

TOWN OF BRIGHTON, FRANKLIN COUNTY, NEW YORK
REGULAR TOWN BOARD MEETING MINUTES - June 9, 2016

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The Regular Meeting of the Town Board of the Town of Brighton was held Thursday June 9, 2016, at 7:00 p.m. at the Brighton Town Hall, Paul Smiths, NY, with the following:

CALL TO ORDER:

Meeting was Called to Order by Deputy Supervisor Steve Tucker at 7:01 p.m.

ROLL CALL OF OFFICERS

PRESENT: Deputy Supervisor Steve Tucker

Council Members: Brian McDonnell, Amber McKernan and Lydia Wright

ABSENT: Supervisor Peter Shrope

OTHERS PRESENT: Paul Blaine-Code Enforcement Officer, Andy Crary-Superintendent of Highways, Elaine Sater - Town Clerk and three residents

GUEST: None

NOTICE OF MEETING:

Notice of this meeting was posted on the Town Clerk's Sign Board.

REPORTS

1. Highway Department - Andy Crary
 - a. Mowing of cemeteries and weed whacking around stones
 - b. Raked the dirt roads two times
 - c. Put cold patch on Keese Mill Road and Vosburgh Road
 - d. Put flags out in cemeteries for Memorial Day
 - e. Painting the walls and floor of the Park Building
 - f. Made a dump run and water run
 - g. Cleaned the shop
 - h. Repairing the lawn mower for the park
 - i. Broken hose on International is no longer covered under warranty, need a resolution to pay repair billBrian McDonnell asked about the guard rails on Keese Mills Road near Black Pond; they need to be repaired. Andy Crary said he is aware of them and will look at them again.

RESOLUTION #52-2016

AUTHORIZATION TO PAY FOR REPAIRS ON INTERNATIONAL TRUCK

Motion made by Deputy Supervisor Steve Tucker, second by Brian McDonnell,

WHEREAS the warranty on the International Truck no longer covers the coolant hose or towing,
NOW THEREFORE BE IT RESOLVED that the Town Board authorizes the payment of \$2,256.97 to Clark's Truck Repair to cover the repair of the coolant hose and towing of the International Truck.

**ROLL CALL VOTE: Aye 4 (McDonnell, McKernan, Tucker and Wright), Nay 0, Absent 1 (Shrope)
Resolution #52 declared duly adopted**

2. Town Clerk- Elaine Sater:
 - a. Total Revenue to Supervisor as of May 31, 2016 was \$ 2,040.88 from 1 Sports License, 1 Certified Copy of Vital Record, 1 Marriage License, 1 Park Use Donation, 3 Dog licenses renewed, 4 Building Permits (#16-009 through 012).
 - b. TOWN HALL REQUEST: None
 - c. TOWN PARK REQUEST: St Paul's /Assumption Food Pantry, July 24, no time, Fund Raiser Motorcycle Club; Saranac Lake Travel Soccer Club, 5 to 8 p.m., Thursdays, June 23, 30, and July 21, 28.
 - d. RECORDS MANAGEMENT: Shredding 2007 and 2008 financial records per MU-1.
3. Historian - Elaine Sater: Report given at Meeting:
 - a. First meeting of the Town Board was held on Tuesday, April 12, 1859 at the house of Julius Quarters. The sum of \$250 was to be raised for Highways and Bridges and \$15 was to be raised for the revised statute. Minutes also list elected and appointed officials. Highway Districts were renumbered 1, 4, and 3 from 5, 7, and 8 (from Town of Duane).

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- b. At the second annual meeting held on Feb 7, 1860, \$250 was again to be raised for Highways and Bridges.
- c. Third meeting was held on Feb 5, 1861; sum of \$250 to be raised for Highways and Bridges, list of elected and appointed officials also.
- d. Fourth meeting was held on Feb 4th, 1862, \$250 to be raised for Highways and Bridges;
- e. November 24th, 1862, Seth Wardner, Commissioner of Highways, divided the Town of Brighton into 5 Highway Districts: (There is a map in the Town Hall showing these Districts with no date)
"District No. 1 shall embrace all of the highway commencing (sic) at the Town line between Harrietstown and the town of Brighton thence northwest to where the line between William Ricketson and the Widow Hays crosses the road. And all the inhabitants liable to work on the highways residing therein shall be and are hereby assigned to work on said District No.1."
District #2 commences at William Ricketson's north line northwest to the forks of the road that leads to Jaquis's at the west end of the plains.
District #3 embraces all of the highways commencing at the forks of the road at the west end of the plains thence west to Keese's Mill to the south line of lot 61, now owned by G.W.T. Curtis, also the highway that leads from below Keese's Mill to Charles Jenkins and all the highways from the forks of the road at the west end of the plains thence northwest to the south line of township 15.
District 4: all the highways commencing at the south line of Township 15 thence north to the center of said Township.
District 5: all the highways commencing at the fork in the road nigh William Ricketson west line thence north and northeast to the line between Brighton and the town of Franklin.
- f. Fifth Meeting: Feb 3rd, 1863, raised the sum of \$250 for Highways and Bridges. Also voted to pay the Collector Nelson Brush \$5 for extra expense in going to Malone during 1862. Change in Supervisor from James Wardner to A. A. Smith, Overseers of Highway District 1: Wm Ricketson, Dist 2: HN Roberts, Dist 3: Herman Wilcox, Dist 4: Gabriel Manning, Dist 5: JM Wardner, Collector Henry O. Crum.

- 4. Tax Collector - Holly Huber: Report provided before meeting
 - a. Provided payment histories to mortgage lenders and escrow companies
 - b. Filed documentation of escrow creations and terminations
 - c. Compiled 2016 records and delivered to Town Hall for storage in vault
 - d. Filled requests for change of address forms
 - e. Explained school tax re-levy practice for a property owner so they could understand fluctuating amounts of their January tax bills over the past few years
 - f. Provided a payment to Supervisor Peter Shrope in the amount of \$110.04, check #955, on 5/15/16. (Supervisor reported this deposit on May 3, 2016 on his revenue report). Tax Collection checking account now has a \$0.00 balance.

Town Board set a date of July 14 at 6 p.m. for an audit of the Tax Collectors financial records for 2016. Brian McDonnell and Amber McKernan will conduct the audit.

- 5. Town Justice - Nik Santagate: Deputy Supervisor Steve Tucker received a check in the amount of \$4,185.00 and the Justice disposed of 43 cases for the month of May.
- 6. Code Enforcement Officer (CEO) - Paul Blaine: Report given at meeting
 - a. Four (4) building permits (BPs #16-009 through 012) issued
 - b. Issued two Certificates of Compliance to Paul Smith's College for BPs #16-004 and 007
 - c. A building permit is being reviewed for a boathouse on Clark-Wardner Road
 - d. Paul Smith's College is installing carbon monoxide detectors
- 7. Assessor - Roseanne Gallagher: Report provided prior to meeting
 - a. Sat with the Tentative Roll for 4 four hour periods, had 3 property owners come in- one to discuss an assessment change on vacant waterfront on Beech Hill Road on Osgood Pond, the others just wanted to look at the Tentative Roll.
 - b. Did four (4) stipulations of assessments prior to Grievance Day. There were 2 each for 2 different owners, both on the same peninsula off the Clark-Wardner Rd. on Rainbow Lake- Zukin and Decker. Both had recently bought the properties for substantially less than the assessed value. Went out to look at the properties and agreed that some changes in assessment were warranted. Was able to come to an agreement with both property owners, thus could sign a stipulation and avoid the BAR process. Also had the property owners from Osgood Pond come in to present a complaint to the BAR- the Wests. After much discussion,

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- the BAR agreed to lower the assessment some, but not as low as the assessment was before it was raised to correct what looked like an inequity.
- c. The Minot Dole's vacant boat access property on Spitfire Lake sold March 3rd for \$600,000. This was a property that he filed a complaint on assessment with the BAR last year. The assessment on the property is \$660,000. This lot has 600 front feet and has 8 acres. Lot # 394.-3-13.200. The only other arms length sale received from the county since then is #367.1-2-36 on Rainbow Lake. This was David and Nancy Taylor to Joseph and Deborah Badolato. It sold for \$365,000 and is assessed at \$273,300.
 - d. Sent letters to 5 Brighton residents that had applied for new Star exemptions for this year telling them that they have to sign up with the state, no new exemptions can be granted through the assessor's office. Anybody that bought property after 3/1/16 that had a star exemption from the prior owner will receive the exemption for this year, but assessors have to keep track and notify these people that they will have to register with the state to get the exemption in 2017.
 - e. Now that the tentative rolls have been filed and BAR meetings are over, hope to have more time for data collection.
 - f. Tentative Equalization Rate is 84% for 2016
8. Animal Control - Tri Lakes Humane Society: No report
9. Supervisor - Deputy Supervisor Steve Tucker:
- a. Polices reviewed and approved last month were posted to the website.
 - b. Common Ground Alliance of the Adirondack meeting to be held on July 19 in Old Forge, NY, at The View from 8:30 a.m. to 3:30 p.m. to discuss issues of parkwide importance.
 - c. Budget as of May 31, 2016, was provided to Board members, some accounts are overspent
 - d. Revenue: \$4,185 from Town Justice, \$2,040.88 from Town Clerk, \$400 from cemetery plots, and \$23,060.56 from Franklin County mortgage tax
 - e. NYCLASS: Interest of \$26.53 for General Fund; total in account \$105,439.33 (\$20,000 is reserved for Town Hall), and Highway Fund interest is \$10.11, total in account \$40,182.79.

APPROVAL/AMENDMENT OF MINUTES

- Regular Board – May 12, 2016

Motion made by Amber McKernan, second by Lydia Wright, to accept the minutes of the Regular Board meeting of May 12, 2016, as written.

Roll Call Vote: Aye 4 (McDonnell, McKernan, Tucker, Wright), Nay 0, Absent 1 (Shrope)

CITIZENS COMMENTS: None

BUSINESS

1. **Return Check Policy Revisited - Council Member Amber McKernan:** There was already a resolution to change this policy in 2011 (Resolution #52-2011), need to rescind resolution (#49-2016) from May 12, 2016 meeting and amend the 2011 resolution to include changes made by Resolution #49-2016.

RESOLUTION #52-2011 (Amended)

RETURNED CHECK POLICY AND PROCEDURES

Motion made by Amber McKernan, Second by Lydia Wright,

RESOLVED that Resolution #52-2011 be amended as follows:

1. Para 5, 1st Sentence: Change "five (5) years" to "two (2) years"; 2nd Sentence: Change "5 year" to "2 year".
2. Para 6. 1st Sentence: Change "5 years" to "2 years"

ROLL CALL VOTE: Aye 4 (McDonnell, McKernan, Tucker and Wright), Nay 0, Absent 1 (Shrope)

Resolution #52-2011 declared duly amended.

RESOLUTION 49-2016 (Rescinded)

RETURNED CHECK POLICY AND PROCEDURES

Motion made by Lydia Wright, Second by Amber McKernan,

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WHEREAS, there was a Resolution passed in 2011 to change the Returned Check Policy and Procedures, and WHEREAS, Resolution #52-2011 has been amended to include the changes made by Resolution #49-2016, except for the dollar amount of the returned check fee which is set by General Obligations Law Section 5-328, para 2(a) not to exceed \$20.00.

NOW THEREFORE the Town Board RESCINDS Resolution #49-2016, approved at the May 12, 2016 Town Board meeting and replaces it with Resolution #52-2011 as amended.

**ROLL CALL VOTE: Aye 4 (McDonnell, McKernan, Tucker and Wright), Nay 0, Absent 1 (Shrope)
Resolution #49-2016 declared duly rescinded.**

2. **Saranac Lake Area Youth Program (SLAYP) - Deputy Supervisor Steve Tucker:** Received the signature sheet for signing form the Town of Harrietstown for the 2016 SLAYP contract. The only change made is to substitute "Town of Harrietstown" for "Village of Saranac Lake". The Town of Harrietstown is taking over the administration of the SLAY Program

RESOLUTION #53-2016

SARANAC LAKE AREA YOUTH PROGRAM (SLAYP) FOR 2016

Motion made by Deputy Supervisor Steve Tucker, second by Lydia Wright,

RESOLVED that the Town Board authorizes the Deputy Supervisor Steve Tucker to sign an Inter-municipal Agreement for the Saranac Lake Area Youth Program (SLAYP) for 2016 changing the administrator of the program from the "Village of Saranac Lake" to "the "Town of Harrietstown".

**ROLL CALL VOTE: Aye 4 (McDonnell, McKernan, Tucker and Wright), Nay 0, Absent 1 (Shrope)
Resolution #53 declared duly adopted.**

3. **CSEA Dental and Vision Contract - Deputy Supervisor Steve Tucker:**

RESOLUTION #54-2016

CSEA DENTAL AND VISION PREMIUMS

Motion made by Deputy Supervisor Steve Tucker, second by Amber McKernan,

RESOLVED that the Town Board authorizes the Deputy Supervisor Steve Tucker to sign a renewal agreement with the CSEA Employee Benefit Fund modifying the prices for Dental and Vision premium amounts as follows:

Dutchess Dental Plan: January 1, 2016 to June 30, 2016, \$123.38
July 1, 2016 to Jun 30, 2017, \$129.55
July 1, 2017 to December 31, 2017, \$136.03
Silver 12 Vision Plan: January 1, 2016 to June 30, 2016, \$19.39
July 1, 2016 to Jun 30, 2017, \$19.39
July 1, 2017 to December 31, 2017, \$19.39

**ROLL CALL VOTE: Aye 2 (Tucker and Wright), Nay 2 (McDonnell and McKernan), Absent 1 (Shrope)
Resolution #54 declared NOT duly adopted.**

4. **NYSDEC Brook Trout Restoration Program - Deputy Supervisor Steve Tucker:** Lost Pond has been identified as a candidate for rehabilitation; it is located in the Debar Mountain Wild Forest in the Town.
5. **NYMIR:** There is a balance of about \$1,300 in the subscriber's account for the Town's liability insurance.

COMMITTEES:

1. **AATV - Brian McDonnell:** Attended a meeting in June. The Association of Towns and Villages (AATV) is asking the Town to support a resolution to create a "land bank" to be utilized to approve local projects on state Forest Preserve without a need to amend the NYS Constitution in each instance. There would be 500 acres for the Adirondack Park and 250 for the Catskill Park. Senator Betty Little is a sponsor on the bills before the New York State Senate.

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RESOLUTION #55-2016

LETTER OF SUPPORT FOR LAND BANK FOR THE FOREST PRESERVE

Motion made by Brian McDonnell, second by Amber McKernan,

RESOLVED that the Town of Brighton Board authorizes sending a letter of support of Senate Bills S8026 for a constitutional amendment and S8027 for corresponding legislation to create a 750-acre land bank for the Adirondack and Catskill Parks to be used to approve important local projects on state Forest Preserve lands without the need to amend the NYS constitution in each instance. Such projects include broadband, enhancing roadside safety, and providing clean water for communities.

**ROLL CALL VOTE: Aye 4 (McDonnell, McKernan, Tucker and Wright), Nay 0, Absent 1 (Shrope)
Resolution #55 declared duly adopted.**

2. **Saranac Lake Area Youth Program - Steve Tucker:** Received the contract signature page for approval.
3. **Adirondack Regional Airport - Tom and Amber McKernan:** The hanger has not been given its Certificate of Compliance yet. It's completed but there is a water problem.
4. **Park & Recreation - Supervisor Peter Shrope and Amber McKernan:**
 - a. The electric bill for the park is reduced from \$64.38 in April to \$24.08 in May.
 - b. Left message for port-a-potty vendors but has not heard back from them; will follow up.
 - c. Spoke with Andy Crary about the dead trees that should come down.
 - d. Would like to put up a volleyball net again. Brian McDonnell has posts he can donate to put up a net. Amber McKernan will look into purchasing nets.
5. **Cemeteries & Buildings - Steve Tucker:**
 - a. People have been reserving plots. Amber McKernan said there are some stones that need to be reset upright. The Highway Department has set some upright but some are too heavy.
 - b. Highway Department has been painting the Park building.

CITIZENS COMMENTS: None

AUDIT OF VOUCHERS

RESOLUTION #56-2016

PAYMENT OF AUDITED VOUCHERS AS LISTED ON THE ABSTRACTS

Motion made by Amber McKernan, second by Lydia Wright,

RESOLVED that the Supervisor be authorized to pay the audited vouchers as listed on the abstracts as follows:
PREPAID FUNDS: Abstract #6 for Voucher #6A through and including #6C GENERAL FUNDS in the amount of \$495.95 and STREET LIGHTING FUNDS in the amount of \$51.31.
GENERAL FUND: Abstract #6 for Voucher #112 through and including #133 in the amount of \$ 5,473.11
HIGHWAY FUND: Abstract #6 for Voucher #47 through and including #54 in the amount of \$8,434.15

**ROLL CALL VOTE: Aye 4 (McDonnell, McKernan, Tucker and Wright), Nay 0, Absent 1 (Shrope)
Resolution #56 declared duly adopted**

ADJOURNMENT: Motion to Adjourn the meeting at 8:30 p.m. made by Amber McKernan, second by Lydia Wright, Aye 4 (McDonnell, McKernan, Tucker and Wright), Nay 0, Absent 1 (Shrope)

Respectfully Submitted,

Elaine W. Sater, RMC
Brighton Town Clerk