

The Regular Meeting of the Town Board of the Town of Brighton was held Thursday, February 8, 2001 at 7:00 p.m. at the Brighton Town Hall, Paul Smiths, NY with the following:

PRESENT: Supervisor Christopher Leifheit
Council Members: Alicia Bodmer
Linda Dobson
John Quenell
Roger Smith

OTHERS PRESENT: Elaine Sater-Town Clerk, Amber McKernan-Tax Collector, Nik Santagate-Town Justice, Tom Willis-Historian and Don Oliver-Superintendent of Highways

RESIDENTS: There were 2 residents present.

Meeting was Called to Order by Supervisor Christopher Leifheit at **7:21 p.m.**

APPROVAL OF MINUTES:

Motion made by Supervisor Christopher Leifheit **to accept the minutes of the Regular Town of Brighton Meeting on January 11, 2001 with the following addition: Page 4, Resolution #15 add “Highway” before “CLASS Account” and “for \$100,000” after “MBIA (Municipal Investors)”;** second by Alicia Bodmer, All Aye

Motion made by Supervisor Christopher Leifheit **to accept the minutes of the 2001 Organizational Meeting of the Town of Brighton on January 11, 2001, as written,** second by Alicia Bodmer, All Aye

Motion made by Supervisor Christopher Leifheit **to accept the minutes of the Special Town Of Brighton Board Meeting on January 22, 2001 with the following change: Page 1, Abandoned Vehicles, First Sentence: Delete “...coordinate this event”,** second by Roger Smith, Aye 3, Abstain 2 (Leifheit & Bodmer)

TOWN CLERK REPORT

Total Revenue paid to Supervisor as of January 31, 2001 was \$24.78

5 Dog License Renewed

1 Building Permits

2 Copies on the Copier

1. Sent Fax dated January 25, 2001 to the Adirondack Daily Enterprise, Re: Public Hearing on Feb 8, 2001 at 6:30 p.m. for Rescue Services. Published on Monday, January 29, 2001. Posted in three Post Offices and at local businesses on January 29.
2. Received information on the next Local Government Day, March 22 and 23, in Saranac Lake, sent copies to all Town Officials. Get a voucher in if you want to go
3. Received letter dated January 17, 2001 from Sodexho Services, Re: Annual Renewal of Liquor License for Student Union at Paul Smiths College
4. Need three resolutions for Town Clerk Business:
 - a. Publishing Public Notices for the whole year
 - b. Prepaying certain bills
 - c. Attending the Town Clerks Convention in Buffalo, April 21 to 25. Room is \$139 a night for four nights, includes meals (Total \$556), mileage, and Registration fee of \$50.00. I am the District Director for this area so I have to work at the convention and need to be there a day early.
5. Received letters and a petition on February 6, 2001 from the Osgood Pond Association, Re: Personal Watercraft on Osgood Pond, sent copies to Board Members without signature attachments
6. Received information on teleconferences in Malone, four are available. Information was given to Town Officials
7. Sent Letter dated February 6 to Board of Elections, Re: Offices open for election in November 2001, two Council positions, Supervisor, and Superintendent of Highways (all full terms) and Tax Collector (two-year un-expired term)
8. TOWN HALL SCHEDULE: None
9. PARK SCHEDULE: None

RESOLUTION # 19

AUTHORIZATION TO PUBLISH PUBLIC NOTICES

Motion made by Supervisor Christopher Leifheit **to authorize the Town Clerk, Elaine Sater, to publish Public Notices, as needed in the Adirondack Daily Enterprise during 2001,** second by Linda Dobson, All Aye

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Roger Smith	Aye

Resolution #19 declared duly adopted.

RESOLUTION # 20

AUTHORIZATION TO PRE-PAY CERTAIN VOUCHERS

Motion made by Supervisor Christopher Leifheit **to authorize pre-payment of vouchers for public utilities services (electric, gas, telephone) postage, freight, and express charges prior to audit. All such claims will be presented for audit at the next regular board meeting,** second by John Quenell, All Aye

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
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Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Roger Smith	Aye

Resolution #20 declared duly adopted.

RESOLUTION #21

AUTHORIZATION TO ATTEND THE TOWN CLERKS ANNUAL CONFERENCE

Motion made by Supervisor Christopher Leifheit authorize the Town Clerk, Elaine Sater, to attend the New York State Town Clerk’s Annual Convention April 21 to 25 in Buffalo, NY and the expense of registration (\$50), four nights night’s lodging and meals (\$139 per night for a total of \$556) and mileage, second by Alicia Bodmer, All Aye

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Roger Smith	Aye

Resolution #21 declared duly adopted.

BUSINESS AT HAND:

1. **Motion made by Supervisor Christopher Leifheit to approve the three-year contract with the Village of Saranac Lake for emergency rescue and first aid squad relief and to authorize expenditure of \$17,082.96 (SF3410.5) for 2001, second by Roger Smith.**

Motion to Table made by Alicia Bodmer until Council Members had time to review the contract that was just handed to the Board at the Public Hearing prior to this meeting, second by John Quenell, Aye 4, Nay 1 (Smith).

Roger Smith pointed out there was no rescue contract currently covering the Town. Board asked when contract was received, it was sent to Supervisor Christopher Leifheit after October 20, 2000. Supervisor Leifheit took full responsibility for the lapse of the contract due to him being new in office and not being aware of the need for a Public Hearing for this contract. The previous contract was also signed late and the Village still honored it. Contract has not has legal review by the Attorney for the Town, Janet Bliss. More information is needed about the calls to the Town Of Brighton and how the figures were compiled for the Town. The 2001 Budget included the figures from the new contract.

RESOLUTION #22

AUTHORIZATION TO CONTACT PARITES FOR RESCUE SERVICES CONTRACT

Motion made by John Quenell to authorize Supervisor Christopher Leifheit to contact responsible parties, i.e., the Attorney of the Town, Janet Bliss to review the contract, the Village of Saranac Lake Manager, Howard Riley, to show good faith in covering the Town with Rescue Services until the contract is reviewed, and the Saranac Lake Volunteer Fire Department, Todd Goff, to determine the accounting for the rescue services, second by Alicia Bodmer, Aye 4, Nay 1 (Smith)

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Roger Smith	Aye

Resolution #22 declared duly adopted.

2. **Motion made by Supervisor Christopher Leifheit to approve one-year contract between the Town of Brighton and North Country Life Flight for operation of the medical component of the Medevac program and to authorize the expenditure of \$1,000 (SF3410.6), second by Linda Dobson.**

Motion to Table made by John Quenell for legal review by the Attorney for the Town, Janet Bliss, second by Linda Dobson, Aye 4, Nay 1 (Smith)

3. **Fire Contract Payment: Addendum to the contract has been signed and returned by the Fire Department**

RESOLUTION #23

AUTHORIZATION TO EXPEND FUNDS FOR FIRE CONTRACT

Motion made by Supervisor Christopher Leifheit to approve the expenditure of \$27,501.00 (SF3410.4) for the first payment of the Fire Contract with the Paul Smiths/Gabriel’s Volunteer Fire Department, second by Alicia Bodmer, Aye 4, Abstain 1 (Smith)

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Roger Smith	Abstain

Resolution #23 declared duly adopted.

4. **Brighton Clean-up Project Update-Linda Dobson:** On Jan 22 a Special Meeting (Minutes are available) was held with the Town Board to discuss the details of this project. On Feb 1, Linda Dobson, John

Quenell, and Don Oliver, Superintendent of Highways, met with Tupper Lake personnel who were involved with their “clean-up” project. Need to keep things simple

New concerns that need to be addressed are:

- 1) Time of Clean-up changed from two weeks to longer, money is not needed up front so 2 week deadline is not necessary. Rich Siek at Enhancement Program was contacted and changed this requirement on application, will receive \$4,737 up front (25% of grant instead of 75%).
- 2) Extend of Publicity: Should not be as extensive as planned
- 3) Disposal of Metal (Cost of men/vehicles to take to Potsdam compared to local fee of \$80/ton)
- 4) Handling of appliances with Freon, could hire someone to remove it cheaper than landfill cost
- 5) Possibly limiting amount from each house to reduce costs
- 6) Revisiting what is included/excluded
- 7) Issuing stickers for people to take it themselves

Next Special Meeting will be on Tuesday, February 20, 2001 at the Fire House, Town Clerk will notify the Adirondack Daily Enterprise and post notices at the Post Offices.

5. **Brighton Blues Parents Association (BBPA) - Insurance Report-John Quenell:** Talked to Legal and Insurance contacts, the contract expired on December 31, 2000 and the BBPA does not want to renew since they are no longer using the park. There is no longer a requirement for the BBPA to carry insurance. The Town’s liability insurance already covers the Town employees. **John Quenell will contact Beth Sharlow to notify her that she doesn’t have to renew the BBPA’s insurance policy, but must come through the Town Board to reactivate BBPA activities at the Park.**
6. **Gift for Arlene Hogan:** John Quenell will get Roger Smith a picture for a gift
7. **Employee Assistance Services** needs a list of Highway Employees that have CDL’s (Commercial Licenses); **Roger Smith will notify them.**
8. **Snowmobiles at the Park:** Alicia Bodmer contacted the State Troopers and Department of Environmental Conservation (DEC) concerning the local ordinance for Snowmobile Operation in the Town. Supervisor Christopher Leifheit also contacted these Departments to discuss this problem with them. Discussion was held on reconciling the 1977 Snowmobile Ordinance with the current Parks and Recreation Law. Snowmobiles are still being ridden at the Park where “no motor vehicles” signs are posted. **Alicia Bodmer will form an Ad Hoc Committee to look into this issue.**
9. **Balances of Accounts as of January 31, 2001 are available and are attached to these minutes.** These balances have not been reconciled since September. The new Bookkeeper will go back and reconcile the old bank statements and determine the accurate balances. Balances of NOW Accounts have not been shifted over to CLASS Accounts yet due to this problem. The Comptroller’s Office has recommended not moving the money until the bank statements are balanced. Tax levy was put into the NOW Accounts for 2001.
10. **Proposed Local Laws:** The Attorney for the Town, Janet Bliss, has not looked at the Local Laws for Litter and Personnel Watercraft and Specialty Prop-Craft. John Quenell asked if these two laws could be turned over to another counsel for review. Supervisor Christopher Leifheit will contact Janet Bliss for her opinion on this issue. John Quenell proposed a Local Law for personnel watercraft and specialty prop-craft for Osgood Pond and the surrounding watershed area. Section 5 and Section 9 are not correctly worded. The Code Enforcement Officer is not the enforcing agency for this law and the local law takes affect after filing with the Secretary of State. This proposed law will be sent for legal review.

Council Member Roger Smith left the meeting at 8:55 p.m.

RESOLUTION #24

AUTHORIZATION TO SEND PROPOSED LOCAL LAWS TO LEGAL COUNSEL

Motion made by John Quenell to authorize Supervisor Christopher Leifheit to send the Proposed Local Law for Personnel Watercraft and Specialty prop-craft for Osgood Pond (attached) for legal review, second by Alicia Bodmer, Aye 4, Absent 1 (Smith)

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Roger Smith	Absent

Resolution #24 declared duly adopted.

NEW BUSINESS:

1. **Adirondack Park Visitor Interpretive Center-**Request for support for a trail project at the Paul Smith Visitor Interpretive Center, letter dated February 8, 2001. Alicia Bodmer asked if the parking lot would be expanded and would children be allowed to fish in the handicapped access area? This information was not available.

RESOLUTION #25

AUTHORIZATION TO APPLY FOR A GRANT FOR A TRAIL PROJECT AT THE PAUL SMITHS VIC

WHEREAS, the Adirondack Park Agency’s Visitor Interpretive Centers are applying to the New York State Office of Parks, Recreation and Historic Preservation for a grant under the Recreational Trails Program for a trail project to be located in Paul Smiths, New York, a site located within the territorial jurisdiction of this Town Of Brighton Board, and

WHEREAS, as a requirement under the rules of these programs, said applicant must obtain the “approval/endorsement of the governing body of the municipality in which the project will be located”, NOW, THEREFORE, be it resolved by this body that the Board of the Town Of Brighton hereby does approve and endorses the application of the Adirondack Park Agency for a grant under the Recreational Trails Program for a trail project know as Adirondack Park Visitor Interpretive Centers Trail Completion and Renovation project and located within this community. We understand that the Town incurs no cost and per the lease agreement with the private land owner, Paul Smith’s College, the College assumes all responsibilities for the maintenance and upkeep of trails systems should the Adirondack Park Visitor Interpretive Centers cease to exist.

Motion made by Supervisor Christopher Leifheit, second by John Quenell, Aye 4, Absent 1 (Smith)

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Roger Smith	Absent

Resolution #25 declared duly adopted.

2. **ComLinks Micro-enterprise Assistance Program:** Nancy Riche of ComLinks notified Supervisor Christopher Leifheit of a training class to be held at Paul Smith’s College at Feb 15 at 6:00 p.m. for people trying to get into business successfully.
3. **Adelphia Cable Franchise Proposal:** Franchise is due for renewal in two years. John Quenell has information from a year ago on this contract. The Town of Santa Clara contacted this Town concerning their contract. The Board Members will review the contract and report back at the next meeting.

COMMITTEE REPORTS:

1. **COURT- Nik Santagate:** 33 Cases for the month, total of \$1,755 to the State Comptroller. The Court Clerk is still out of town due to family illness.
2. **HIGHWAY – Don Oliver:**
 - a. Its snowing everyday. The Sand pile is disappearing.
 - b. Had to replace sander chain in the tandem sander, cost \$600. Will need four new gears and a shaft soon.
 - c. Had three flat tires on the big trucks, one a blow out, the other two from sand friction.
 - d. Pushing back banks as needed with the loader, Easy Street (NYS Route 86) needs to be done, will contact the state to see if they need help doing it.
3. **TAX COLLECTOR- Amber McKernan:**
 - a. Busy month: Received payments of 684 tax bills of the 866 sent out, leaving 182 still outstanding. Payments continue to come in.
 - b. Warrant for the Town Of Brighton of \$441,042.00 was satisfied on 31 January.
 - c. A payment was sent to Franklin County of \$75,000 on Feb 2.
 - d. Penalties were incurred for payments postmarked after 31 January of \$40.41, check issued to Supervisor Christopher Leifheit for that amount.
 - e. Forms for change of address were enclosed with tax receipts as warranted, and tax books were updated.
4. **CODE ENFORCEMENT-Ed Randig:** No Report
5. **INSURANCE - John Quenell:** See Business at Hand, Para 5
6. **CEMETERY-Roger Smith:** Nothing to Report

CITIZENS COMMENTS:

Tom Willis-Garondah Road: Brighton 2000 Project is still ongoing and Willis are accepting input from residents
Gary Dobson-Rainbow Lake Road: Put in the Tow Hall boiler several years ago and noticed the power venter needs to be cleaned and oiled. This should be done every year when boiler is cleaned. **Supervisor Christopher Leifheit will contact Agway to see if this is on the contract.**

RESOLUTION #26

AUTHORIZATION TO PAY ALL BILLS LISTED ON ABSTRACTS

Motion made by Supervisor Christopher Leifheit to pay all the bills as listed on the abstracts attached to theses minutes as follows:

ABSTRACT #2 - Pre-Paid-All Funds: Voucher #2A through and including Voucher #2F as follows: General Fund (2000) \$217.11 and Highway Fund (2000) \$495.42 for a Total of 2000 Funds of \$712.43 and General Fund (2001) \$3,375.37 and Highway Fund (2001) \$2,019.24 for a 2001 Total of \$5,394.61

ABSTRACT #2 - General Fund: Voucher #17 through and including Voucher #34 as follows: \$3,049.46

ABSTRACT #2 - Highway Fund: Voucher #12 through and including Voucher #23 as follows: \$3,163.19

ABSTRACT #2 – Street Lighting: Voucher #2 for \$59.77

ABSTRACT #1 – SPECIAL DISTRICT: Voucher #1 for \$ 27,501.00

Second by Linda Dobson, Aye 4, Absent 1 (Smith)

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
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Council Members:	Alicia Bodmer	Aye
	Linda Dobson	Aye
	John Quenell	Aye
	Roger Smith	Absent

Resolution #26 declared duly adopted.

Motion made by Linda Dobson **to adjourn the Regular Town Board Meeting at 9:39 p.m.**, second by Alicia Bodmer, All Aye

Respectfully submitted,

Elaine W. Sater
Brighton Town Clerk