson stated that he worked with George Mumblow from the Parks Department digging around to find bedrock, which is about 3-5' below existing grade and could be an issue with regard to utilities and foundation. With their proposed plan they are showing a reduced size building footprint at 10' x 20'. It will have 2 unisex restrooms and a mechanical room. They will not have any changing areas or outdoor shower facility, this will be a barebones facility. With the smaller building it will enable them to allow parking for 2 vehicles and a small plaza area for waiting. They will have boulders around the space to protect it from the parking area and driveway and some landscape to help blend it in with the landscape.

Tim Larson stated that the one thing he likes about this location is the building orientation and placement; he feels it better blends into the park better. Additionally people will be viewing the building at different angles which architecturally and

aesthetically help it blend better into the park.

Tim Larson provided some examples of the building type and style. In order to make this as economical as they can they revisited an idea they initially had for a pre-cast concrete structure. They are used a lot for National Park Service projects and US Forest Service projects in park like settings. The reason they strayed from this in the previous location is because everything about the building is concrete but emulated to look like real material. This will be a benefit because it will not require a foundation or perimeter wall. All that is needed is a stone base to drop the building on.

Tim Larson stated that one way to help this blend in better to the environment is to include, as an add alternate, a real standing seamed roof to emulate the pier gazebo roof and would be installed over top of the concrete roof that arrives. They will keep the color off white to match the gazebo. Additionally as an add alternate they would like to try to have at least one decorative light fixture installed. Councilman Maranville asked if there would be any benches. Tim Larson replied no it is bare bones.

Tim Larson reviewed the construction estimate for the project. The total grant for the project was \$490,000 with a \$245,000 match from the Town. Of that \$185,000 is going to be made up from costs that were put into the recently completed pier project and another \$60,000 would be taken from the Rogers Memorial Trust Fund so when added together there is essentially no out of pocket cash that would be required if they went with this proposal. Construction costs are ranging from \$230,000 range, included in that there is a significant contingency factor that they have applied to this. They have also included an allowance figure into the bid, which allows them to draw additional funds when field changes make it necessary.

With regard to schedule, Tim Larson stated that pending further discussion and approval tonight they would like to go out to bid mid to late February, open bids mid-March and come back before the TB in April with bid results. If bids come in favorable they hope to be ready to start construction by mid-April, early May.

Councilmember Bolton stated that this was presented to the Bolton Recreation Committee and they were in favor of moving ahead with this plan. She stated that personally she was very pleased with the new location for the aesthetic purposes, which was also discussed at length at the committee meeting. She indicated that the committee was very supportive and recommended supporting this proposal.

Counsel Muller asked if the LA Group when working on the earlier phase of the Rogers Park completed a SEQRA application for the project as a whole. Tim Larson replied that he does not believe that they looked at the entire park.

RESOLUTION # 28

Councilman MacEwan moved, seconded by Councilman Maranville to declare the Town Board as lead agency for the Roger Park Project. All in Favor. Motion Carried.

Tim Larson reviewed the SEQRA application.

A. Does the project exceed any Type I threshold? No.

B. Will the action receive a coordinated review for any unlisted actions? No, this will be a Type II action.

C. Could the action result in any adverse effect associated with the following:

1. Existing air quality, surface or groundwater quality/quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems? No.

Supervisor Conover asked Tim Larson to explain how stormwater is being handled for the project. Tim Larson stated that the proposed roof breaks in the middle and dishes out to either side. They will have a swale on each side of the structure that will wrap around the back side of the structure and dish out into a depression area/catch basin and tie into the trench drain at the pier. As part of the trench drain at the pier, it goes into a sediment trap that should be cleaned out on a yearly basis.

2. Aesthetic, agricultural, archeological, historic or other natural or cultural resources or community or neighborhood character?

No. They have discussed the aesthetics, there is no agricultural impact. With regard to the archeological impact, pending authorization tonight they need to resubmit their plans to the NYS OPRHP. At this point, that is only a formality because the entire park site has received no adverse effect determination. So they are just providing updated plans.

3. Vegetation, fauna, fish, shellfish, wildlife species, significant habitats, threatened or endangered species? No. They have to perform environmental screenings as part of the project and no significant communities came back as part of their screening.

4. Communities existing plans or goals that have been officially adopted or change in use or intensity of use of land or other natural resources? No. They are in conformance with the current zoning district with regard to setbacks.

5. Growth, subsequent development or related activities likely to be induced by the proposed action? No.

6. Long term, short term, cumulative or other effects not identified in the above? No.

7. Other impacts including changes in use of either quantity or type of energy? No.

D. Will the project have an impact on the environmental characteristics that caused the establishment of a critical environmental area? No.

E. Is there, or is there likely to be controversy related to potential adverse environmental impacts? No.

Determination of Significance: Based on the information and analysis above, and any supporting documentation that the proposed action will not result in significant adverse environmental impacts.

RESOLUTION #29

Councilmember Bolton moved, seconded by Councilmember Wilson to agree with the determination for the Rogers Park Project. All in Favor. Motion Carried.

RESOLUTION #30

Councilman Maranville moved, seconded by Councilmember Wilson to declare a negative declaration for SEQRA for the Rogers Park Project. All in Favor. Motion Carried.

Dave Simonetta, part owner of the Fenimore Hunting Club, stated that nothing has been done on the two bridges that need repair on Padanarum Road which is preventing access to their camp. He asked if anything is going to be done and what the status was regarding repair.

Supervisor Conover stated that they have had discussions with Carl Schoder regarding the bridges. They attempted to get these covered under FEMA funding but found that these projects were not eligible so it will totally fall under Town responsibility. He stated that they will be retaining Carl Schoder shortly, to have him do some work-ups on the one or both of the bridges and try to advance the project. He is not sure if both will get done this year, but will at least try to get the one that is a little smaller and easier to replace. He feels that it might be better that the Town do it themselves because then Federal and State highway standards will not need to be met, which can make the project more costly.

Supervisor Conover stated that there will be a lot of environmental permits involved, so it will take some time to get the project up and running. He stated that the Town has an application with the County that they are participating in, and if it is funded will help clear some dollars that they have programmed for a culvert project in Bolton that they can move towards the bridge.

Supervisor Conover stated that we had 5 major storms in 2011 and lost half the driveways and culverts from County Route 11 to Betts Pond. Dave Simonetta stated that there have been a lot of rumors floating around and wanted to get some firsthand information. Supervisor Conover stated that Carl Schoder did the inspection after the storm and they had to put up the blockades to prevent travel. Supervisor Conover

suggested that they give him a call or stop in to the office in a few weeks to allow him some time to discuss the matter with Carl Schoder and Warren County Highway officials.

Chris Navitsky requested that the TB consider requiring public hearings for projects that are in critical environmental areas surrounding Lake George, which is defined as 500' from its tributaries. He provided examples of his concerns. First is the current construction at the intersection of Route 9N and Huddle Bay Road, where the site currently has no erosion or sedimentation control measures despite being located near an existing intermittent stream and drainage way that is tributary to Huddle Bay. When he raised this to the Zoning Department, he was informed that due to the limited availability on the site for construction and storage, there was no room available for water protection control measures. This is an example where water protection measures are considered last in the planning and review process and sacrificed so construction and development can proceed. Second, is the Gordon project on Route 9N that is currently under construction. The project did obtain site plan review by the PB but did not have a public hearing despite significant disturbance proposed that included blasting 12-14' of bedrock and the removal of all trees and soils within 250' of the lake. The project did receive approval from the Town Engineer but still did not comply with the Town stormwater code for treatment of run-off from existing impervious surfaces. Again the planning of this site maximized the development and disturbance and water quality protection was simply an afterthought. The third example is the Pinnacle project which currently has 3 subdivided approval lots that has yet to receive any consideration for stormwater management. During the review of this project the PB determined that it was acceptable to segment the review of stormwater quality protection until after creation of the lot. So the proposed $\frac{3}{4}$ of a mile long driveway that has disturbance widths greater than 160' was ultimately approved by the Town without any water quality protection. The Waterkeeper currently has filed legal action regarding this project that has fortunately stalled its progress. In an attempt to improve the consideration implementation of water quality protection measures early in the planning process, the Waterkeeper has offered training session in green infrastructure and low impact development measures which would provide Town review board members necessary annual training credits required by NYS. This session details planning measures that should become standard protocol for site and subdivision planning and would benefit water quality. Chris Navitsky again requested consideration of the requirement of public hearings for projects within the critical environmental area surrounding Lake George.

Correspondence:

- John O'Connor, DVM, Glens Falls Animal Hospital regarding Contract for 2012 regarding handling of stray animals.
- Bob Slozak, 115 Susan Drive, Westfield MA & 819 Trout Lake Road regarding concrete post at Trout Lake public access asking that they be removed.
- Carla Burhoe, Canoe Island Lodge, LLC, 3820 Lake Shore Drive, regarding notification to renew liquor license.

- Ragnar Events, LLC certificate of insurance naming Bolton as additional insured.
- Tom Smith, Regional Computer Recycling and Recovery regarding E-waste and becoming a waste alliance partner.
- Alexander Gabriels, Sewer Flow Table update for 2011.
- Joan A. Waters, Waters Edge Marina, Inc., notification of intent to renew liquor license.
- Armand Canestraro, Lake George Power Squadron regarding donation of fire extinguishers and pedestals for docks at Rogers Park.
- Kristine L. Wheeler, P.E., Public Health Engineer, NYS Department of Health regarding reporting requirements.
- 2011 Annual report from Bolton Emergency Medical Services.
- Joan Beers, 16 1st Street, Bolton Landing regarding loss of electricity from fallen tree limb and cost of electrical reconnect and danger from dead limbs.

Supervisor Conover stated that he did have a conversation with National Grid regarding this matter. They will be sending someone out to take a look at it and may decide to take it down to at least below the power lines. He stated that it is not in the Town right-of-way so it does not help Joan with the cost of connecting the power supply.

- Charlanne McDonough, Lake George Club ABC Officer regarding intent to renew liquor license for both the Main Bar and Grotto.
- John Mucha, Director, Governmental Relations, Time Warner Cable regarding possible service and channel changes.
- Barbara Mitch, 1607 Twin Lakes Dr., Manasquan, NJ regarding concern over too many real-estate offices displacing traditional retail in her hometown and not letting it happen in Bolton.
- Pat Belden, Warren County Health Services regarding change to Rabies Law.
- Margaret Sing-Smith, Warren County Youth Bureau and David Saffer, Executive Director, Council for Prevention of Alcohol and Substance Abuse regarding Town of Bolton Financial support for Youth Court.
- NYS DEC regarding Annual Certification to DEC for Edgecomb Pond Dam.
- Elaine Paduano, Sales and Marketing Associate USI Consulting Group regarding services for GASB#45.
- Richard D. Blair, CSEA Labor Specialist regarding notice relating to update and adoption of Bolton Drug Free Work Place Program.
- Nancy Williams, Lake George Land Conservancy conveyance of 2011 Annual Report.
- Drew Alberti, Program Manager, Lakes to Locks Passage CD-copy of 11 videos completed as part of Warren County Quadricentennial Program.
- Gary J. Haight, 53 Oak Place, Bolton Landing regarding importance of public access to and NYS DEC stocking of Trout Lake and requesting that the Town Board pursue all possible means with NYS and Warren County to protect and enhance this access.

Committee Reports:

Councilman Robert MacEwan

Transfer Station- Total Receipts \$5,726. Lisa French informs that they should be receiving bid specs for the new compactor, which is approximately \$43,000. However there is concern that more work will need to be done. Supervisor Conover stated that the repair costs associated with the compactor and the fact that the compression unit is actually in the building, it is not a good situation. The repair costs were significant, in excess of \$15,000. He feels they need to make a decision on this in the very near future. If Board members wanted more information or had further questions he suggested they talk to Lisa at the Transfer Station or stop by the office to talk with Councilman MacEwan.

Councilman Maranville asked why they couldn't act on it tonight. Supervisor Conover stated that they need further details on the additional work that will need to be done. Councilman MacEwan stated that this is not just about the compactor, the building is in dire need of repair. He stated that he would like to do this right. Councilmember Bolton agreed that it is time to clean this up. From a personnel perspective having the compactor in the building is not a good idea at any time of year.

Water Department- Flows through the plant were 11,320,668 gallons. John Perry reports work as usual. Bacterial samples came back satisfactory. John feels that he is making more water than he needs to be and suspects that may be attributed to people running bleeders. Meter reading was completed and bills have been sent. Supervisor Conover stated that this is the first full meter reading in January in a very long time. He stated that John has done great job identifying some issues with water escaping the system and he seems very focused on tracking that down.

Sewer Department- The plant took in 3,322,980 gallons of wastewater for an average of 107,193 gallons/day. Monthly samples were done, DMR's mailed with no violations. Still waiting on a part for NoRoWal Station, but it is up and running. Chet is still working on the sewer jet. Jack Hall addressed their heating issue. They replaced the alum line due to plug somewhere in the line. Fixed pumps going to alum tank. Dome over trickling filter done except for caulking cracks at the base. They hauled 8,000 gallons of liquid sludge. Supervisor Conover stated that Chet Dagles indicated that he had the lowest flows ever in his 12 years at the sewer plant, with only 77,000 gallons in one day. He is seeing a noticeable reduction in flows to the plant which he attributes to the slip lining work that has been done and finding flows to the plant that shouldn't be going there.

Councilman Owen Maranville

Police Department- Patrolled 2,227 miles and used 211.6 gallons of fuel. An itemized list of calls answered is available for review.

Assessor- The computer file was kept up to date with deed transfers and address changes. Sales information and new addresses were passed to the Town Clerk for billing purposes.

In January they received quite a few last year transfers making a total of 29 sales from July 1st, the beginning of their evaluation year. Dave Rosebrook's in-house re-valuation project is progressing along with about 70% of all properties now reviewed. He continues to work extra hours on Saturdays, Sundays and some evenings. During March he will need a second person to work on informal reviews. This person will need to understand the appraisals and appraisal process and be able to pass along to Dave legitimate concerns. He is trying to look for a retired or part-time assessor. On January 26th, in an effort to increase public awareness of the project, Dave Rosebrook held an informational meeting at the Town Hall. Supervisor Conover stated that he did a great job.

Highway- There was no report but Councilman Maranville stated that they are doing an excellent job with all of the ice that they have been getting.

Justice- Hon. Harry Demarest took in \$5,740 and Hon. Edward Stewart took in \$2,475. Total monies forward to the Town \$8,215. Itemized lists are located in the Court for review.

Councilmember Susan Wilson

Local Waterfront Revitalization Plan Committee- They held their second of three public meetings on January 18th. Residents were invited to give their thoughts and concerns about the local economy, land use and planning, infrastructure and transportation. This committee meets again February 8th to discuss all of the ideas and concerns that were discussed at the two public meetings.

Code Enforcement Officer- 17 pages, 13 site visits and logged 271 miles. On January 25th John Famosi, newly appointed ZBA member, Gena Lindyberg, newly appointed PB member, Kurt VanAuken, newly appointed alternate PB member, Mitzi Nittmann and herself attended the Saratoga County Planning Conference. This conference is usually attended by 500-600 people and were told that it represented 8 surrounding counties. The conference is for Town, Zoning and Planning Board members, Zoning Administrators and Code Enforcement Officers and is especially important for newly appointed ZBA and PB members. It is extremely informative for them and it meets the requirements of NYS for their 4 hour training. She stated that one of the courses they attended was on stormwater.

Library- Cabin Fever Dance will be held at the Highway Garage Saturday February 18th at 6pm. You can go to their Facebook page for suggestions on different tropical songs that they will use. It will include a beach and bonfire and everyone is asked to bring their favorite dish to share. This year they are selling raffle tickets for their first big raffle. Each ticket is \$10, and the prizes are \$2,000 for the first place and the Bolton Experience, which is a hotel stay and restaurants, for second place. They will also have a silent auction for a Kindle Fire. As usual any donation is always appreciated.

The Library's next film is going to be *Paris J'aime* on February 14th at 7pm. The Book Club continues to meet every month. The Library is also planning a birthday party for the children in celebration of the March 3rd birthday of Dr. Seuss.

Seniors- Their monthly meeting was on February 1st and they had a guest speaker from the Glens Falls Association for the Blind and Visually Impaired. She provided information about assistance with such things as transportation and materials for the visually impaired.

With regard to Nutritional Site Program, Supervisor Conover came to the meeting to address concerns about closing down production of cooking for the site. It was under consideration by Warren County Board of Supervisors to change the structure of the program. They would be closing sites for cooking in Bolton, Lake Luzerne, Johnsburg and Chester. All of the cooking would take place at the County Home in Warrensburg. The Supervisors met on Monday, at which time the Supervisors from Bolton and Lake Luzerne as well as some residents spoke to the committee and expressed their concerns which resulted in a delay of action and the cooking will continue to be done at the site for the time being.

Supervisor Conover stated each community is a little different, some have their sites at the Town Halls and others at municipal buildings. Bolton is different by having it at the church. Some communities have dedicated Town staff to the program that is budgeted for which is not the situation in Bolton. He stated that they serve approximately 33 meals a day including those that are delivered. Bolton's unit costs are higher than some of the other towns but there might be other ways to reduce the staff cost at the center. There was some discussion about some of the overhead costs that the Town could help the church with.

Councilmember Bolton stated that the meals will still be provided and delivered but they would be prepared and cooked off site if they were to go with the first option. Supervisor Conover stated that the meals would be produced at Countryside but they still don't have State approval for that. Additionally, the connection between staff reduction and preparing the meals at Countryside is not a direct connection. Other than cooking the meals, it would still be only one person on site. He stated that there are other components to their site that they would still like to include as part of their program. He stated that Bolton will not be able to achieve the same level of cuts with the other approach but there are other efficiencies that they can achieve without moving County costs over to the Town costs. Supervisor Conover stated that this is an important program to their community. He stated that the Bolton residents who attended the meeting on Monday represented the program and Town very well.

Councilmember Cheryl Bolton

Recreation Commission- Gearing up for the summer program as well as the Day Camp program, which runs 6 weeks for approximately 40 children. The Gore Mountain

program is ongoing and there are about 45 participants. They are still servicing the after school and weekend program.

Rescue Squad- Councilmember Bolton reported that the Town is in receipt of their annual report. She will be meeting with Harold Shippey to start discussing stats on a monthly basis.

Parks Department- Councilmember Bolton met with George Mumblow who indicated that they are starting to work on picnic tables and equipment repairs and completed work on the manhole cover in the parking lot. She has discussed with Supervisor Conover about the need for a desktop so that they can communicate their activities via email.

Fire District- They purchased a 2012 Chevy Tahoe from State contract that will be for the Fire Chief and will be used for mutual aid calls and other fire department business. Currently the Fire District does not have any debt on their apparatus at this time. They did indicate that they have a few concerns with some dry hydrants; 1) at Edgecomb Pond dam and 2) by Betts Pond, which they have requested to meet about.

Supervisors Report:

- Receipts: \$1,454,328.33
- Disbursements: \$752,491.84
- Reminder regarding restricted parking on streets during measurable snowfall periods.
- Sales tax update for December and year end 2011 for Warren County: Overall sales tax total for Warren County was up almost 8% over 2010, Bolton's share was up \$32,347.
- Warren County Occupancy Tax report – at this stage it looks even with 2010.
- Annual audit report for the Supervisors Office, Clerk's Office, Tax Collection and Justice Department are complete.

Supervisor Conover thanked Councilman MacEwan for his participation in the audit review. He stated that they will be making that available to the public.

Old Business / Tabled Resolutions:

New Business:

- Resolution authorizing Supervisor to sign 2012 service contract with Glens Falls animal Hospital.

Supervisor Conover stated that there was a slight increase but overall still a good deal.

RESOLUTION #31

Councilman Maranville moved, seconded by Councilman MacEwan to sign contract with Glens Falls Animal Hospital to handle stray animals. All in Favor. Motion Carried.

- Resolution authorizing use of Highway Garage by Bolton Free Library for Annual Cabin Fever Event on February 18, 2012 from 6:00pm – 11:00pm.

Supervisor Conover strongly recommended attending the event. He stated that the Library does a great job with this event.

RESOLUTION #32

Councilman MacEwan moved, seconded by Councilman Maranville authorizing use of Highway Garage by Bolton Free Library for Annual Cabin Fever Event on February 18, 2012 from 6:00pm-11:00pm. All in Favor. Motion Carried.

- Resolution authorizing Supervisor to sign professional service contract with the LA Group for Trails Master Plan work relating to DEC Smart Growth Grant in the amount of \$69,000.

Supervisor Conover stated that this was a 100% grant received last year. Given the State's financial situation, he wanted to wait until the contracts came in on this. They have come in at this time and are ready to step forward with this. He asked Councilmember Wilson to be their liaison to this study group. Councilmember Wilson agreed.

RESOLUTION #33

Councilmember Bolton moved, seconded by Councilmember Wilson to authorize Supervisor to sign professional service contract with the LA Group for Trails Master Plan work relating to DEC Smart Growth Grant in the amount of \$69,000. All in Favor. Motion Carried.

- Resolution to make the Annual Audit Reports for the Town Clerk, Tax Collection, Justice Court and Supervisor's Office part of the public record.

RESOLUTION #34

Councilman MacEwan moved, seconded by Councilman Maranville to make the Annual Audit Reports for the Town Clerk, Tax Collection, Justice Court and Supervisor's Office part of the public record. All in Favor. Motion Carried.

- Resolution accepting donation of fire safety pedestals and equipment from the Lake George Power Boat Squadron.

Supervisor Conover stated that the Power Boat Squadron provided these fire safety extinguisher pedestals to Lake George. He has spoken to the Town of Lake George and they have indicated that they are thrilled with them. The installation is simple and it offers a better protection down at the docks. It also has a light and if you open the door the alarm goes off. They were concerned about kids opening the doors, but none of that happened. The Power Boat Squadron is looking to donate 4 pedestals; one at each of the slips. Additionally the Squadron might provide one at the pier and one at Veterans Park. Supervisor Conover stated that this is a great organization and wonderful contribution. Councilman Maranville asked if any special procedure was needed to accept this donation. Counsel Muller replied no.

RESOLUTION #35

Councilman Maranville moved, seconded by Councilmember Wilson to accept donation of fire safety pedestals and equipment from the Lake George Power Boat Squadron. All in Favor. Motion Carried.

- Resolution authorizing award of 2012 Construction and Demolition Contract to Waste Management with a haul rate of 125.10 and tipping fee of \$69 per ton and authorizing Supervisor to sign agreement.

Supervisor Conover stated that C & D was not included in the County bid this year so all Towns had to go out on their own. There were 2 bidders; Waste Management and Cassella. They were within \$2.90 from one another on the bid. Waste Management presently disposes of their C & D and their haul rates are a little less than this year's hauling rate and the tipping fee is exactly the same. Councilman Maranville asked why the fees were separated. Supervisor Conover stated that he was not sure but thinks it might be due to the changing weight of the material.

RESOLUTION #36

Councilman MacEwan moved, seconded by Councilman Maranville to authorize award of 2012 Construction and Demolition Contract to Waste Management with a haul rate of 125.10 and tipping fee of \$69 per ton and authorizing Supervisor to sign agreement. All in Favor. Motion Carried.

- Resolution authorizing Supervisor to sign amended service contract with the LA Group in the amount of \$12,340 for preparation of plans and drawings and bid work for restrooms at Rogers Park.

Councilman Maranville asked how the Board felt about the new concept. Supervisor Conover stated that he liked the overall program and feels that it will suit their needs. He stated that the other location had several people concerned about the aesthetics but the cost alone was enough to consider a new plan. This is a much more modest plan. Supervisor Conover stated that he was concerned about the new location because they would be losing parking. However, they were able to maintain a few spaces for parking or a turnaround or off loading at the pier or boat slips. He feels that this proposal is a good compromise.

Councilmember Bolton stated that the committee seemed very positive about the plan. She feels that this does meet the needs even though it is smaller it does fit in the area better. Additionally, it is much more aesthetically pleasing and it comes in at a better cost.

Councilmember Maranville stated that he is wondering if this is the right size or kind of building. He doesn't want to invest in something and not have it serve their needs. Supervisor Conover stated that there will be some additional work that will need to be done at the pier with regard to the barricade and allowing access for the emergency vehicles. Councilman Maranville stated that this is a drastic change from what was originally proposed. He is concerned that because initially there seemed to be a need for the additional items and now there isn't. Councilmember Bolton stated that she was not

involved in the previous plan and she does not doubt the need for it, but it seemed to her that it was a grandiose approach. Councilmember Wilson stated that it seemed more of a nicety rather than a necessity. Councilmember Bolton stated that this is more bare bones approach and it is more aesthetically pleasing and will serve the community's needs.

RESOLUTION #37

Councilman Maranville moved, seconded by Councilmember Bolton to authorize Supervisor to sign amended service contract with the LA Group in the amount of \$12,340 for preparation of plans and drawings and bid work for restrooms at Rogers Park. Councilman Maranville opposed. All Others in Favor. Motion Carried.

- Resolution authorizing Town of Bolton Attorney and Enforcement Officer to begin enforcement action relative to Barron Dingman, 894 East Schroon River Road, Diamond Point, New York 12824, tax map number 184.02-2-13 regarding possible construction of structures without permits and parcel grading without storm water permit.

Councilmember Wilson stated that Counsel, Supervisor Conover, Zoning Administrator and Code Enforcement Officer had a meeting on February 2nd to discuss this issue. This resolution will allow the Code Enforcement Officer the authority to enter the site to determine what has taken place on this site.

RESOLUTION # 38

Councilmember Wilson moved, seconded by Councilman Maranville to authorize Town of Bolton Attorney and Enforcement Officer to begin enforcement action relative to Barron Dingman, 894 East Schroon River Road, Diamond Point, New York 12824, tax map number 184.02-2-13 regarding possible construction of structures without permits and parcel grading without storm water permit. All in Favor. Motion Carried.

- Resolution authorizing Town Clerk and Deputy Town Clerk to attend NYS Town Clerks Association Conference in Saratoga on April 23rd and 24th. Registration cost is \$200.

RESOLUTION# 39

Councilman MacEwan moved, seconded by Councilmember Bolton to authorize Town Clerk and Deputy Town Clerk to attend NYS Town Clerks Association Conference in Saratoga on April 23rd and 24th. Registration cost is \$200. All in Favor. Motion Carried.

- Resolution authorizing a Statutory Installment Bond for \$220,452.00 for purchase of a 2012 Western Star Tandem Truck, model 4800/4900 SB Chassis, installment Bond with Glens Falls National Bank for 3.25% annual interest for 5 year.

RESOLUTION #40

Councilman Maranville moved, seconded by Councilman MacEwan to authorize a Statutory Installment Bond for \$220,452 for purchase of a 2012 Western Star Tandem Truck, model 4800/4900 SB Chassis, installment Bond with Glens Falls National Bank

for 3.25% for 5 years. All in Favor. Motion Carried.

- Resolution authorizing change of Town of Bolton health insurance coverage from MVP to Capital District Physicians Health Plan, CDPHP, EPO beginning March 1, 2012 for non-union employees.

Supervisor Conover stated that the insurance year begins March 1st each year. They have been with MVP for the past two years. The current MVP program is slated to increase by 11% this year, so he asked their consultants at Jaeger Flynn to look at other comparable options that were more affordable. The CDPHP, EPO is a very good program. The annual savings for family coverage for the 6 non-union employees is \$20,911 of which the employer pays 75% and employee pays 25%. The 6 people plus 1, represents a cost difference of \$17,469 and 5 single employees cost differential is \$7,280 for a total cost differential between the two plans annually of \$45,660 of which \$11,415 would be savings to the employees and \$34,245 to the employer. There is one feature to the CDPHP program that is a little different from the MVP; CDPHP has an HMO element for retirees 55-65. He stated that it is expected to be rolled into an EPO in the future but he is not sure at this time. The Town presently has 1 retiree and 1 spouse that would be affected by that but they will only be affected by that for an additional 12 months because they will be moving over onto the MVP supplement program Medicare eligible. This will be a negotiated item for the union employees and will be discussed during the negotiation process. Under the existing contract they will be maintained under MVP until such time as a new contract is entered into and the terms of that contract would dictate how costs associated with this and other benefits are to be handled.

Supervisor Conover stated that he did some calling around to other Towns that have this same program and all indicated that they were pleased with the exception of the HMO element for retirees. The only issue is that if these individuals were to leave the service area for any amount of time and needed medical attention.

Councilman Maranville thanked Supervisor Conover for all of his hard work that he has put into the Health Care business for the Town. It is pretty serious issue and costs a lot of money on both ends. Supervisor Conover stated that this is a great company and program being offered. It is a quality product for the employees at a more affordable price.

RESOLUTION #41

Councilman Maranville moved, seconded by Councilmember Bolton to authorize change of Town of Bolton health insurance coverage from MVP to Capital District Physicians Health Plan, CDPHP, EPO beginning March 1, 2012 for non-union employees. All in Favor. Motion Carried.

Public in Attendance:

Zandy Gabriels- stated that he was delighted to hear that Chet Dagles had one of the lowest single day readings of sewer in flows at 77,000 gallons. However looking at the overall numbers for the month they took 3,329,000 gallons and comparing that with prior

years it seems to fall in between 2010 and 2011. In 2011 it was 3,190,000 and in 2010 it was 3,540,000 both of those reading were before any slip lining had occurred. He is not sure they are seeing a lot of change with the slip lining of 50% of the sewer line because the last 3 months have not indicated any changes.

With regard to water, Zandy Gabriels stated that if John Perry feels that they are taking in a little more than usual because they took in 11,000,000. In 2004 they took in 7,000,000 gallons, 2005- 6,000,000 gallons, 2006- 6,000,000 gallons, 2007- 5,000,000 gallons, 2008- 4,000,000 gallons, 2009- 4,000,000 gallons, 2010- 4,000,000 gallons, 2011- 3,700,000 gallons. He stated that is not just losing a little water. He agrees that it is difficult to find where but it needs to be done. Supervisor Conover agreed that they will need more data for a longer period of time. However he gave John Perry credit for finding two issues recently; he is turning into quite the investigator.

Councilman Maranville stated that he would like to have some sort of memorial for Harold Brown for his 32 years of service to the Town. He was a fixture in Town and he would like to see a building dedicated to him, possibly the Parks Building since that is the department he worked for. Supervisor Conover agreed and stated that the department was very much impacted by his passing. He was important to the department and the community. He stated that he likes the idea and suggested the Board think of some ideas for a memorial or dedication.

Pay Bills:

RESOLUTION #42

Councilman MacEwan moved, seconded by Councilman Maranville to approve payment of the following bills:

	Voucher	Amount
December Mid Abstract 12E		
General	1485-1512	\$10,891.52
Highway	588, 590-605	17,604.09
Sewer	312-317	1,142.02
Water	263-268	1,050.27
Engineers	3	500.00
January Abstract 1A		
General	9-10, 12-14	7,106.19
Water	2-3	1,540.55
Sewer	2	330.00
Light	11	4,433.99
January Abstract 1B		
General	27,38,42-53,55-57	4,558.44
Highway	16 16.79	
Water	9-10	1,349.90

Sewer	6-9	4,324.99
Lights	41, 54	518.79
February Abstract		
General	15-26,28-37,39,40,58-117	28,867.08
Highway	2-15, 17-51	52,432.21
Water	4-8, 11-22	5,672.38
Sewer	3-5, 10-17	6,379.80
Street Lights	107	4,532.53
Zoning Ordinance Update	1	5,285.93
Rogers Park Docks	1	2,750.00
Indian Brook Restoration	1	14,423.33

Executive Session: CSEA Contract Negotiations

Adjourn:

Meeting adjourned at 8:46 pm

Minutes respectfully submitted by:
Patricia Steele
Town Clerk

Minutes respectfully submitted by:
Kristen MacEwan
Minute Taker