



Disbursements	\$ 69,774.73
Highway	\$ 60,643.69
Hadlock Park District	\$ 9,988.84

**Checkbook Balances**

General Fund	\$135,352.89
Highway Fund	\$ 46,405.16
Youth Commission	\$ 1,006.14
Hadlock Dam Project	\$ 239.71
Hadlock Park District Fund	\$ 9,517.81
Consolidated Health	\$ 862.86
Trust & Agency Fund	\$ 362.79

**Savings Accounts**

General Fund	\$ 611,031.95
Hadlock Park	\$ 210,894.24
Highway Fund	\$ 911,482.88
LOSAP	\$ 27,595.53

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

Motion was carried.

Public Hearing was opened at 7:05 p.m. Tonight’s public hearing was advertised in The Post Star May 29, 2016 and June 4, 2016 regarding the adoption of a local law 2 of 2016 increasing the term of office of the Town Clerk from two to four years as well as local law 3 of 2016 increasing the term of office of the Highway Superintendent from two to four years.

Bruce Turnbull, 1360 Pattens Mills Rd., Fort Ann, asked that the resolution be read in its entirety. There is a copy on file in the Town Clerk’s Office for anyone needing a paper copy.

Public hearing was closed at 7:12 p.m.

**RESOLUTION #79-16**

**ADOPTING A LOCAL LAW 2 OF 2016 INCREASING THE TERM OF OFFICE OF THE TOWN CLERK**

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled “Resolution Adopting A Local Law 2 of 2016 Increasing the Term of Office of the Town Clerk.”

ADOPTED        AYES 3 Fletcher, Stark, Varney  
                       NAYES 2 Witherell, Moore

**RESOLVED**, this Local Law is hereby adopted as Local Law No. 2 of 2016 subject to a mandatory referendum and shall be submitted for approval by the qualified voters of the Town of Fort Ann at the biennial election to be held November 8, 2016 pursuant to Municipal Home Rule Law Section 23.

**RESOLUTION #80-16**

**ADOPTING A LOCAL LAW 3 OF 2016 INCREASING THE TERM OF OFFICE OF THE TOWN HIGHWAY SUPERINTENDENT**

On motion of Councilman Fletcher, seconded by Councilwoman Witherell, to accept resolution entitled "Resolution Adopting A Local Law 3 of 2016 Increasing the Term of Office of the Town Highway Superintendent."

ADOPTED        AYES 5 Fletcher, Stark, Varney  
                     NAYES 2 Witherell, Moore

**RESOLVED**, this Local Law is hereby adopted as Local Law No. 3 of 2016 subject to a mandatory referendum and shall be submitted for approval by the qualified voters of the Town of Fort Ann at the biennial election to be held November 8, 2016 pursuant to Municipal Home Rule Law Section 23.

Public comment: None

Supervisor's Report: Streetscapes grant is still pending - no time frame given.

- Still waiting to hear from Civil War Trust regarding Battle Hill.
- Correspondence from Carter Conboy on behalf of Washington County Home for the Aged Women regarding funding in forms of grants for elderly.
- Registering for STAR exemption has changed for anyone who purchased a home after 8/1/15. Need to register by 7/1/16.
- Supv. Moore, Paul Winchell and Mark Miller will attend a Dept. of Public Safety meeting 6/15/16 10-11:30 a.m. regarding Washington County Hazard Mitigation. Supv. Moore is primary contact; Hwy Sup't 2<sup>nd</sup> contact and Enforcement Officer is the Flood Plain Administrator.
- State Route 22 bridge Inspection to take place 6/14/16 8-11:00 a.m.
- June 5, 2017 is the trial date for the upstream claims – location TBD.
- Last month Councilwoman Stark brought a Hadlock noise complaint to the Town Board meeting. Supv. Moore had a meeting with all interested parties and will get them together in a month to see what progress has been made.
- There will be a noise control ordinance workshop meeting. The Town Attorney prepared a DRAFT Noise Control Ordinance for the TBM's to review. A copy can be obtained at the Town Clerk's Office for anyone wishing to have a paper copy.
- June 14, 2016 at 7:00 p.m. there is a Washington County Planning Board meeting.
- June 27, 2016 at 7:00 p.m. the Fort Ann Planning Board meeting there will be a public hearing and the meeting will be held at Fort Ann Central School, 1 Catherine St., Fort Ann.

Town Clerk's Report was given for May 2016.

Highway Superintendent Report: Mowing roadsides; paved 2 miles on Goodman Road and paved Gould Lane.

Councilwoman Witherell read and distributed the following: "Early this month I was absolutely amazed to hear that someone stated that Richie Moore had done nothing since he took office. I would like to take a moment to express how completely inaccurate this statement is. Richie Moore has spent more hours at the town hall checking and researching town affairs that for several years have been left unchecked, incomplete, or totally ignored. Not minor things either, important things like the Dam liability insurance, checking or saving accounts that are unaccounted for, along with many other

matters. Every complaint that any member of this town has brought to his attention he has addressed trying to reach a compromise between residents. Image that, a town government that hears its people and helps its people, surely not something you hear of now days. Whats more every conversation with every resident he then reports to the rest of the town, they want us to be able to say no, but they do not want regulations. In order to have that power to say no you must have some regulations, some Zoning, some control. You cannot have it both ways.

But all that said, I would like to thank Richie for all the time and work he has put into this small town. You have done more in the six months of office than any supervisor I have witnessed in my 30 years in Fort Ann. I thank you for listening to the people. I thank you for a job well done.”

Enforcement Officer Report was given for May 2016.

Historian Report: None

Joe Loszynski, Lake Hadlock Project Manager, submitted a monthly progress report by email to the Town Board.

**Old Business:**

**New Business:**

Supervisor Moore asked the Town Board about building an office for the Bookkeeper/Confidential Secretary to the Supervisor. Supervisor Moore stated she is at the Town Hall on a full-time basis and should have her filing cabinets all in one spot.

On motion of Councilwoman Witherell, seconded by Councilman Varney to have sketch plans drawn up for an office for the Bookkeeper/Confidential Secretary to the Supervisor.

Motion was carried.

Two (2) proposals were received from qualified independent certified public accountants to audit the Length of Service Award Program (LOSAP) for the West Fort Ann Volunteer Fire Company and the Pilot Knob Volunteer Fire Company for the fiscal year ending December 31, 2015.

- 1) McCarthy & Conlon, LLP, 123 Quaker Rd., Suite 103B, Queensbury, NY 12804
- 2) Bryans & Gramuglia CPA's, LLC, One Pine West Plaza Suite 107, Albany, NY 12205

They will be reviewed and evaluated to determine the lowest, responsive, responsible bidder and whether to award the contract.

**RESOLUTION #81-16**

**TO ACCEPT PLANNING BOARD MEMBER RESIGNATION FROM CHARLES SELLITTI**

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled “Resolution to Accept Planning Board Member Resignation of Charles Sellitti.”

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

**RESOLVED**, that the Town Board of the Town of Fort Ann Town Board authorizes the Town Clerk to advertise this vacancy to the Town Planning Board in The Post Star.

**RESOLUTION #82-16**

**TO WAIVE THE REQUIREMENTS FOR 30 DAY ADVANCE PUBLIC NOTICE FOR THE APPLICATION FOR LIQUOR LICENSE**

On motion of Councilwoman Witherell, seconded by Councilman Varney, to accept resolution entitled "Resolution to Waive the Requirements for 30 day Advance Public Notice for the application for liquor license."

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

**RESOLVED**, that the Fort Ann Town Board hereby waives the 30 day advance public notice for the application of Treadway's Pub, LLC for the New York State Liquor Authority.

**RESOLUTION #83-16**

**APPOINTING A PART-TIME TOWN PLANNING BOARD SECRETARY**

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled "Resolution Appointing a Part-time Town Planning Board Secretary."

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

**RESOLVED**, that the Fort Ann Town Board hereby appoints Deborah A. Fifield, 531 West Farm Woods Road, Fort Ann, New York 12827 as Part-time Town Planning Board Secretary with a prorated annual salary for the 2016 approved budgeted amount of \$4,070.00 effective June 6, 2016.

**RESOLUTION #84-16**

**RESCINDING \$300.00 STIPEND TO DONNA KLEIN TO RECONCILE MONTHLY CHECKING AND SAVING ACCOUNTS**

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled "Resolution Rescinding \$300.00 Stipend to Donna Klein to Reconcile Monthly Checking and Saving Accounts."

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

**RESOLVED**, that the Fort Ann Town Board hereby approves the rescinding of Resolution Number 56 of 2016 effective May 1, 2016.

**RESOLUTION #85-16**

**AUTHORIZING HIRING OF SEASONAL EMPLOYEES TO WORK FOR LAKE HADLOCK PARK DISTRICT**

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled "Resolution Authorizing Hiring of Seasonal Employees to Work for Lake Hadlock Park District."

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

**RESOLVED**, that the Town Board authorizes and directs the Lake Hadlock Park District Manager, Town Supervisor and/or Town Budget Officer to complete any forms and take any action necessary to effectuate the terms of this resolution.

**RESOLUTION #86-16**

**CHANGING AUTHORIZED SIGNATORY AND ADMINISTRATIVE DELEGATE ON LENGTH OF SERVICE AWARD PROGRAM**

On motion of Councilman Fletcher, seconded by Councilwoman Stark, to accept resolution entitled "Resolution Changing Authorized Signatory and Administrative Delegate on Length of Service Award Program."

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

**RESOLVED**, that Richard Moore, Town Supervisor, shall serve as the Administrative Delegate of said plan and trust.

**RESOLUTION #87-16**

**TO HIRE PILOT KNOB BEACH LIFEGUARDS**

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled "Resolution to Hire Pilot Knob Beach Lifeguards."

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

**RESOLVED**, that the Fort Ann Town Board authorizes and directs the hiring of four (4) Lifeguards (Seasonal/Part-time) at a salary of \$12.25 per hour with a \$.25 per hour, per year, longevity step for the summer of 2016.

**RESOLUTION #88-16**

**TO HIRE NINE (9) PART-TIME SEASONAL SUMMER RECREATION EMPLOYEES**

On motion of Councilwoman Witherell, seconded by Councilwoman Stark, to accept resolution entitled "Resolution to Hire Summer Recreation Employees."

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

**RESOLVED**, that the Fort Ann Town Board authorizes and directs the hiring of Part-time/Seasonal Summer Recreation Employees to work for the six (6) week Town of Fort Ann Summer Recreation Program starting July 5, 2016.

**RESOLUTION #89-16**

**INTRODUCING LOCAL LAW 4 OF 2016, AMENDING THE FEES IN THE DOG CONTROL REGULATIONS IN THE TOWN OF FORT ANN**

On motion of Councilman Fletcher, seconded by Councilwoman Stark, to accept resolution entitled "Resolution Introducing Local Law 4 of 2016, amending the fees in the dog control regulations in the Town of Fort Ann."

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

**RESOLVED**, that the Town Clerk is directed to post and publish a notice of said public hearing in *The Post Star* at least 10 days before the hearing.

**RESOLUTION #90-2016**

**AUTHORIZING SUPERVISOR MOORE TO SIGN THE HALEY & ALDRICH CONSULTING SERVICES PROPOSAL FOR FUSE PLUG MAINTENANCE**

On motion of Councilwoman Witherell, seconded by Councilman Varney, to accept resolution entitled “Resolution Authorizing Supervisor Moore to sign the Haley & Aldrich Consulting Services Proposal for Fuse Plug Maintenance.”

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

**RESOLVED**, that Supervisor Moore is authorized to sign the consulting services proposal from Haley & Aldrich for Fuse Plug Maintenance in the amount of \$3,000.00.

8:00 p.m. open public discussion with various people stating that they will be able to see and hear the proposed Motocross track from where they live and their peace and quiet will be disturbed and property values will be compromised.

Other people spoke in favor of the Motocross track that it would bring revenue to the town through people stopping to get gas, ice, etc.

Patricia Carte, 10662 Rte. 149, Fort Ann, spoke of Section 7, Review Standards that reads “In considering the approval of the site plan, the Planning Board shall take into consideration the public health, safety and general welfare, the comfort, and convenience of the public in general and residents of the immediate neighborhood in particular, and shall find that the proposed development meets all the requirements of this Local Law.

J. Protection of adjacent properties against noise, glare, unsightliness or other objectionable features.

Roy Harrison, 14 E Copeland Pond Way, Fort Ann asked for at least a three (3) month moratorium to prepare an impact statement regarding the proposed Motocross Track

Roy Harrison, 14 E Copeland Pond Way, Fort Ann asked for a status on the paving of Hawk Road. The Highway Superintendent advised there was no money put into the 2016 budget for paving of Hawk Road.

Roy Harrison, 14 E Copeland Pond Way, Fort Ann asked about getting the fire sirens for Fort Ann Fire House and the West Fort Ann Fire House turned back on.

David Foote, 35 Tupper Lane Way, Fort Ann spoke against the Motocross track. He stated that New York State has guidelines on noise pollution. He’s concerned about property values and health. He stated decibals testing can be done in many different ways.

Don D., 332 Reynolds Rd., Moreau spoke for the Motocross track.

Deb Foote, 35 Tupper Lane Way, Fort Ann spoke against the Motocross track. Has a petition for the Town of Fort Ann to consider Noise Ordinance.

Dan Monahan, 10700 State Rte 149, Fort Ann, stated he would love to see businesses coming to the town but would ask the Town Board and the Planning Board to talk to other towns about Motocross. The noise is the issue – it would be a nuisance basically 10-11 hours a day. He stated there are probably 11-12 houses closer to this proposed Motocross than his house. No one wants to go home from work to

noise and property values will be compromised. He said there is a place for Motocross but not in a residential area. He said there are already Motocross tracks available in the Town of Greenwich and the Town of Granville.

Don Schuster, 821 West Rd., Fort Ann, spoke in favor of the Motocross track and stated that people need to be open minded.

Tom McDermott, Buttermilk Falls Road, Fort Ann, is neutral in this. He is/was a dealer of off/on road motorcycles. He is of the opinion that Motocross helps keep children out of mischief.

Bruce Turnbull, 1360 Patten Mills Road, Fort Ann, asked if there is public access to Hadlock Pond. Supervisor Moore responded – no and that no money comes from the General Fund to subsidize Lake Hadlock.

Lindsay Carte, 10662 State Rte 149, Fort Ann, spoke against the Motocross track and asked how is Local Law 4 Section J enforced. He asked about a noise ordinance.

Supervisor Moore read Section J out loud and stated it is the responsibility of the Planning Board to address.

Ruth Cartier, 33 Cartier Lane, Fort Ann, stated she and her husband will be very much affected by the noise and pollution of this proposed Motocross track and are very concerned about their quality of life should this Motocross track be approved.

Gloria Quinlan, 1440 Copeland Pond Road, Fort Ann, stated the noise will be very disturbing.

Dave Campbell, 148 Goodman Road, Fort Ann, stated that there are about 50 families that will be directly affected. The tax base is going to be beat up pretty bad. He stated the town needs to look at a 90 day moratorium.

Joy K. (town unknown) stated this is a done deal.

John Anderson, Kingsbury, is for the Motocross track.

Ian Liedeman (sp?) (town unknown) is for the Motocross track.

Ralph Colb, 10602 State Rte 149, Fort Ann, agreed with the suggestion of moratorium which would allow time for impact studies. Mr. Colb read a prepared statement that stated his family has owned 35 acres in the Adirondack Park, a few properties down 149 from the proposed site of this motocross, for 50 years. Both he and his father have owned motorcycles so they have nothing against motorcycles or Mr. Treadway. He stated this motocross at this location would be a terrible fit, a nightmare for nearby residents like himself, whose home will become uninhabitable overnight because of the constant whine of the motorbike engines revving and motoring at top speed through the mud, all day long, five days a week. To even consider a motocross there manifests a callous disregard for the welfare of me and my neighbors. For most of us, our homes represent our greatest asset and the bedrock of the way we live. We are your constituents, the very voters who put you in office, the Town residents that you are meant to serve. This motocross will make our homes both unlivable for us and unsalable to any sane homebuyer. This would be a tragedy not just for us, but for every homeowner in Fort Ann to whom a



similar fate could happen at any time. (The prepared statement can be obtained at the Town Clerk's office for anyone in need of a paper copy.)

Vicky Greene, 332 Buttermilk Falls Road, stated that having a family type activity is a good thing but she is dismayed at the placement. She is sure she is going to be able to hear a buzz from the proposed Motocross track on Route 149 at her house on Buttermilk Falls Road.

Barbara Collette, 30 Pine Lane, Fort Ann, spoke against the Motocross Track. She said there are fourteen (14) houses that can see the track from where they live. It is a residential area and the peace and quiet will be disturbed.

Dave S., Maple St., Hudson Falls, spoke in favor of the Motocross Track.

Shawn Linendoll, 372 Sly Pond Road, Fort Ann, stated that not only will this Motocross track ruin the quality of life for people but it puts stress on animals as well. He doesn't see any money value. He stated sure the town will see some ice cream, ice and soda's but is it worth giving up quality of life. He referred to a 1974 EPA law press release.

Roy Harrison, 14 East Copeland Pond Way, stated it was an exceptional meeting tonight because the Board gave unlimited time – usually there's a time limit.

Jeremy Treadway stated he has met all the deadlines set forth by the Town. He plans on keeping the area clean and professional. He stated this will be run according to AMA standards. He would have private EMS on site.

Jon Lapper, Esq. stated he is representing Mr. Treadway and the issues and concerns brought forth will have to be addressed by the Fort Ann Planning Board and the Planning Board can set conditions.

9:19 p.m. closed public discussion

9:20 p.m. motion was made by Councilwoman Witherell, seconded by Councilman Fletcher to enter into executive session to discuss ongoing Hadlock litigation and personnel matter regarding a specific individual.

9:42 p.m. motion was made by Councilwoman Witherell, seconded by Councilwoman Stark to come out of executive session.

9:43 p.m. Motion was introduced by Councilman Varney seconded by Councilwoman Witherell to adjourn.

Motion was carried.

Total Abstracts:	General:	\$ 54,387.19
	Highway:	\$157,866.21
	Hadlock Park District:	\$ 3,639.97

Respectfully submitted,

Dated: June 22, 2016

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