



Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Steve Tucker	Aye

**Resolution #86 declared duly adopted.**

**4. BUDGET AMENDMENT #7 GENERAL FUND:** Assessor expenses, Attorney fees, and landfill expenses are greater than the amount of the budget

**RESOLUTION #87**

**AUTHORIZATION TO AMEND GENERAL FUND BUDGET FOR 2002 (#7)**

**Motion made by Alicia Bodmer to authorize Budget Amendment #7 to the 2002 Budget General Fund as follows: Transfer \$45 from Account A1990.0 (Contingent) to A1355.4 (Assessor CE) to cover the cost of phone bills, \$1,000 from Account A1990.0 (Contingent) to Account A1420.4 (Attorney CE) to cover additional attorney fees and \$1,200 from Account A1990.0 (Contingent) to Account A8160.4 (Landfill Expense) to cover bond payments for landfill construction, trash taken to the Franklin County Landfill and water testing at the covered landfill, second by John Quenell, Aye 4, Vacant 1 (Supervisor)**

**Roll Call Vote:**

Supervisor	Vacant
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Steve Tucker	Aye

**Resolution #87 declared duly adopted.**

**5. LANDFILL CLOSURE:** Waiting for direction from the Comptroller's Office before dispersing funds

*NEW BUSINESS*

**1. FRANKLIN COUNTY ENHANCED 911-Richard Brown:**

Addressing requests went out to property owners in September; response has been good. Anyone who has not turned in the letter needs to do so as soon as possible. Letters with new addresses should be out in October 2002. Privacy will be upheld. Mr. Brown has to travel private roads to determine addresses. When the phone rings the name and address of the phone number will appear on the screen in Malone. The dispatcher cannot get back into the system after the phone is hung up. Information on who covers the area (Fire, Ambulance, etc) also shows up along with any specific health issues at that location. Cell phone location cannot be picked up by the system, unless the cell phone number is tied into the house phone. A GSI system is being looked into to enable the system to pick up cell phone locations. Verizon will manage and maintain the system. Calls will go to Malone and will be automatically transferred to fire department in area where phone number is located. Information will be printed out to avoid radio traffic mistakes. Franklin County Fire Dispatch will still be used. Individuals will have to supply numbers for houses unless the Town makes other arrangements. In some places Fire Departments funded the numbers but are not required to provide them. Midstate in Malone has a good price on the numbers. Numbers are assigned left and right every 50 feet. State land will also be given numbers to prevent problems in the future. Private roads with 3 or more houses need to be named and the houses numbered. Name of road cannot conflict with existing road names. If area is very congested the numbers will go to every 25 feet. Houses off the road need to put a number on the road as well as on the house. The mission of E911 is to get emergency service to the last point of public access. Rainbow Lake will have camp numbers on the hog's back and esker with one number at the access point on Garondah Road. A letter with the final address will be sent to residents, they will have one year to make changes. A hard copy or disc with new information and a road range map is available to the Town and the Fire Department; utility and cable companies can obtain a copy. Left is odd numbered, right is even numbered in the direction of travel on the map. County Route 30 (Rainbow Lake Road) will be change to County Route 60 so there is no conflict with State Route 30. Questions can be answered by calling (518) 483-8584

**2. CAMP GABRIELS:** A letter is being sent to Camp Gabriels thanking the crews and officers for their work at the cemeteries, Park, and Town Hall. Robert Byno and Alicia Bodmer will sign it.

**3. AUDIT:** State Comptroller's Office sent a notice dated August 8, 2002, Re: Acknowledged that they received the Town's corrective action plan to the recent Report of Examination.

**4. BUOYS ON ST REGIS LAKES:** The St Regis Property Owners' Association, Inc., has asked the town to support their request for four additional buoys on the St Regis Lakes.

**RESOLUTION #88**

**AUTHORIZATION TO PLACE NAVIGATIONAL BUOYS ON THE ST REGIS LAKES**

**WHEREAS,** the St Regis Property Owners' Association, Inc., has requested permission of the Town of Brighton to place up to four additional navigation buoys in the channel connecting Upper St Regis Lake and Spitfire Lake, and

**WHEREAS,** the purpose of the buoys is to help regulate the speed of boats passing through the channel for purposes of boating safety, and

**WHEREAS,** the Department of Environmental Conservation has expressed a willingness to purchase and deploy the buoys, but has requested that permission from the Town first be obtained,

**NOW THEREFORE BE IT RESOLVED** that the Town of Brighton grants permission to the St. Regis Property Owners' Association, Inc., and the Department of Environmental Conservation to proceed with the placement of up to four additional buoys in the channel connecting Upper St. Regis Lake and Spitfire Lake.

**Motion made by Alicia Bodmer, second by John Quenell, Aye 4, Vacant 1 (Supervisor)**

**Roll Call Vote:**

Supervisor	Vacant
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Steve Tucker	Aye

**Resolution #88 declared duly adopted.**

**5. BUDGET MEETING: Motion made by Alicia Bodmer to schedule a 2003 Tentative Budget Meeting on Thursday, September 19, 2002, second by John Quenell, Aye 4, Vacant 1 (Supervisor)**

*OLD BUSINESS:*

**1. HIGHWAY GARAGE**

- A. WATER/SOIL TESTING-Alton Knapp:** A draft sketch was presented showing the test pits that were dug with numbers to correspond to the results. Future monitoring wells are also located on the map. John Quenell will give a copy of the map and the test results to Paul Smith College. Four monitoring wells are recommended based on a letter from Gary Wood dated September 12, 2002. A letter from the Department of Environmental Conservation dated August 5, 2002, only requires one permanent monitoring well for salt and petroleum contamination near the salt pad. The other three temporary wells would allow for “triangulation” on the direction of the groundwater flow and the migration of the plumes. This is conventional practice based on the Corp of Engineers. The wells will probably be required later on with the proposed construction of a new town garage. It will cost less to put in four wells now than one now and three later. The three wells will be beneficial in the future to track the movements of contaminants. The permanent well should be near the salt pad. Three quotes were received for drilling the wells. The board questioned the difference between the two written quotes and wondered if Subsurface Drilling Solutions was using the same specifications as Parratt-Wolff. Mr. Knapp will contact R. Dale Braue of Subsurface and determine if he used the same information, the difference probably would not exceed the other bids.

**RESOLUTION # 89**

**AUTHORIZATION TO DRILL FOUR MONITORING WELLS AT TOWN GARAGE**

**Motion made by Alicia Bodmer to install four monitoring wells at the Town Garage and Town Hall to include water and soil samples and to accept the quote from R. Dale Braue of Subsurface Drilling Solutions Not To Exceed \$2,500 based on the following quotes:**

**Certified Environmental Services (CES) gave an oral quote of \$750 per hole (4 holes for \$3,000)**

**Parratt-Wolff, Inc. gave a written quote of \$5,000**

**Subsurface Drilling Solutions gave a written bid of \$2,360**

**Work to be completed as soon as possible to start monitoring water during September 2002; second by John Quenell, Aye 4, Vacant 1 (Supervisor)**

**Roll Call Vote:**

Supervisor	Vacant
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Steve Tucker	Aye

**Resolution #89 declared duly adopted.**

- B. SALT SHED:** The salt pad needs to be covered to prevent the salt from running off into the ground water. Blocks are available at \$100 each to set up a structure for \$10,000; a tent is available at \$15,000. The cost is not much less than a building. A tarp could be used to cover the salt for the winter until the application is approved to build a structure. The slop above the salt pad needs to be reclaimed.
- C. APA PERMIT FOR NEW GARAGE:** The next step is to prepare the APA application for the garage/salt shed/town office. Mr Knapp spoke with the APA. The septic should be all right where it is now. The set back from the stream must be honored. The APA is concerned with the aesthetics of the building and wants the gas storage shed moved behind the building or a burn. Mr Knapp suggested starting construction with the garage (60'X120' with 5 bays and in-floor heating) first, then the salt shed, and then the offices. Everything should be included in the application, but does not have to be built all at once. Since the building will not be in the same “footprint” as the old building APA has jurisdiction. John Quenell visited the town garage in the Town of Lawrence. It is basically what we want for \$650,000. Heritage House built the buildings. The Town of Moores also has a new town garage. The Board needs to get ideas together for the application and submit it before the end of the year if construction is to begin in the spring.

**2. PARK WATER QUALITY:** Water samples have not been submitted for testing yet

**3. ALDELPHIA CONTRACT:** Al Sutphen of Adelphia, Tom Isabella from the New York Department of Public Service (DPS), John Quenell, and Linda Dobson attended a meeting on September 9, 2002 at 2 pm at the local Adelphia office. Changes based on DPS’s advice were agreed upon. Mr. Isabella recommended that the Town not go ahead with signing a renewal contract at this time based on the company’s bankruptcy under Chapter 11. DPS is holding all requests for certificate applications at this time. A meeting between DPS and lawyers is taking place on September 22 to discuss this situation. Mr. Isabella will advise the Town of the outcome of that meeting. The Town can ask Adelphia for a 6-month

extension on the current contract after it expires in January. Cable service will not be interrupted or degraded. Mr. Stuphen will consider providing the Fire Department and Town Hall with free service since there is no public library or school in the town for which he is required to give free service.

**4. ADIRONDACK NORTH COUNTRY COMMUNITY ENHANCEMENT PROGRAM (ANCCEP):** Linda Dobson mailed an application for Town Hall Preservation and Municipal Park Improvements on September 6, 2002. The request is for \$24,137.50 with labor and equipment from the Town of \$1,767,36. The grant would be used to fix the pillars and steps in front of the Town Hall as well as improve the Basketball/Ice Skating Rink at the Park, add picnic tables for wheelchair users, and install new soccer goals with nets. Linda Dobson thanked several people for helping her gather the information for the application. A copy of the application was filed with the Town Clerk.

*COMMITTEE REPORTS:*

**1. COURT- Nik Santagate:** Disposed 29 cases during August and sent \$1,549.00 to the State Comptroller

**2. HIGHWAY –John Quenell:**

- a. Road sides are all trimmed
- b. Sand is screened and ready for winter
- c. Equipment preparations for winter are being made.
- d. Working on the salt shed and highway garage planning
- e. Pick-up Truck needs new tires and shocks
- f. Road Salt needs to be ordered for winter

**RESOLUTION #90**

**AUTHORIZATION TO PURCHASE TIRES AND SHOCKS FOR PICK-UP TRUCK**

**Motion made by John Quenell to authorize Don Oliver, Superintendent of Highways, to purchase new tires and shocks for the Pick-up Truck at state contract prices, second by Alicia Bodmer, Aye 4, Vacant 1 (Supervisor)**

**Roll Call Vote:**

Supervisor	Vacant
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Steve Tucker	Aye

**Resolution #90 declared duly adopted.**

**RESOLUTION #91**

**AUTHORIZATION TO PURCHASE 170 TONS OF SALT**

**Motion made by John Quenell to authorize Don Oliver, Superintendent of Highways, to purchase 170 tons of Road Salt for winter at state contract prices, second by Alicia Bodmer, Aye 4, Vacant 1 (Supervisor)**

**Roll Call Vote:**

Supervisor	Vacant
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Steve Tucker	Aye

**Resolution #91 declared duly adopted.**

**3. INSURANCE - John Quenell:** Nothing to report for insurance

**4. INVESTMENTS – Linda Dobson:**

Reviewed the Association of Towns' model investment policy and questions remain. Decided to query the experts and contacted Barbara Stunzi of NBT Bank to determine if the policy requirements for securing deposit is acceptable and what, if anything, further we have to do to make it happen. Also contacted Nancy Weiss of MBIA/CLASS asking if our CLASS investments fall within the definition of "acceptable investments" per the policy. Response from Nancy Weiss is that our investments are "acceptable". NBT has not responded. Will use answers to finalize draft policy at the next meeting.

**5. ASSESSOR-Doug Tichenor:**

- a. NYS Office of Real Property Services (ORPS) has finalized the official change of assessment for Brighton. The Equalization Rate is 100%, but the assessed value for the town changed 1.2325% from 2001. The STAR Exemption is affected by this change and the re-certified amounts of the exemption are as follows:  
Senior STAR: \$58,550; will go back to \$50,000 in 2003  
Basic STAR: \$35,130; will go back to \$30,000 in 2003
- b. Property values continue to increase dramatically. It is becoming increasingly more difficult to keep assessments current with the market. It seems I just cannot get assessments high enough.

**6. TAX COLLECTOR- Amber McKernan:** Nothing to report

**7. CODE ENFORCEMENT-Ed Lagree:**

- a. Issued 35 building permits for 2002, 9 are completed
- b. 13 out of 37 permits from 2001 are completed
- c. Order of Correction for Violation was issued on July 17, 2002, for a septic system in McColloms

**8. CEMETERY – Linda Dobson:**

- a. Met with Stacey of Geomatics on August 13; reviewed discrepancies with the map, Stacey took notes and will revisit the cemetery and make necessary changes.

- b. Discussed possibility of renumbering the lots to reflect the reality of the layout as opposed to the layout on the map; will finalize this month. Stacey will try to create a “layover” sheet that could superimpose the actual layout on top of the original map. Town Clerk, Elaine Sater, will change the burial permits as required.
- c. Received a request from a family to repair the base of a stone that is deteriorating. Told the family they could go ahead as long as they check first to make sure there are no services going on at the time.

**9. PARKS & RECREATION-Steve Tucker:**

- a. Worked on grant proposal
- b. Dan Spencer would like to paint the field house

**10. COMPENSATION-Linda Dobson:** Nothing to Report

**CITIZENS COMMENTS:** There were no comments

**RESOLUTION #92**

**AUTHORIZATION TO PAY ALL VOUCHERS LISTED ON ABSTRACTS**

**Motion made by Alicia Bodmer to disperse funds for all the vouchers audited by the Town Board and listed on the abstracts attached to these minutes as follows:**

**ABSTRACT#4-PrePaid Voucher #9A through and including #9H: \$8,790.00 consisting of HIGHWAY: \$2,379.51, GENERAL: \$5,709.63, STREET LIGHTING \$45.77, and TRUST & AGENCY \$655.09**

**ABSTRACT #9-General Fund: Voucher #197 through and including Voucher #229: \$11,974.44**

**ABSTRACT #8-Trust & Agency: \$655.09**

**ABSTRACT #9-Highway Fund: Voucher #95 through and including Voucher #114: \$41,050.10**

Second by Linda Dobson, Aye 4, Vacant 1 (Supervisor)

**Roll Call Vote:**

Supervisor	Vacant
Council Members:	Alicia Bodmer Aye
	Linda Dobson Aye
	John Quenell Aye
	Steve Tucker Aye

**Resolution #92 declared duly adopted.**

**Motion made by Linda Dobson to Adjourn the Regular Town Board Meeting at 9:25 p.m., second by John Quenell, Aye 4, Vacant 1 (Supervisor)**

Respectfully submitted,

Elaine W. Sater  
Brighton Town Clerk

September 10, 2002

To: The Brighton Town Board  
Re: Adelphia Communications Franchise Renewal

Council members Linda Dobson and John Quenell met with Mr. Al Sutphen of Adelphia Communications (Adelphia) and Mr. Tom Isabella of the New York Department of Public Service (DPS) in the local Adelphia office at 2 p.m. on September 9, 2002 for the purpose of discussing the proposed 10-year franchise agreement renewal for the town of Brighton. The present agreement expires in January 2003.

A number of minor changes previously suggested by the DPS in a June 5, 2002 memo to the town were discussed and agreed to by Adelphia. However, Mr. Isabella stated that in view of Adelphia's recent entry into bankruptcy under Chapter 11, he could not advise the town to proceed with granting the franchise to Adelphia at this time. He said that the final step in the process requires the DPS to approve the franchise agreement and grant the cable operator a certificate to serve the town, but that since Adelphia has declared bankruptcy all certificate applications made by Adelphia operators have been held up by the DPS. He further stated that the DPS is attempting to enter the bankruptcy court proceedings, and that a critical meeting of DPS commissioners and lawyers regarding the Adelphia situation will take place on September 22. Mr. Isabella will inform the town of the outcome of that meeting.

As an alternative to proceeding with the Adelphia franchise renewal at this time, Mr. Isabella suggested that the town could consider asking Adelphia for a six-month extension of the current agreement upon expiration. He said the DPS would undoubtedly approve this, under the circumstances. Mr. Sutphen expressed his willingness to proceed on this basis.

We believe that it would be prudent for the town of Brighton to suspend activities related to the franchise renewal for the time being. Although we believe the local Adelphia operation has been a good provider of cable service (Mr. Isabella also expressed a similar opinion) we believe it would be in the best interests of cable subscribers in the town to allow a little more time for the problems at Adelphia to be resolved so that we can proceed with a new franchise on a sure footing. We have assurances from both Mr. Isabella and Mr. Sutphen that in the meantime we need not fear that cable service will be interrupted or degraded.

Linda Dobson asked if as part of a new franchise agreement would Adelphia consider providing free Internet service to the PSGVFD and to the town hall. Mr. Sutphen replied that ordinarily Adelphia policy would prevent that, but Linda Dobson noted the absence of public schools in Brighton, for which Adelphia would be required to provide free service. Mr. Sutphen said he would take the request under consideration.

Linda Dobson  
John Quenell

