

MINUTES OF THE REGULAR TOWN BOARD MEETING OF THE TOWN OF FORT ANN HELD ON MONDAY, FEBRUARY 8, 2016 AT 7:00 P.M. AT THE FORT ANN VOLUNTEER FIRE COMPANY, INC.

PRESENT: Supervisor Richard Moore
Councilman Dennis Fletcher
Councilwoman Gretchen Stark
Councilman Floyd Varney
Councilwoman Deborah Witherell

OTHERS PRESENT: Helen Denno, Confidential Secretary to the Supervisor/Bookkeeper, Barbara Winchell, Town Clerk, Paul Winchell, Highway Superintendent, Jeff Meyer, Town Attorney, Mark Miller, Enforcement Officer, Todd Humiston, Dog Control Officer, Joe Loszynski, Jack Davis, David Fisk, William Hohmann, Roy Harrison, Diane Bly, John Fenwick, Wanda Wright, Joe Wright, Reggie Wright, Joyce LaChaunce, Jane Sexton, Melanie Farrell, Mary Taylor, Margaret Clark, Mary Ann Cadella-Dodge, Don Ballard, Joseph Monahan, Patricia Monahan, Jamie Laczko, George Smith, Phoebe Jackson, Louis Palmer, Mayor Foran, Roy Steves, Bill Knapp, George Sherwood, Chad and Michelle Wilson, Pat Nolan, Ruth Esperti, Casey Batchelder, Stacey Batchelder, Michael LaCrosse, Lisa Balschunat, Diane Langlois, James Black

Meeting was called to order at 7:00 p.m. with the Pledge of Allegiance to the Flag and a moment of silence was held for deceased Fort Ann resident, Odelie Harsha.

On motion of Councilwoman Witherell, seconded by Councilwoman Stark to accept the Public Hearing, Organizational and Regular Town Board Minutes of January 11, 2016.

Motion was carried.

On motion of Councilwoman Witherell, seconded by Councilman Fletcher to accept the minutes of the Annual Audit Workshop Meeting of January 12, 2016.

Motion was carried.

Supervisor Moore read the following from the January 2016 monthly financial statement:

Receipts for the month	\$487,117.23
Highway Fund	\$ 59,195.77
Trust & Agency Fund (Highway)	\$ 23,053.80
Trust & Agency Fund (General)	\$ 9,656.70
Disbursements Highway	\$ 56,450.85
Disbursements General Fund	\$257,313.17
Trust & Agency	\$ 31,006.35

Checkbook Balances

General Fund	\$360,017.90
Highway Fund	\$ 23,051.37
Youth Commission	\$ 1,005.98
Hadlock Dam Project	\$ 239.67
Trust & Agency Fund	\$ 2,021.30

Consolidated Health \$ 862.71

Savings Accounts

General Fund \$ 610,931.20
Highway Fund \$1,028,218.18
Hadlock Dam \$ 212,112.64
LOSAP \$ 27,597.92

Tax Collections as of today's date:

2016 Total Amount Accounted for by Collector \$1,937,999.31
Check issued to the Washington County Treas. \$2,400,829.27

Motion was introduced by Councilwoman Witherell, seconded by Councilman Varney to pay the bills as warranted and audited.

Motion was carried.

Councilwoman Stark asked the Recreation Committee (Jaime Laczko, Diane Bly and John Fenwick) to come forward to present the checks from the 3rd annual Ice Fishing Derby held on January 23, 2016. Jaime Laczko stated there were 105 adults and 36 kids that participated in this event and \$1,410.00 was raised. He thanked the different organizations that volunteered and sponsored the event especially Cathy Matier, Hadlock Inn, for the use of the facility/pond and Lake Hadlock Association. Make-A-Wish; Old Stone House Library; Big Brothers Big Sisters; Fort Ann Youth League and Fort Ann Central Back Pack program all received donations.

Supervisor's Report:

- Had an opportunity to meet with Jane Sexton, Cool Insuring Agency, and gave her the latest inspection report from Haley and Aldrich and discuss coverage. (increasing coverage is being recommended)
- He and Councilman Fletcher attended newly elected official training school 1/13-1/15/16.
- Attended the ice fishing derby.
- Attended annual regional Boy Scouts meeting in Glens Falls.
- Met with Town Engineer, Tom Jarrett and Paul Winchell regarding Mattison Road (it will remain closed for the time being). An easement is not a possibility.
- Contacted Senator Little's Office about possible funding for Mattison Road.
- Met with Fort Ann Rescue Squad and will meet with them on a quarterly basis to go over their budget.
- Met with Town of Fort Ann Board of Ethics and asked the Town Clerk to post the Fort Ann Code of Ethics on the Town Hall bulletin board as well as at the Old Stone House Library.
- Asked the Highway Superintendent to post the Code of Ethics at the Highway Garage.
- Attended breakfast meeting at SUNY/Adirondack regarding the new building on campus.
- Met with a resident about Battle Hill.
- Has a meeting next week with various residents regarding the Community Plan to review goals.
- Provided copy of Hadlock Dam emergency plan and latest inspection report to Dick Look, Northern Insuring Agency since he recently discovered that there hasn't been downstream liability insurance on the dam since 2008 (all has been forwarded to NYMIR).
- Met with Dave Decker, Lake George Watershed Coalition, and now is on the executive committee.

-Will be available 6:00 p.m. – 7:30 p.m. at the Town Hall the first and third Wednesday every month to meet with folks that can't make it in during the day to see him.

-Announced there is a Planning Board public hearing scheduled 2/22/16 @ 7:00 p.m. regarding Dollar General at the Fort Ann Volunteer Fire Company.

Town Clerk's Report was given for January 2016.

Public comment was opened at 7:18 p.m.

Public comment was closed at 7:19 p.m. with no comments being made.

Highway Superintendent Report: Been cutting a lot of brush and when too cold to cut brush he has the men doing truck maintenance. He stated that the Town of Fort Ann Highway Department is looking for a 2008 or newer single axle plow truck.

The Town Clerk opened the one bid that was received on February 4, 2016 from Clark's Truck Center, 6 Orr Road, Jericho, VT 05465 for \$71,000.00 on a 2008 7500 SFA 4x2 (SA537).

The Highway Superintendent said he did have an opportunity to look this vehicle over and would recommend accepting the above bid.

Supervisor Moore recommended financing this over five (5) years. Councilman Fletcher asked about the interest rate and warranty. Supervisor Moore stated that the Town Attorney will research the interest rate and the Highway Superintendent stated that with a used vehicle it's usually a 30 day warranty.

Councilwoman Stark posted a Whitehall Winterfest notice for 2/13/16 at the Town Hall and the Fort Ann Post Office. She is still working on the trail from Waterford to Whitehall. Route 4 has been designated as trail #9.

Councilman Fletcher stated that the newly elected official training that he and Supervisor Moore attended for three (3) days in January was very intense and they received a lot of reference material. Councilman Fletcher stated that he recently participated in his first Town of Fort Ann audit and was very impressed with Donna Klein, Tax Collector, Helen Denno, Bookkeeper and Barbara Winchell, Town Clerk, with their knowledge and handling of the audit.

Councilwoman Witherell mentioned that she attended a Lake George Park Commission meeting that had to do with milfoil but it didn't have much to do with the Town of Fort Ann. She will be attending a railway corridors meeting this week.

Enforcement Officer reported that January 2016 was quiet compared to December 2015. He had 20 phone calls; 3 voice mails; 8 emails; 3 letters and a couple of office visits.

Joe Loszynski, Lake Hadlock Project Manager, submitted a monthly progress report by email to the Town Board. He announced there will be a Lake Hadlock Association Board meeting February 13, 2016.

Dog Control Officer report was given for the month of January. Supervisor Moore asked, Todd Humiston, Dog Control Officer, to stand up and introduce himself. Todd referred to the 1/15/16 Dog Control Officer Inspection Report that was given to all the Town Board Member's and stated that the

paperwork was flawless because of the Town Clerk. Supervisor Moore thanked Todd for the job well done on behalf of the Town Board.

Old Business: Supervisor Moore stated that the Mahoney contracts for the Old Stone House Library and the Town Hall had to be amended to include installing cellular back up of \$485.00 for each location and \$20.00 for monitoring at each location in case the electricity were to go off.

On motion of Councilman Varney, seconded by Councilwoman Witherell to amend the Mahoney contracts for the Old Stone House Library and the Town Hall to include the installation of cellular back up.

Motion was carried.

RESOLUTION #38-16

ADOPTION OF THE STATE OF NEW YORK DEFERRED COMPENSATION PLAN

On motion of Councilman Fletcher, seconded by Councilwoman Witherell, to accept resolution entitled "Adoption of the State of New York Deferred Compensation Plan."

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, that the appropriate officials of the Town of Fort Ann hereby adopts the Plan for the voluntary participation of all eligible employees with a convenient and tax-favored method of saving on a regular and long-term basis and thereby provide for their retirement.

RESOLUTION #39-16

TO APPOINT MAUREEN BARBER AS PART-TIME CLERK TO THE TOWN JUSTICE

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled "Resolution to appoint Maureen Barber as part-time Clerk to the Town Justice."

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, that the Fort Ann Town Board hereby affirms the appointment of Maureen Barber as the part-time Clerk to the Town of Fort Ann Justice as of January 1, 2016 at an annual salary of \$16,195.00.

RESOLUTION #40-16

APPOINTING A PART-TIME ENFORCEMENT OFFICER

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled "Resolution appointing a part-time Enforcement Officer."

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, that the Fort Ann Town Board hereby appoints Mark A. Miller January 1, 2016 as part-time Enforcement Officer at an annual rate of \$7,122.50 paid on a biweekly basis.

RESOLUTION #41-16

APPOINTING A TOWN PLANNING BOARD SECRETARY

On motion of Councilman Varney, seconded by Councilwoman Witherell, to accept resolution entitled "Resolution appointing a Town Planning Board Secretary."

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, the Fort Ann Town Board hereby appoints Anne S. Wilcox as Planning Board Secretary at an annual salary of \$4,070.00 effective January 1, 2016.”

RESOLUTION #42-16

APPOINTING A SOLE ASSESSOR (PART-TIME)

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled “Resolution to appoint a Sole Assessor (part-time).”

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, that the Town Board intends to establish the Sole Assessor salary of Six Thousand (\$6,000.00) beginning on January 1, 2016; and be it further

RESOLVED, that the Town Board hereby authorizes the Town Supervisor, upon review of Town Counsel, to negotiate and enter into a consulting agreement with Municipal Assessment Services for the purpose of performing the required and necessary tasks and duties of the Town Assessor’s Office at a rate of Twenty Eight Thousand Four Hundred Dollars (\$28,400.00) per contract year for a term not to exceed two (2) years.

RESOLUTION #43-16

APPOINTING TODD HUMISTON AS DOG CONTROL OFFICER FOR DOG CONTROL PURPOSES WITHIN THE TOWN OF FORT ANN

On motion of Councilman Fletcher, seconded by Councilwoman Witherell, to accept resolution entitled “Resolution appointing Todd Humiston as Dog Control Officer for Dog Control Purposes within the Town of Fort Ann.”

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, that the Fort Ann Town Board hereby appoints Todd Humiston as Dog Control Officer as of January 1, 2016 at an annual salary of \$5,200.00 per year to be paid on a biweekly basis.

RESOLUTION #44-16

AUDITING THE FINANCIAL RECORDS OF THE TOWN OF FORT ANN

On motion of Councilman Fletcher, seconded by Councilwoman Stark, to accept resolution entitled “Resolution auditing the Financial Records of the Town of Fort Ann.”

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, that the Fort Ann Town Board audited the financial records of the Town Clerk, Tax Collector, Supervisor for the fiscal year January 1, 2015 through December 31, 2015 at a special meeting held on January 12, 2016.

RESOLUTION #45-16

INTRODUCING LOCAL LAW 1 OF 2016 AMENDING LOCAL LAW 1 OF 2006 CHANGING THE DAY OF GRIEVANCE DAY IN THE TOWN OF FORT ANN

On motion of Councilwoman Witherell, seconded by Councilman Varney, to accept resolution entitled "Resolution Introducing Local Law 1 of 2016 Amending Local Law 1 of 2006 changing the day of grievance day in the Town of Fort Ann."

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, the proposed Local Law is hereby accepted for introduction to the Town Board. A public hearing shall be scheduled for the consideration of the proposed Local Law to be held by the Town Board on March 14, 2016 at 7:05 p.m.

RESOLUTION #46-16

AUTHORIZING TOWN OF FORT ANN TOWN SUPERVISOR TO ENTER IN TO AGREEMENT WITH COUNTRYSIDE VETERINARIAN PRACTICE, P.C. FOR TOWN DOG CONTROL SHELTER SERVICES PURSUANT TO NEW YORK STATE AGRICULTURAL AND MARKETS LAW ARTICLE 7

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled "Resolution Authorizing Town of Fort Ann Supervisor to enter in to agreement with Countryside Veterinarian Practice, P.C. for Town Dog Control Shelter Services Pursuant to New York State Agricultural and Markets Law Article 7."

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, that the Town hereby authorizes and directs the Town Supervisor to sign and take all necessary steps to enter in to the agreement with Countryside, upon final attorney approval.

RESOLUTION #47-16

APPROVING BUDGET MODIFICATION TO COVER DEFICITS IN APPROPRIATION ACCOUNTS

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled "Resolution Approving Budget Modification to cover deficits in appropriation accounts."

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, that the 2015 budget shall be amended by appropriating unanticipated revenues to the accounts specified in this resolution.

RESOLUTION #48-16

APPROVING BUDGET MODIFICATION TO COVER DEFICITS IN APPROPRIATION ACCOUNTS

On motion of Councilwoman Witherell, seconded by Councilman Fletcher, to accept resolution entitled "Resolution Approving Budget Modification to cover deficits in appropriation accounts."

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, that the 2015 budget shall be amended by transferring funds between appropriations as specified in this resolution.

RESOLUTION #49-16

TO POST TOWN ROADS TO 8 TONS

On motion of Councilman Fletcher, seconded by Councilman Varney, to accept resolution entitled "Resolution to Post Town Roads to 8 Tons."

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, the Town Board hereby authorized the Superintendent of Highways to advertise and post the Town Roads for Spring conditions when warranted.

RESOLUTION #50-16

TO ACCEPT THE BID OF CLARK’S TRUCK CENTER FOR 2008 SINGLE AXLE PLOW TRUCK

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled “Resolution to Accept the Bid of Clark’s Truck Center for 2008 Single Axle Plow Truck.”

ADOPTED AYES 5 Fletcher, Stark, Varney, Witherell, Moore

RESOLVED, by the Fort Ann Town Board to accept the bid of \$71,000.00 from Clark’s Truck Center, 6 Orr Rd., Jericho, VT 05465 for a 2008 Single Axle Plow Truck with a recommendation to finance it for five (5) years.

Correspondence/Miscellaneous: Supervisor Moore stated he received correspondence from Lake George Park Commission seeking to be lead agency.

Motion was made by Councilman Fletcher, seconded by Councilwoman Witherell, to have Lake George Commission be lead agency for the Lake George Aquatic Invasive Species Prevention Program.

Motion was carried.

County update: A lot of talk about expansion of broadband (2 phases). Second phase would be the August/September time frame and possibly a merger between Time Warner and Charter.

Supervisor Moore asked all in attendance that if they have any ideas on how to save tax dollars for the town to please get in touch with him.

7:48 p.m. open public discussion

7:49 p.m. closed public discussion

Councilman Fletcher wanted everyone to know that he cannot be on the Town Board and be an employee of the town. He stated he really enjoyed working on the cemeteries the summer of 2015 and that he would volunteer for upkeep on the cemeteries. Supervisor Moore told Mr. Fletcher that he made a difference with the hard work he did with the cemeteries.

7:51 p.m. Motion was introduced by Councilwoman Witherell, seconded by Councilman Varney to adjourn.

Motion was carried.

Total Abstracts:	General:	\$18,145.58
	Highway:	\$16,411.65

Respectfully submitted,

Dated: February 11, 2016

Barbara J. Winchell, Town Clerk
Town of Fort Ann, New York