

BOLTON TOWN BOARD

Call To Order: 7:00 pm

June 5, 2012

Pledge: Cheryl Bolton

Regular Meeting:

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

Councilman Maranville arrived at 7:10pm

Minutes: Approve Minutes of Town Board Meeting held May 1, 2012.

RESOLUTION #102

Councilman MacEwan moved, seconded by Councilmember Wilson to approve the May 1, 2012 Town Board Meeting minutes as written. Councilman Maranville was absent for vote. All Others in Favor. Motion Carried.

Public Hearing: A public hearing on June 5, 2012 at 7:00 pm regarding enactment of Local Law #1 of 2012 titled "Appointment of and Procedures Relating To Alternate Member of the Town of Bolton Planning Board and Zoning Board of Appeals."

Resolution regarding Local Law #1 of 2012 entitled "Appointment of and Procedures Relating To Alternate Member of the Town of Bolton Planning Board and Zoning Board of Appeals."

Zandy Gabriels stated that he feels the text and intent of this local law are appropriate and well done. He understands that if a Board member recuses him or herself from an application, that recusal stands for the entire application pending before the Board. However it raises the question about when there is an absence, if an application is tabled, who would then sit when it comes before the Board again. Counsel Muller replied that the regular member would if they are able to certify that they understand the application fully and have read the minutes from the prior meeting.

With regard to selection of the Chairman, Zandy Gabriels stated that the Board members decide yearly, he asked if it will continue to be done informally as it has been done in the past. Supervisor Conover replied yes, and the only time it would come before the Town Board would be in the failure to designate a chairperson.

Supervisor Conover closed the public hearing.

Councilmember Wilson explained the reason for the local law; the NYS Town Law allows the appointment of an alternate member to vote in the event of a recusal; however it does not allow for a vote in the event of an absence. This local law will allow the alternate to vote in either scenario.

RESOLUTION #103

Councilmember Wilson moved, seconded by Councilman MacEwan to approve Local Law #1 of 2012 entitled “Appointment of and Procedures Relating to Alternate Member of the Town of Bolton Planning Board and Zoning Board of Appeals as follows:

BE IT ENACTED by the Town Board of the Town of Bolton:

SECTION 1: AUTHORITY AND SUPPRESSION- This Local Law supersedes any prior Town of Bolton policy, local law, ordinance or rule that is inconsistent herewith. This Local Law is enacted pursuant to the authority and power granted to the Town of Bolton under and pursuant to §§267 (11) and 271 (15) of the Town Law, §10 of the Statute of Local Governments, §10 of Municipal Home Rule Law, and the New York State Constitution at Article IX. To the extent inconsistent with said §§267 (11) and 271(15) of the Town Law, this Local Law is intended to supersede, and does hereby supersede: (i) New York State Town Law §271 (and other provisions of Article 16 inconsistent herewith) pertaining to Alternate Members of the Planning Board of the Town of Bolton, and the appointment, terms of functions and powers of such Alternate Members; and (ii) New York Sate Town Law §267 (and other provisions of Article 16 inconsistent herewith) pertaining to Alternate Members of the Zoning Board of Appeals of the Town of Bolton, and the appointment, terms of functions and powers of such Alternate Members.

SECTION 2: PURPOSES- It is sometimes difficult to maintain a quorum on the Planning Board and Zoning Board of Appeals because members are ill or upon extended vacation, or find they have a conflict of interest situation on a specific matter before such Board. In such instances, full participation by a full Board is impeded, and sometimes official business cannot be conducted, which may delay or impede adherence to the required timelines. The use of Alternate Members in such instances is hereby authorized pursuant to the provisions of this Local Law. The Town Board of the Town of Bolton thus and hereby enacts this Local Law to provide a process for appointing Alternate Members of the Planning Board and the Zoning Board of Appeals. These individuals would serve when Members are absent or unable to participate for any reason on an application or matter before the respective Board.

SECTION 3: TERM, APPOINTMENT AND RE-APPOINTMENT- Alternate Members of the Planning Board and Zoning Board of Appeals shall be appointed by the

Town Board for a term of one (1) year in accordance with this Local Law.

SECTION 4: DESIGNATION PROCEDURE FOR ALTERNATE MEMBERS- The Chairperson of the Planning Board or the Chairperson of the Zoning Board of Appeals may designate an Alternate Member to substitute for a Member when a regular Member is unable to participate upon an application or matter before such Board. When so designated, the Alternate Member shall possess all the powers and responsibilities of such Member of the Board. Such designation shall be entered into Minutes of the Meeting at which the substitution is made.

SECTION 5: ALTERNATE MEMBERS REQUIREMENTS- All provisions of law relating to Planning Board or Zoning Board of Appeals Member eligibility, vacancies in office, removal, compatibility of offices and service on other boards, as well as any provisions of any law or procedure relating to training, continuing education, compensation and attendance, shall also apply to Alternate Members.

SECTION 6: PLANNING BOARD AND ZBA CHAIRPERSON DESIGNATIONS- The Planning Board and the Zoning Board of Appeals shall annually select from among their own Members (but not from among any Alternate Members) their own Chairpersons and Vice Chairpersons. On or before the date of the annual Organizational Meeting, the Planning Board and Zoning Board of Appeals shall notify the Town Board as to the identity of their designated respective Chairpersons and Vice Chairpersons. In the event the Planning Board or the Zoning Board of Appeals ever shall fail to so designate a Chairperson or Vice Chairperson, the Town Board shall so appoint such offices after consultation with the respective Board.

SECTION 7: SAVINGS- If any part or provision of this Local Law or the application thereof to any person or circumstances is adjudged invalid by any court or tribunal of competent jurisdiction such judgment or determination shall be confined in its operation to the part or provision or application directly involved in the controversy in which said judgment or determination shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Town Board of the Town of Bolton hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

SECTION 8: EFFECTIVE DATE- This Local Law shall take effect immediately. The Town Clerk is directed to immediately file a copy of this Local Law with the New York Secretary of State, as required by law.

Councilman Maranville was absent for vote. All Others in Favor. Motion Carried.

Convene as Board of Health

RESOLUTION #104

Councilman MacEwan moved, seconded by Councilmember Bolton to convene as the Board of Health. Councilman Maranville was absent for this vote. All in Favor. Motion Carried.

RESOLUTION #105

Councilmember Wilson moved, seconded by Councilmember Bolton to declare the Bolton Board of Health as lead agency for Richard and Yona Freidin, Parcel ID#186.15-1-28, 42 North Point, sanitary sewer variance application. Councilman Maranville was absent for this vote. All in Favor. Motion Carried.

Public Hearing: Regarding a variance request by Richard and Yona Freidin, Parcel I.D. #186.15-1-28-42 North Point to Section 3.040, Article B.1 of the Bolton sanitary sewage disposal ordinance which requires 36 inches of naturally occurring soil above an impervious layer for fill systems located within 1,000 feet of the lake: 32 inches of native soil exists (variance request is for 4 inches).

Tom Hutchins provided a brief explanation of the replacement system. The Freidin's have owned their property since 1975. The current system is a pre-existing system with unknown detail and it is time for replacement. Tom Hutchins stated that he feels they have a very good location for the system; it is a fill system that will be 200' from the lake. It meets all setbacks and clearances from property lines, their well, adjacent wells, water supply and lake.

Tom Hutchins stated that the ordinance asks for 36" of naturally occurring soil above groundwater, impervious layer or bedrock for a fill system. The site has 32" of separation and the soil is good. They are seeking a variance for the lack of separation.

Supervisor Conover stated that he understands the applicant will be abandoning, demolishing and filling the old system which was located fairly close to the lake. He asked if they will be using the existing tank. Tom Hutchins replied no they will be getting an entirely new system. The system will pump 150' up gradient to the leach fields. He stated that it will be a significant sized system; it is designed for 5 bedrooms. The design of the field is wholly in compliance with the exception of this separation issue.

Supervisor Conover asked if the system has an alarm in the event of failure. Tom Hutchins replied yes. Councilman MacEwan asked if the Town Engineer had reviewed the plan. Tom Hutchins replied yes and he has given his approval.

George Goodwin of 33 North Point Road and westerly neighbor stated that he is in support of the system. He asked if he should be concerned with the old cesspool location and the accumulation of sewage in that area. Supervisor Conover stated that the plan shows that the old system is to be pumped out and back filled with sand. Tom Hutchins stated that the tank will be removed because that is where the new tank is going and any

material in this area will be removed and back filled with clean sand. If there is some system remaining outside the limits of that area it will be abandoned in place. Richard Freidin stated that they do not have a cesspool it has always been a tank. They have never had any issues of sludge overflowing, it has only been water. When the water table rises their system doesn't function as well. He stated that they have not had any problems with the tank and does not feel that there is any damage to the soil.

Chris Navitsky, Lake George Waterkeeper, stated that he appreciated the clarification on the existing system because on the plans it did indicate that there was a failed system. With regard to the alarm, he asked if there was also going to be a water shut-off on a high alarm; if there is water flowing, the tanks won't overflow.

Chris Navitsky stated that he supports the application and feels that it is good with the 200' separation. He asked if the TB would alert adjoining land owners or if there was type of public notification in the event of a failure. He stated that recently there has been some legislation through the State Assembly and now at the State Senate regarding the public right to know on sewage spills from publicly operated waste water treatment plants.

Councilman MacEwan asked if we would establish a pump-out schedule like has been done in the past. Supervisor Conover stated that the provision could be added. He asked Tom Hutchins if the alarm would shut down the system completely. Tom Hutchins stated that presently it is shown as an alarm condition, which is an audio and visual alarm at the panel. However it could be tied in to shutdown the water supply as well. Supervisor Conover stated that it would be wise to do that.

Supervisor Conover closed the public hearing.

- SEQRA Environmental Assessment Finding

Supervisor Conover reviewed the SEQRA form as follows:

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

1. Existing air quality, surface or ground water quality/quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion drainage or flooding problems? No.
2. Aesthetic, agricultural, archeological, historic or other natural or cultural resources or community or neighborhood character? No.
3. Vegetation, fauna, fish, shellfish, wildlife species, significant habitats, or threatened or endangered species? No.
4. Community's existing plans or goals as officially adopted, or change in use or intensity of use of land or other natural resources? No.
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 C1-C5? 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 cause 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 #106

Councilman MacEwan moved, seconded by Councilmember Wilson to make a negative declaration for Richard and Yona Freidin, Parcel ID#186.15-1-28, 42 North Point, sanitary sewer variance application. All in Favor. Motion Carried.

- Resolution regarding variance request by Richard and Yona Freidin relating to Parcel I.D. #186.15-1-28-42.

RESOLUTION #107

Councilmember Wilson moved, seconded by Councilman MacEwan to approve the septic variance for Richard and Yona Freidin relating to parcel #186.15-1-28 with the condition that a shut down device with alarms to be installed in the event of being too full. All in Favor. Motion Carried.

Convene as Bolton Water Commission

RESOLUTION #108

Councilman MacEwan moved seconded by Councilman Maranville to convene as Bolton Water Commission. All in Favor. Motion Carried.

Bolton Water Commission

Request from Suzanne Brett to install a well at her home located at 19 Sunrise Shores Loop, Tax ID#186.10-1-16.

Suzanne Brett explained that her home used to be connected to the Sunrise Shores cottages water line. The Association is no longer allowing her to hook up to their water line. She explained that she would have to install her own line which is well over 500' of woodlands, wetlands and rock. The only other alternative is to go through Huddle Bay

Road, which would also involve a lot of disturbance and excavating. She is seeking to drill a well on her property, which can be kept within the required setbacks.

Supervisor Conover stated that not only would the applicant have to go the distance to hook up to the junction on 9N but she would have to get permission for an easement over someone's property. Councilman MacEwan stated that it seems that the applicant is encountering an extreme hardship. Supervisor Conover stated that John Perry feels that this is not just difficult but near impossible to get the required depth and to dig the distance through the rock.

Supervisor Conover explained that being a tax parcel within the water district she will continue to receive a bill. Suzanne Brett replied that she has been receiving and paying them, so she will only continue to do so. Supervisor Conover stated that he can appreciate the difficulty that the applicant faces. He added that the line that exists is only a seasonal line.

Resolution regarding request by Suzanne Brett to install well at her home at 19 Sunrise Shores Loop, Tax ID# 186.10-1-16

RESOLUTION # 109

Councilman MacEwan moved, seconded by Councilmember Bolton to authorize Suzanne Brett to drill a well at her home at 19 Sunrise Loop, Tax ID#186.10-1-16, as she has demonstrated proof of practical difficulty and economic hardship. All in Favor. Motion Carried.

Reconvene as Bolton Town Board

RESOLUTION #110

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

Public in Attendance:

- Dave Wick, Executive Director, LGPC

Dave Wick stated that he has come before this Board for the past 20 years wearing a different hat with Warren County Soil and Water. He stated that the LGPC faces a challenge because it has not had really strong communication with the communities which is one of his primary goals to overcome. He would appreciate any opportunity or interest that this Board has in having the Commission come and speak with them about whatever issue might be. He stated that he is easily accessible and wants to be able to have open and interactive discussions with them. Dave Wick stated that he has been making his way around the LG basin and wants to have this be more inclusive to the community. He stated that all of the LGPC meetings are open to the public and would welcome their input and ideas.

Dave Wick thanked the Town for their very proactive stance on Invasive Species.

Supervisor Conover has come out directly in favor at taking a strong look at what is going on in Lake George and moving to a proactive stance to Invasive Species management. He understands that the entire TB supports a similar position and he appreciates that.

Dave Wick stated that he wanted to be present to answer any questions they have. Supervisor Conover stated that he is very pleased with Dave Wick's appointment as LGPC Director. Dave Wick has been a stalwart supporter of the environment and has been extremely helpful in working with all the Towns and communities around the district; he states this in conjunction with all the Supervisors in the County.

Supervisor Conover stated that recently a court decision was made regarding boathouses and docks on Lake George. We are still attempting to connect the dots on that decision and hoping that the LGPC's attorney could work with the municipalities to better understand its impact in terms of the decision making process at the Town level. He stated that we are very sensitive to issues of home rule. However, we also want to do the right thing for their applicants to have a streamlined process.

Dave Wick stated that he has had many discussions with their attorney and Molly Gallagher. He stated that they did not advocate any position pro or con for this, this was strictly a decision as a municipality versus a land owner. When talking with Molly Gallagher, from their perspective they are still working with the Towns. All applications that come in front of the LGPC are provided to the Code Enforcement Officer and the Town and if the Town has any issues, they can bring them to the LGPC to be considered.

Councilmember Wilson stated that this is once again a testament to Dave Wick's accessibility. He responded to an email from her on the Sunday of Memorial Day weekend. She congratulated him on his appointment.

- Kathy Vanselow, President Bio Conservation, Inc.

Kathy Vanselow thanked the Board for allowing her to speak tonight. She stated that she has been doing black fly control since 1985. They currently have 11 townships in the Adirondacks that they are servicing and 13 other towns as well. She provided a brief slide show presentation.

Kathy Vanselow stated that black flies are a nuisance in the Adirondacks. Since they are not carrying infectious disease the Health Department does not pick up any of the bill, municipalities are paying for the program. However, her company is able to streamline the programs so that it costs the property owner about the same amount as a can of "Off".

Kathy Vanselow explained that the adult females bite you and lay their eggs in the streams. She stated that they apply their product in the streams to kill them at the source. Black flies are filter feeders so the bacteria they put in the streams flows along and they ingest the bacteria which causes a reaction in their stomach and kills them.

Kathy Vanselow stated that they have a monitoring system; they go and check the streams and find the larvae and treat them. They treat them prior to the time they pupate. Black flies are found in small streams, around beaver dams and in large bodies of water. The treatment is not harmful to other aquatic species except black flies; it is extremely species specific. They can treat in any body of water.

Kathy Vanselow stated that their product was tested by NYS Museum on all invertebrate in all the stream systems. Once they found that it only affected black flies, they proceeded to rip the streams free of black flies for several years checking trout lakes and finding that there was no significant change to water quality or other aquatic species.

Kathy Vanselow stated that they would go out in the Town and map out all running water in the given area; this would be done in the fall in order to treat in the spring. She stated that all homeowners would be notified and they would check the habitats. They would make their submission directly through the DEC, they do not have to apply to APA because they are only applying to flowing water. She stated that her company would handle the permitting process as well as the SEQRA process. They provide a training program to certify the technicians to apply this. The application is done in early spring, this year it was done March 1st.

Kathy Vanselow provided a copy of what she feels would be a good program for the Town; it covers approximately 27 square miles. She stated that the one-time mapping fee is \$7,500 which includes the permit. The annual fee for treatment would be \$2,100.

Supervisor Conover asked if there were any other municipalities in Warren County that her company contracts with. Kathy Vanselow replied yes, the Town of Horicon and Chester.

Councilman MacEwan asked what the success rate was for treatment. Kathy Vanselow replied that they have a 98% kill rate.

- Tim Larson, LA group

Tim Larson discussed two projects for the Town. The first regarding the docks at Veterans Park. The program would include the replacement of the northern dock system. He provided a copy of the draft plan. We are looking at the use of a floating dock system extending from the lake edge to approximately 75'. The current crib dock system to the south extends over 105'. With the new system it will limit the extension into the heavy boat traffic of the bay. He stated that the first 40' from the shoreline will be too shallow to be used by a motorized boat; therefore the slips will start from 40' out. We will have a number of fingers that protrude from the dock and will allow for up to 8 boats. Tim Larson stated that another component in the shallower part of the water is a canoe and kayak launch that could be integral to the dock system.

Tim Larson stated that one of the advantages for a floating dock system in this stage is that we do not know what is going on with the Finkle Brook dredging project. The drawback will be that they are seasonal and will need to be removed and put back in at the end and beginning of each season. Being seasonal does have its advantage because we will not need bubblers or ice eaters and it will allow for lake access in the winter. He explained how the dock can be removed, we would need some equipment and manpower. It would take 2 men for 1/2-3/4 of a day, twice a year.

Tim Larson stated that another option is to just have one middle finger and have the dock be longer; it could accommodate a total of 12 boats. However extending 100' from the shoreline would put them out into more boat traffic.

Tim Larson stated that if the Town is interested in pursuing this project, they would prepare the detailed engineering plans and be back in July or August with more firm design concepts and details. They would like to award the contract in the fall and have a fabricator fabricate the dock system in the winter so that they are ready to be installed by the spring.

Supervisor Conover stated that the south dock has been hit hard by ice and slush and doesn't look the best. He feels that part of this program is going to have to either replace or renovate that dock. Tim Larson asked if they see the south dock remaining. Supervisor Conover replied yes.

Councilmember Bolton agreed that we need to look at the south dock as part of this proposal. She feels that the proposal for the north docks being removable is a win-win situation, even with the time dedication, they are not disrupting the ice fishing, the Finkle Brook project and we are offering 8 boat slips. She also likes the idea of having a kayak and canoe access in this area. Councilmember Wilson agreed and stated that it is also protecting the dock from the winter elements. She likes the configuration and thinks it is great that there will not be a lot of wake where someone may launch a canoe or kayak. Supervisor Conover stated that he likes that this is modular and we can fit it to the budget.

Councilman Maranville asked what will hold the dock in place. Tim Larson replied that there are galvanized steel posts at the end of each finger and then so many feet on center down each run; those posts are taken out and put back each season as well.

Supervisor Conover stated that he would be interested to know comparable areas that have utilized these systems and to get some feedback.

Supervisor Conover stated that we have action later on that will need to be taken relative to this proposal. Basically it would be to authorize the LA Group to move forward with a more formalized plan. He stated that we have a state grant to do this work and also have

a fairly significant amount of money sitting in an account to launch the project; close to \$120,000. Supervisor Conover stated that we have to do something with the south dock and with regard to the north dock, it would allow us to have access for the ice fisherman and it lends itself to the Finkle Brook project. The change in depth of water is flexible.

George Goodwin, stated that he has a reproduction Smith Granger guide boat that he would love to row to town. He asked if they could have a way of pulling the boats up to prevent them from getting scratched on the rocks. Supervisor Conover asked Tim Larson to keep that in mind because he has heard that from several other people; if it can be fitted into the program he would love to see it.

Rod Owens neighboring property owner stated that at least once a year they receive a strong storm that comes with 24-30" breakers. Last year they lost the end of 2 docks; this system is going to take a beating and will need to be designed to handle it.

Tim Larson reviewed Rogers Park project. The next round of funding will be focusing on the upper terrace in the park. One of the scenarios would be to reconstruct the Chamber of Commerce building and making it more of a visitor's center and potentially consolidating the current restroom facility with the Chamber of Commerce. We want to improve the aesthetics of the upper terrace as far as greeting motorists entering the hamlet but also pedestrians entering the park. A secondary goal of the DOS funding is stormwater improvements, so along with the functional and architectural improvements that would be part of the grant we would look to capture and treat stormwater on the upper terrace before it reaches the hillside and lake.

Tim Larson stated that the current round of grant funding is due in mid-July. We are looking at a total project cost of \$450,000, with the Town share being approximately \$225,000.

Supervisor Conover stated that there may be other ideas on the exact location of the Chamber structure or even combining the Chamber and bathroom structures. Tim Larson stated that over the course of the project some of the thinking has changed with location of the consolidated building but it will all get figured out down the line and has no bearing on the grant application. Supervisor Conover stated that we will need to bring the Chamber of Commerce into the process. Tim Larson agreed.

Supervisor Conover stated that if we organize this project the right way, under the right scenario, it might be Occupancy Tax eligible on the match. He knows that there are Occupancy Tax dollars being channeled into the LG Visitor's Center through the County Tourism Department. He stated that he has had an initial review with Paul Dusek, County Administrator, who agreed that under the right scenario this could fall under occupancy tax dollars. Supervisor Conover stated that we have a Rogers Park Fund, some of those dollars might need to be expended this year; Councilmember Bolton will discuss that later in the meeting. However the bulk of it is available to be used for

improvements. We have a couple of different sources without having to hit the tax payer, should we be fortunate to receive funding.

Tim Larson stated that the Town has momentum with these two projects, one on-going, using the same funding, so from the State's perspective there is momentum from the Town as far as your willingness to improve the town and stormwater.

Joe DiNapoli thanked Supervisor Conover for including the Chamber of Commerce in this project. He stated that the Chamber building is coming to the end of its useful life. The original building is over 60 years old was built with pure log all the way through, unlike the back of the building that is sided. He asked what size building they were proposing for the Chamber. Tim Larson replied 1,200 sq. ft., part of that would be restrooms and part would be for the Chamber/Visitor's Center.

Joe DiNapoli stated that size would work out well for them. However, we would like to discuss the location of the building. He would like to stay or retain the location; we are more visible in this location. He stated that Bolton is the second largest tourism venue in the County. We are of significance and moving towards a Visitor's Center would be a big help to people coming into the area, bring a boost to tourism and would help put Bolton Landing on the map. He stated that we are very appreciative of whatever the Town can do and if we could keep the building in the current location it would be wonderful.

Supervisor Conover stated having experienced the Chamber's office operation and Elaine's excellent work, he understands how busy they are. He commended the job that they do on a daily basis. He added that the marketing job they have done is also tremendous and commended Heidi Hess for her work. They have moved the craft fair into Memorial Day Weekend, added the Farmers Market and this year they have started the re-enactment. He stated that they have really promoted the community which is good for the whole community.

Joe DiNapoli stated that the Occupancy Tax was so dreaded by the tourism community when it first started but it has really provided a shot in the arm to the community. He stated that the Occupancy Tax monies that come in to Bolton have enabled them to do things that they wouldn't normally be able to do. Also, there is an additional fund that is housed at the County, people can go and apply for those funds as well. He stated that Juanita Waller went down and got \$10,000 for her event one year, but has since been cut back a little bit because her event is a couple of years old. However they recently went down with an application for the re-enactment weekend and received \$10,000 in addition to the money from the local occupancy tax.

Joe DiNapoli thanked the Board again for including the Chamber in this project because it otherwise would not be possible to replace the building.

Councilmember Bolton stated that she has not had an opportunity to speak with the Rec. Commission on this yet, but will be meeting with them this week. There are some upgrades in the park that we would like to make this year. She agrees with Joe DiNapoli that the new Chamber building should remain in its current location for visibility. Councilmember Wilson stated that initially she was part of the planning of the Rogers Park project in which the building location was changed. However since then she has realized that the Chamber building really should remain in its current location.

Supervisor Conover stated that if the Board elects to go forward with the application, he would like to meet with the Chamber to get a better sense of the general program. Tim Larson agreed.

Zandy Gabriels commented on the dock proposal for Veterans Park. He stated that it is an excellent proposal and one that has been kicked around for some time. He agrees that the south dock needs to be repaired but does not know if it needs to be right away. When it does get approved, it should be a solid crib dock, it will go with tradition and it does extend a lot of benefits to people in that bay.

Zandy Gabriels feels that the concept of the canoe and kayak launch should be postponed until the scientists can determine whether or not non-motorized crafts are carriers for invasive species entering Lake George. However the science costs money, in this economy, there is no money for this kind of science.

Public in Attendance:

- Graham Cox, 71 Pioneer Village Road

Graham Cox stated that he wanted to follow-up on Dave Wick's discussion about invasive species. He also commended the Town on its leadership and thinking on this topic. He was fascinated to hear about additional occupancy tax available. Mountain Lakes PBS in Plattsburg is doing a documentary on invasive species in the lake. They did some filming last summer and fall. They will be back again this spring and summer. He stated that there is a way to view the current footage online. To do this film they are looking for donations from the community who are all affected by invasive species. The documentary is focused on how the communities are responding. He encouraged everyone to look at the current footage and to donate if they are able to. He stated that this will not only be used by PBS but for educational modules.

Graham Cox stated that fighting invasive species takes a basin-wide approach. He recently appeared before the LGPC requesting that they consider a basin-wide fertilizer and pesticides ordinance. It cannot be done on town-by-town basis, it really needs to be for the entire basin. He stated that his impression was that the LGPC would not be acting until they were asked for support of such ordinance from the local municipalities.

- Chris Navitsky, Lake George Waterkeeper

Chris Navitsky stated that Dave Wick's attendance at the meeting sets a good precedent

for the future of LGPC. He raised a lot of good points especially with the Town's stance on invasive species. He stated that a lot of people are saying that now is the time to act, but truthfully the time to act was yesterday. Chris Navitsky stated that they have put out their clean boats and discussed "cleaned, drained and dry". He gets frustrated with comments from Zandy Gabriels about "cleaned, drained and dry", because his example does not fall under those guidelines and therefore is not a true comparison.

Chris Navitsky stated that there is a lot of talk about needing more science. However there is a program in Lake Tahoe with decontamination and boat washing stations and the best data they have is that they have no new infestations, which speaks volumes with what we need to do.

Chris Navitsky stated that he agrees with Mr. Cox about the basin-wide ban on fertilizers and pesticides. He stated that relying on the NYS law will not provide enough protection, we need to step up and address this issue.

Correspondence:

- Referral of report of the Office of the State Comptroller 2012 Audit Report of the Bolton Fire District.
- Sound amplification permit application from James and Shirley Irwin, 9 Maple Street, Bolton for June 29th, 2012 from 6:00pm to 10:00pm.
- Richard E. Weber, Deputy Director Adirondack Park Agency regarding receipt of application from John A. Esper for a hunting and fishing cabin and deck, chemical toilet and gray-water system near East Schroon River Road Section 170.01, Block 1, Parcel 3.
- Sylvia and Bob Phillips, Anchorage, big thank you for new fence at Rogers Park.
- Vincent Palazzo, President Board of Trustees Bolton Free Library request to hold an event in the Town Hall on Saturday, August 11th, 2012 from 2-5pm for an auction fund-raiser for the Library.
- Request by the Court Clerk to carry 26.5 vacation hours into 2012.
- Tom Nace, P.E. Town Engineer regarding structure located on East Schroon River Road, Tax Map #184.02-2-6 and his opinion that said structure (pictures provided) constitutes a public hazard and recommending demolition or stabilization of structure.
- Tim Larson, RLA, LEED AP, the LA group notifying Town that the contractor at Rogers Park has completed initial work and will finish upon delivery of restroom building anticipated to be around second week of July.
- Jonathan C. Lapper, Esq. Bartlett, Pontiff, Stewart and Rhodes, P.C. regarding noise permit request on behalf of Daniel Lewis Family for a Sound Amplification permit at 5274 Lake Shore Drive, Bolton Pursuant to Ordinance #22 of the Bolton Code for a private wedding and related festivities (dinner: Friday, September 7, 2012 and wedding and reception taking place the following day, Saturday September 8, 2012 with a maximum of 5 musicians playing from 7-11:30pm on the 7th and a maximum of 10 musicians playing from 7pm to 2am the following day and into the 9th).
- Robert E. Waite, President R&A Waite, Inc. regarding payroll processing services.

- Patricia Steele, Bolton Town Clerk report regarding Tax Settlement for 2012.
- Facilities Use Permit by Anita Richards at Veterans Park for Emmanuel United Methodist Church on Tuesday, June 26th, 2012 (approved by Supervisor).
- John Eleftheriades, 4 Morningside Circle Bolton Landing has issue with paying water district fee when property not connected to public water supply, wishes to know legal authority for water fee.
- John S. Mucha, Director of Governmental Relations regarding possible changes to programming.
- Marci Robarge, Legal Assistant, Gregory V. Canale, Attorney at Law regarding waiver of 30 day waiting period for liquor license for Paul W. Garlick, The Ryefield.
- Mayor Robert Blais invitation to Supervisor from InterExchange Company regarding foreign student event on Tuesday, June 26 at 1:00pm at Smokeys Restaurant (company brings 250-300 foreign students to our area each year).
- Cesar R. Perales, Secretary of State, regarding new round of NYS Consolidated Funding Application due by July 16, 2012.
- Request by Transfer Station attendant to give sick time to Sewer Plant Operator for family medical emergency.
- Elaine Borrelli, Sales and Marketing Associate, USI Consulting regarding assisting communities with GASB #45 compliance.
- Brian S. Reichenbach on behalf of Michael Congel, Jr., E Ryan Miller, True Coffee LLC and Rosetta Holdings notification to sell liquor at Café Vero.
- Ray Ciccarelli Jr. 55 Braley Hill Road, Bolton regarding issues with drainage ditch work on Braley Hill Road adjacent to his house and impact on water service as a result of decrease depth.
- Carl Schoder, P.E. regarding issues with drainage ditch work on Braley Hill Road.
- Chief James Neumann budget and request regarding Court Officer Position.
- Kate Mance, AICP, Senior Transportation Planner regarding Safe Routes to School program, applications due by Friday, October 5, 2012.
- Jeffrey Fisher, P.E. Project Coordinator, NYS DOT regarding bridge repair project on Route 9N over Northwest Bay Brook to take place this year.
- Peter Bauer, Executive Director of the Fund for Lake George notification that he will be resigning his post with the Fund for Lake George.
- Doug Melnick, Director of Planning, City of Albany regarding Capital Region Sustainability Plan and need for participation from all parts of the region.
- Pat Steele, Bolton Town Clerk regarding bid result for the Transfer Station Compactor.
- Barry Kincaid request to put up a tent at Veterans Park for a graduation party on June 24, 2012 (tent will be put up on June 22 and taken down June 25).

Committee Reports:

Councilman Robert MacEwan

Transfer Station- Total receipts \$7,835. Spring clean-up cards were \$6,393. Lisa reports that the senior pick-up went very well with 20 people and the Highway Department did

an excellent job. The recycling materials are going to be stored in the old Highway shed until we figure out what to do with them. We need to replace a wheel on the mower.

Councilman Owen Maranville

Police- They patrolled 2881 miles, used 231.6 gallons of fuel. A list of all the calls answered is available for review.

Assessor- The computer file was kept up to date with transfers and address changes. With regard to arms length sales, there is a total of 42 since July 1, 2011. On May 24, the Board of Assessment Review met between the hours of 10am-12pm, 2-4pm and 6-8pm. There was a total of 30 people attend the sessions. The meetings were organized and handled in a timely fashion, however their total was 86 grievances received and addressed by the Board on that day. Shortly after 8pm the Board heard the last of the grievances. They then deliberated until 11pm and returned on May 29th from 6:30pm-11pm. Dave commends the BAR for their hard work and diligence.

Justice- Hon. Harry Demarest took in \$4,635 and Hon. Edward Stewart took in \$3,875. Total monies forwarded to the Town \$8,510. Itemized lists are available in the Court.

Councilmember Susan Wilson

LWRP- The Local Waterfront Revitalization Program Committee will conduct a Public Meeting on Wednesday, June 13, at 7:00pm at the Town Hal. Members of the committee will be available to take comments from the public before it is submitted to the Town Board. It will require approval from the Town Board prior to the Department of State for their review.

Code Enforcement- has submitted a 54 page report for the month of May. 34 sites were visited and the report details the action of the Code Enforcement Officer.

Library-

- On June 16 at 2:00pm Emma and Megan cordially invite you to share your wedding plans and wedding memories at their bridal party which will be held at the Library. They will have consultants available to provide information on hair styling, cosmetics, photography, flower arranging and more. Or if you just want to share memories about your own wedding bring photos and if your wedding dress still fits- please wear it. Wedding cake and other refreshments will be served. They ask that you RSVP by June 9th to Emma or Megan.
- On June 17th the Library is hosting the annual reunion of local members of the Civilian Conservation Corps that was active from 1933-1942. Marty Podskoch, who has written about the CCC will be in attendance. He interviews former CCC members, collects photos and documents their stories.
- The Library Book Club will be meeting on June 18th at the Community Center to discuss the book "The Dirty Life".
- The Library Board would like to express their appreciation to George Mumblow and

his crew for the work they have done on Library grounds.

Seniors-

The Bolton Seniors meet each Wednesday morning at 10:30am

- Tuesday, June 12- trip to the Saratoga Racino.
- Wednesday, June 13- trip to Hillbilly Miniature Golf followed by lunch at Country Meadows.
- Wednesday, June 20- Welcome Back Luncheon will be at Lakeside. Hot and Cold buffet; cost is \$15.
- Thursday, June 28- Choice of two bus trips, one to Erie Canal and one to Mohonk Mountain House. If anyone is interested I have contact information.

Councilmember Cheryl Bolton

Bolton Emergency Medical Services Incorporated- Electronic medical records-starting May 1, 2012 BEMS started using the Zoll electronic medical record system. This system enables us to record patient information on a laptop computer and file it with the State of New York, our Quality Assurance Committee, and our billing agency. When the event is over and the report is complete it is uploaded to the appropriate servers and no longer is present on the lap top. A copy of this report goes to our own computer as a medical record and for review by our Quality Assurance Committee. Two lap tops and the software were provided by our billing agency and is upgraded and maintained by them.

Patient Billing- Billing for services started May 1, 2012. Reports for all services provided in May have been submitted to EMR., our billing agency. Because of lengthy and complicated billing procedures we have not yet received any payments. We expect to see some action on cash flow in early August.

Staffing- Recently Laurie Fitzgerald was granted online medic status by Dr. Girling, our medical director. For volunteer staffing we now have one online Paramedic: Bernie Marki, AEMT-P; three online critical care Teks: Steve DeLorenzo, AEMT-CC, Laurie Fitzgerald, AEMT-CC, and Harold Shippey, AEMT-CC; and one online intermediate Tek: Peter French, AEMT-I. We also have Linda Frazier, AEMT, Steve Meigher, EMT-B, and Earl Mikoloski, EMT-B. As drivers we have Doreen Brown, Scott Jacobs, Don Russell, Rick Schroder, Ed Sheridan, and Jim White. For paid staffing we have: Paramedics/Critical Care Teks- Jocelyn Fischer, AEMT-CC, Pam Fischer, AEMT-CC, Dennis Iverson, AEMT-P, Steve Romano, AEMT-P and Bill Southwick, AEMT-P; Driver/EMT- Scott Cornell, EMT-B, Kevin Fusco, EMT-B and Karen Wright, EMT-B.

We are always in need of more volunteer staff, either drivers or medical staff. Day shifts, 7 am to 7pm, are primarily covered by paid staff. Night shifts, 7pm to 7 am, are primarily covered by volunteer staff.

Medication formulary- Under the direction of Dr. Girling the range of medications

carried on board the ambulances has been broadened allowing us to respond to more severe situations found in the field.

Equipment- Our current monitor/defibrillators do a great job at what they do but no longer meet the requirements of current emergency medical practice. We have considered three different replacement units and have had hands on demonstrations of two of them. The units currently under consideration cost roughly \$30,000 each without all the bells and whistles. In order to comply with current medical protocols we will need to purchase two units in the near future.

Fire District- The State Comptroller audit report for 2012 has been placed in the Board's files. The Fire District has taken the recommendation from the audit as an opportunity to update policy and improve procedures. Their next monthly meeting is June 7 at 7pm and as always it is open to the public. The Fire Department hosted a mutual aid maritime drill on June 2nd, approximately 40 divers were here for the drill. Regular monthly meetings and drills are scheduled. The Las Vegas Night's paperwork is being filed with the Town Clerk and will be hosted on July 7th and August 11th this year.

Parks Department- There is an itemized list of all of the work that has been done to gear up for the season, including getting the parks ready, cleaning up the cemeteries, replacing picnic tables, etc. Councilmember Bolton stated that she received many compliments on the facilities and parks for Memorial Day weekend. She commended the crew for coming together. There are some projects coming up with removing some sand and some improvements in both parks.

Recreation- The calendars will be out next week. Michelle Huck has been very busy getting ready for the summer. She has secured her staff for the day camps and lifeguards. The summer camp will run for 6 weeks and the mini camps run 1 week each. They are offering basketball, soccer, baseball, dance and theater. There are 9 concerts scheduled on Tuesdays, 8 movies on Wednesdays, 5 adventure trips and 10 special events all within that calendar.

Councilmember Bolton stated that she asked Michelle to look into a couple of other requests regarding resurfacing the basketball courts at the parks. We are also looking at replacing the backboards; they will have to be made for Rogers due to the poling. The tennis courts need to be re-lined and cleaned properly. She has gotten some quotes for that.

Supervisor Conover stated that if we can get it together with the work program and appropriate quotes, he thinks that we should move forward with it this year. Councilmember Bolton agreed and stated that Michelle was getting her additional information and hopes they can make a decision before July 4th. Councilman MacEwan stated that this is long overdue and agrees that we should try to get it done this year. The consensus of the Board was to move forward with this if possible this year.

Councilman Maranville asked who owned the tennis courts by the firehouse. Councilmember Bolton replied that they are owned by the school but we don't put up the nets for safety reasons.

Supervisors Report:

- Receipts: \$784,827.47
- Disbursements: \$562,751.63
- Restroom Improvement Project at Rogers Park – site work complete, awaiting delivery of building first or second week of July.
- Stocking Trout Lake was completed per Board authorization and I have provided some photos of the stocking to the Board.
- Fire hydrant flushing took place on May 7-11, 2012, all went well.
- Mortgage receipts tax first payment ending March 31, 2012 was \$83,229.01 (same period last year payment was \$60,528.12).
- Bids received on a new compactor: low bid by United Services Group, Inc. at \$47,848.
- Bolton Landing Business Association annual membership campaign \$35.00.

Supervisor Conover commended the group on all of the work they do in terms of decorations and Christmas functions.

- Judge David Krogmann decision regarding docks and boat houses or other structures (copies of decision provided to Board members).
- DOS 2009 Grant Agreement for the Watershed Coalition received, however, there are some program issues that the Conference needs to iron out with the DOS relating to projects we thought were approved that are not included exactly as approved by the Conference. The good news is that they did include a magic salt shed funded and the SEQRA review for the Finkle Brook delta, but no dollars for the project itself.
- Board has been provided cost estimates from Tim Coon, Highway Superintendent for road work on Mohican Road to Potter Hill Road to Trout Lake Road, Braley Hill Road (Federal to Lake Shore Drive). Also, we are presently gearing up to replace one of the two bridges on Padanarum Road that washed out and we are discussing the second bridge with County Engineers, possibly for next year. The County may have some material that could reduce the cost of the larger second bridge. The resolution in that work program is very aggressive and will more than likely require transfers later in the year.
- Copied Board with a list of the 20 lowest Property Tax Rates in the Capital Region for 2011 produced by the Empire Center for New York State Policy (Bolton including school district was third on the list; Hague with Bolton School District was second on the list).
- Clean, Drained and Dry material provided to the Board and the icon and site for how to properly clean your boat has been added to the Town internet site. He thanked Kate Persons for her assistance in getting that on the website so quickly.
- On behalf of the Town of Bolton I issued an Emergency order creating a temporary 5mph zone on Boon Bay including no anchoring while mats are down to fight the Asian Clam beds in the bay; mats will probably be removed late June or early July

whereupon the order will be removed.

- Carl Schoder, P.E. report regarding dry hydrant test at the Pier and his findings that they are “working well” (report sent to Fire Chief Jeremy Coon). The initial tests on the hydrants failed. However, Carl went out with a pumper and determined that the hydrants are working well and there was an issue with how they were tested prior. He thanked Carl for his extensive report which has since been passed onto the Fire Chief. He also spoke to Jim Liebram about doing the dry hydrant at Bett’s Pond. There is a different elevation now due to the new culverts so they will resurvey it and get it in place.
- Big bravo to 9-year old Emma MacEwan granddaughter of Rob MacEwan and daughter of Jeremie and Kristen MacEwan who donated her hair to aid a program serving ill children. He stated that he was very touched that she came up with this idea on her own and acted in this matter.

Old Business / Tabled Resolutions:

- Solar Project

Counsel Muller provided comments regarding their contract. Supervisor Conover stated that he has spoken with them and they are carefully watching for funding and possible program changes by NYSERDA and federal government which affect how those types of negotiations take place. Once that is cleared up, he will bring it back to the Board.

- Allen’s Way/Allen’s Alley

Supervisor Conover stated that he has not received any further information and he would expect at the next TB meeting, absent any other information, we are obliged to change the name back to Allen’s Alley.

Councilmember Wilson asked Dave Wick for an update on the eradication efforts for the Asian Clams. Dave Wick provided a brief review of the progress of the Asian Clam Remediation. He stated that there is a meeting this week. There is a larger amount being found. However, when they do find it, it is being addressed quickly. He stated that they are hoping this year is a great success because it will be a challenge to come up with the same level of funding for next year.

New Business:

- Resolution authorizing award of Stationary Compactor bid to United Services Group, Inc. for \$47,848 and authorizing the Supervisor to enter into a contract to complete this work.

Supervisor Conover stated that this was the lowest bid; it is a responsible and good bid based on recent compactor bids elsewhere in the county. He stated that it might require some transfers but we should act on this because it will take 4-6 weeks to get the equipment.

RESOLUTION #111

Councilman MacEwan moved, seconded by Councilman Maranville to authorizing award

of Stationary Compactor bid to United Services Group, Inc. for \$47,848 and authorizing the Supervisor to enter into a contract to complete this work. All in Favor. Motion Carried.

- Resolution authorizing closing of portion of Edgecomb Pond Road on September 22, 2012 from 2:00pm to 11:00pm for the Bolton Harvest Festival.

Supervisor Conover stated that this was a great event last year. Councilmember Wilson stated that they are closing the road to allow for the bed races and square dancing. They will only be closing the 1500' length of the property. They did the same last year and she was not aware of any complaints.

RESOLUTION #112

Councilmember Wilson moved, seconded by Councilmember Bolton to authorize closing of portion of Edgecomb Pond Road on September 22, 2012 from 2:00pm to 11:00pm for the Bolton Harvest Festival. All in Favor. Motion Carried.

- Resolution authorizing approval of extension of sound amplification permit to 11:00 pm on September 22, 2012 for the Town of Bolton Harvest Festival.

Councilmember Wilson stated that they will have the Stony Creek Band playing from 8-11pm at the Harvest Festival.

RESOLUTION #113

Councilman MacEwan moved, seconded by Councilmember Wilson to approval of extension of sound amplification permit to 11:00 pm on September 22, 2012 for the Town of Bolton Harvest Festival. All in Favor. Motion Carried.

- Resolution approving Bolton Free Library request to use the Town Hall Conference Room to hold a fund raising event on August 11th, 2012 from 2-5pm.

Supervisor Conover stated that we have a very active Library Board and they are out there raising money which serves a great purpose in their budget. This helps keep their operating costs to the general taxpayer down. He commended the Library Board for all of their hard work.

RESOLUTION #114

Councilmember Wilson moved, seconded by Councilmember Bolton to approve Bolton Free Library request to use the Town Hall Conference Room to hold a fund raising event on August 11th, 2012 from 2-5pm. All in Favor. Motion Carried.

- Resolution approving carryover of vacation time by the Court Clerk and that said extension of vacation time is approved for 60 calendar days from the anniversary date of 5/13/2012.

Supervisor Conover stated that this is a good compromise and perhaps a good policy going forward.

RESOLUTION #115

Councilman Maranville moved, seconded by Councilman MacEwan to approving carryover of vacation time by the Court Clerk and that said extension of vacation time is approved for 60 calendar days from the anniversary date of 5/13/2012. All in Favor.

- Resolution regarding structure owned by Richard Larkin, located on East Schroon River Road, Tax Map #184.02-2-6 and which the Town Engineer has determined to be a public hazard.

Supervisor Conover asked that this matter be deferred to Counsel Muller. Counsel Muller stated that the engineer went out to look at the structure and found that the exterior wall closest to the road is leaning 5' further than the base, with the indication that it could collapse. We took immediate action and advised Mr. Larkin that we were intending to enforce under Ordinance 27 Demolition. Mr. Larkin was totally cooperative. However since the visit the roof collapsed and the wall has righted itself. Additionally Mr. Larkin has taken some measures to insure its safety. Counsel Muller recommended that they suspend their activities on this at this time. We will continue to work with Mr. Larkin.

- Resolution regarding request by Jonathan C. Lapper, Esq. Bartlett, Pontiff, Stewart and Rhodes, P.C. regarding noise permit request on behalf of Daniel Lewis Family (DJMD Bolton, NY, LLC) for a Sound Amplification permit at 5274 Lake Shore Drive, Bolton Pursuant to Ordinance #22 of the Bolton Code for a private wedding and related festivities (dinner: Friday, September 7, 2012 and wedding and reception taking place the following day, Saturday September 8, 2012 with a maximum of 5 musicians playing from 7-11:30pm on the 7th and a maximum of 10 musicians playing from 7pm to 2am the following day and into the 9th).

Councilman MacEwan stated that he does not feel we should go beyond what we normally would. Councilman Maranville stated that we have allowed up to 12am but that was for a property in the middle of nowhere, this is right on 9N. Councilmember Wilson stated that she could see allowing them to go until 12am. Councilman MacEwan stated that he feels that the sound will carry. Councilmember Bolton stated that they are also having a 10 piece band so it will be loud.

RESOLUTION #116

Councilman MacEwan moved, seconded by Councilman Maranville to approve a sound amplification permit for Daniel Lewis Family (DJMD Bolton, NY, LLC) at 5274 Lake Shore Drive, Bolton for dinner and wedding/reception on September 7th and 8th until 11pm on both nights. All in Favor. Motion Carried.

- Resolution authorizing hiring of Court Officer at a flat rate of \$50.00 per court session (14 sessions anticipated) and a total modification in the Police Budget of \$3,647.

Supervisor Conover stated that this is a wonderful idea. The last thing that we need to be doing is pulling an online officer during the summer months. Additionally, if we should lose an officer to other employment, illness, etc, we will have the possibility of having someone in the wings ready to go.

RESOLUTION #117

Councilman Maranville moved, seconded by Councilmember Bolton to authorize hiring of Court Officer at a flat rate of \$50.00 per court session (14 sessions anticipated) and a total modification in the Police Budget of \$3,647. All in Favor. Motion Carried.

• **Town of Bolton Resolution
Authorizing Submission of Grant Application to the NYS Department of State Office of Communities and Waterfronts Environmental Protection Fund, Local Waterfront Revitalization Program**

The NYS Department of State is soliciting grant applications under the 2012-2013 Consolidated Funding Application (CFA). Approximately \$15 million is available to fund applications for the Local Waterfront Revitalization Program grants with no minimum or maximum contract award required. The Town of Bolton is eligible since it prepared a Local Waterfront Revitalization Program (LWRP) in 2003 and anticipates the completion and adoption of an Updated LWRP in 2012.

In 2009, the Town completed the Hamlet Sustainability Plan which detailed a blueprint that permits Bolton Landing to continue to “grow in an economically sustainable manner and in harmony with the special conditions of the Adirondack Park while preserving the unique character of the community.”

The Town’s highest priority continues to be the revitalization of its downtown core for which Rogers Memorial Park is the centerpiece. Rogers Memorial Park is one of the most significant public spaces within the Hamlet of Bolton Landing. As the location of the Bolton Historical Museum, Bolton Chamber of Commerce, and the Bolton Free Library, the park serves a variety of functions and uses. Likewise, as one of the primary waterfront access locations within the hamlet, the park serves as a key location for residents and tourists to access Lake George.

Selected components of Rogers Memorial Park are inadequate and in need of rehabilitation and, in some cases, redesign. The park is receiving increased visitor use, therefore there is an increasing need to improve pedestrian circulation, remove underutilized, obtrusive, or competing uses; add uses that complement existing passive uses; and improve the overall condition of the landscape and walking surfaces.

Building on the recent success of the rehabilitated Town Pier, needed restrooms to service the public, and substantial stormwater management improvements, the Town desires to continue improvements in Rogers Memorial Park.

The Town Board resolves to file an application for funding to implement several actions for which

conceptual planning has already been completed in the Hamlet Sustainability Plan including engineering and design related to:

1. The Rogers Memorial Park Welcome Plaza, a key location to identify the park and provide a welcoming and inviting entrance to this significant community resource. Specific improvements include interpretive signage; landscape plantings; handicap accessible access ramp and stair system; pedestrian amenities; and extensive stormwater management improvements.
2. Rogers Memorial Park Entrance Area is the first opportunity for residents and tourists to view the Lake George waterfront. Specific improvements include: a visitor center that combines the existing Chamber and restroom facilities; removal of existing buildings; pedestrian connections and amenities; signage; and extensive stormwater manage.
3. Stormwater management improvements will play a key role in this project. The upper terrace of Rogers Memorial Park is a contributor to erosion, sedimentation, and uncontrolled stormwater runoff to the adjacent hillside and the Lake George watershed. To decrease impacts, stormwater management improvements include the implementation of a closed drainage system for surface runoff associated with pavement and roof areas; the installation of swales, berms, and landforms to collect and direct surface stormwater away from the hillside and lake beyond; and the use of rain gardens to provide treatment for direct discharge of runoff and associated sediments from upland areas. In addition, limiting impervious surfaces and providing natural areas for infiltration and natural treatment would also be included.

RESOLVED:

The Town Board resolves to file an application for grant funding not to exceed \$225,000 under the NYSDOS LWRP program to implement several actions for which conceptual planning has already been completed in the Hamlet Sustainability Plan (total project cost not to exceed \$450,000). The Town Board also resolves to contract with the LA Group to apply for a grant under the NYSDOS Local Waterfront Revitalization Program for an hourly fee not to exceed \$500.

RESOLUTION #118

Councilmember Bolton moved, seconded by Councilmember Wilson to authorize LA Group to prepare grant application for Rogers Park dealing with Phase 4 and 5 improvements including new visitor center and site improvements and authorizing Supervisor to submit said grant application on behalf of the Town of Bolton. All in Favor. Motion Carried.

- Resolution authorizing LA Group to prepare specification for dock work at Veterans Park and authorizing Supervisor to execute all necessary agreements associated with same.

Supervisor Conover stated that he will have to come back to the Board with the specific proposal.

RESOLUTION #119

Councilman MacEwan moved, seconded by Councilman Maranville to authorize LA

Group to prepare specification for dock work at Veterans Park and authorizing Supervisor to execute all necessary agreements associated with same. All in Favor. Motion Carried.

- Resolution authorizing road improvement program as proposed by the Town of Bolton Highway Superintendent (Mohican to Potter Hill; Potter Hill intersection with Mohican to Trout Lake Road and Braley Hill Road from Federal to Route 9N; additionally smaller concrete Bridge replacement on Padanarum Road.

Supervisor Conover stated that this is an ambitious program and transfers will be necessary. However he feels that it is necessary at this time and feels like we should get this done. He commended Tim Coon and the Highway Department for their efforts to get this work done. He stated that if the economy allows, we may want to consider increasing the highway budget again.

RESOLUTION #120

Councilman Maranville moved, seconded by Councilman MacEwan to authorize road improvement program as proposed by the Town of Bolton Highway Superintendent (Mohican to Potter Hill; Potter Hill intersection with Mohican to Trout Lake Road and Braley Hill Road from Federal to Route 9N; additionally smaller concrete Bridge replacement on Padanarum Road. All in Favor. Motion Carried.

- Resolution approving request by Barry Kincaid to put up tent at Veterans Park June 22nd -24th for his daughter's graduation party

Councilmember Bolton stated that she is not opposed to the request. However she is concerned with the fact that this tent will be put up for several days unsupervised and will call attention. Councilman Maranville stated that he will notify the Police about the tent and to keep a watchful eye out. Councilman Maranville asked if we should require additional insurance coverage from Barry Kincaid. Counsel Muller replied no, the Town's insurance would cover it adequately.

RESOLUTION #121

Councilman MacEwan moved, seconded by Councilmember Wilson to approve the request by Barry Kincaid to put up a tent at Veteran's Park from June 22nd to 24th for his daughter's graduation party. All in Favor. Motion Carried.

Public in Attendance

With regard to the highway work, Zandy Gabriels commended the aggressive approach and thanked the Board for funding it. The replacement bridge is a good step and he hopes that they will be diligent to get the second bridge done as well. He asked if the paving program will include the painting of the lines. And if not, could it be included because it makes it easier to see when driving at night. Supervisor Conover agreed. He stated that we will also have to add crack sealing as well, which extends the life of the

roads.

With regard to the old tennis courts, Zandy Gabriels stated that they are owned by the school but the Town has the right to use them and is obligated for the maintenance of them. It is a policy decision for the town on whether or not they want to invest the money to improve those courts. Councilmember Bolton stated that the courts have been deemed unsafe. The fencing is unsafe, the cracks are not repairable and it needs to be completely resurfaced. Zandy Gabriels requested that the Board consider, if the budget allows, resurfacing the courts in some material so that they are usable.

Transfers: Motion to Approve Transfers

RESOLUTION #122

Councilman Maranville moved, seconded by Councilman MacEwan to approve the following transfers:

TRANSFERS FOR JUNE 2012

TO:	FROM:	AMOUNT:
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GENERAL FUND:

1950.4 Judgments & Claims	1990.4 Contingency	\$129.00
1989.4 Fisher Act to BCS	1990.4 Contingency	\$135.00

SEWER:

8120.2 Sewage Collection	8130.4 Treatment/Disposal CE	\$5,500.00
1440.4 Professional Services	8130.4 Treatment/Disposal CE	\$2,200.00

All in Favor. Motion Carried.

Pay Bills: Motion to Pay Bills

RESOLUTION #123

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

	Voucher	Amount
May Mid Abstract 5A		
General	452 & 453	\$ 3,025.00
Parks Bathhouse	1	21,879.55

May Mid Abstract 5B

Tourism	2	10,000.00
Lighting	534	3,408.67

May Mid Abstract 5C

Sewer	116	122,464.10
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May Mid Abstract 5D

General	473-485, 551-556, 558-568	3,772.55
Highway	198	16.54
Sewer	108-110	1,575.89
Water	102 & 103	1,064.57
Lights	550, 553, 557	364.04

June Abstract

General	454-468, 470-472, 486-549, 569-601	47,703.17
Highway	171-197, 199-211	37,539.40
Sewer	104-107, 111-115, 117-119, 123-129	12,148.19
Water	86-101, 104-114	10,621.87
Tourism	3-4	10,200.00
Conservation Club	3	180.00
Water Capital Reserve	2	4,924.66
Zoning Ordinance Update	5-6	3,407.45
Rogers Park Docks Contractual	4	36,345.66

All in Favor. Motion Carried.

Executive Session:

CSEA Contract Negotiations

Personnel Matter: dealing with employment history of a specific individual.

RESOLUTION # 124

Councilman Maranville moved, seconded by Councilmember Bolton to enter into Executive Session at 9:25 pm with no further business to be conducted. All in Favor. Motion Carried.

Adjourn:

Minutes respectfully submitted by:
Patricia Steele
Town Clerk

Minutes respectfully submitted by:
Kristen MacEwan
Minute Taker