# **Town of Johnsburg Town Board Meeting** March 19, 2024

In Attendance:

Kevin Bean – Supervisor

Arnold Stevens – Councilman

Paul Heid – Councilman

Jim Williams – Councilman

Anna Bowers – Councilwoman Jean Comstock – Town Clerk

- 1. Pledge of Allegiance led by Bruce Ashline
- 2. Call to Order Regular Meeting 7:01PM
- 3. Approve the Minutes of the March 5, 2024 Meeting

#### **RESOLUTION # 59-24**

Ms. Bowers made a Motion to approve and accept the Meeting Minutes from March 5, 2024 and moved its passage with a Second Motion from Mr. Heid. With the following Members voting in favor of the Resolution it is carried. Ayes – 5 (Bean, Bowers, Stevens, Heid, Williams); Nays -0.

4. Resolution to Approve Authorization to Proceed with the installation of culvert on Dippikill Road - Supervisor Bean noted that the Procurement Policy has been followed. Mr. Comstock stated that this portion washes out with every bad storm. Would like to put in a bigger culvert and move it so that it is more efficient.

### **RESOLUTION # 60-24**

Mr. Heid made a Motion to approve the installation of the culvert on Dippikill Road and moved its passage with a Second Motion from Ms. Bowers. With the following Members voting in favor of the Resolution it is carried. Ayes – 5 (Bean, Bowers, Stevens, Heid, Williams); Nays -0.

5. Resolution to advertise and hire a CDL driver for the Highway Department due to a retirement. Mr. Comstock – we had a 37 year employee retire, I'd like to promote from within for this position and place an ad for a CDL driver.

### **RESOLUTION #61-24**

Mr. Stevens made a Motion to approve advertising and hiring of a CDL driver and moved its passage with a Second Motion from Ms. Bowers. With the following Members voting in favor of the Resolution it is carried. Ayes – 5 (Bean, Bowers, Stevens, Heid, Williams); Nays -0.

6. Board Discussion – Website proposals; Ms. Bowers - evio.gov \$5400; civic plus \$3,000+; both professional and great customer service; Matt Addie from Albany - by far the lowest price; .gov, more secure, accessible to only those with a .gov e-mail; welcoming and easy to use; no decision tonight, just don't want it to get lost; Matt Byrne - web payments, etc. will be additional costs; Supervisor Bean - \$19,000 in ARPA funds that can be used; Ms. Nessle – is Matt being compensated for his time? Matt - I volunteered my time; Beth Maher - great step the Town is taking; Mr. Williams - concern about simple website is in talking about it in January is that it's Town government info as well as parks, town events, visitor info, etc.; can we get it up and

running and build from that; Supervisor Bean – one would need to be a CofC, visitors bureau; one for our government and constituents; Mr. Konis – would there be an opportunity to provide those links with the ARPA money; Ms. Bowers – I do think we need the visitor website, but Matt Addie did a great job with Minerva, this could be done within a shorter time frame; Mr. Heid – make sure we have the ability to expand from that; Ms. Bowers – she heard me about the budget; Mr. Heid – add-ons are very well priced; moving forward; Ms. Bowers – can bring any questions back to her; Mr. Heid – does it handle Linux (operating system)? Ms. Bowers – I can get more information for the April 16, 2024 meeting; her customer service was good; having some one local has its benefits; Matt – that's why Civic Plus costs so much, the add-ons; Ms. Nessle – need to have a database; Mr. Konis – we need a clean simple website; Ms. Bowers – if anything comes up, e-mail me.

7. Resolution to hire AFSCO – Supervisor Bean – Mr. Olesheski can't be here tonight, but this was discussed; Mr. Williams - \$1,416 total cost to tax payers with money from Warren/Washington County Youth Bureau will be \$8,400+; work being done by an Eagle Scout; if the Board doesn't approve this it sends a bad message; we need to support them; it's a no-brainer; it was budgeted previously; Mr. Ashline – is this at the Ski Bowl; Mr. Heid – only concern I have is there are only two quotes; aggressively go out for additional quotes; Supervisor Smith – it's under \$10,000 I think that's the reason.

### **RESOLUTION #62-24**

Ms. Bowers made a Motion to approve hiring of AFSCO Fence and moved its passage with a Second Motion from Mr. Williams. With the following Members voting in favor of the Resolution it is carried. Ayes -5 (Bean, Bowers, Stevens, Heid, Williams); Nays -0.

8. Resolution to move Matt Olden from MEO to MEO-L – Mr. Comstock – Matt Olden – transferred to us from Parks as a driver; could not be paid as a driver until he received his CDL; he recently passed his CDL A; Mr. Stevens – difference between MEO and MEO light? Mr. Comstock – one is a laborer and one can drive a truck.

# RESOLUTION # 63-24

Mr. Heid made a Motion to approve the move from MEO to MEO-L for Matt Olden and moved its passage with a Second Motion from Ms. Bowers. With the following Members voting in favor of the Resolution it is carried. Ayes -5 (Bean, Bowers, Stevens, Heid, Williams); Nays -0.

9. Resolution to Establish Capital Fund HF for Connector Trail Grant – Mr. Williams – there are 3 resolutions all associated with the Connector trail; it went out to bid; under amount of grant; one interest bearing account to another; my only question is the grant was more than that and this is what is left; Kelly Nessle - \$45,000+ was awarded, the match has to be subtracted from that; Mr. Williams – the Town contributed 20% to that.

### **RESOLUTION #64-24**

Mr. Stevens made a Motion to approve establishing a Capital Fund HF for the Connector Trail Grant and moved its passage with a Second Motion from Mr. Heid. With the following Members voting in favor of the Resolution it is carried. Ayes – 5 (Bean, Bowers, Stevens, Heid, Williams); Nays – 0.

10. Resolution to Loan Money to the Capital Fund HF for Connector Trail Grant – Mr. Williams - \$6,400 was set aside previously, encumbered in the budget; already set aside for the Connector

Trail; \$37,863 move into the Capital Fund, as well as transferring the \$6,400 into that fund; Mr. Konis - funding for this came from tax payer dollars; could we fund with occ tax money; will be used by tourists potentially more than locals; Ms. Bowers - they are beholding to what the State Comptroller wants; you can take from the General Fund, taking from Occ Tax and move to General Fund – comptroller doesn't want money taken from different budget lines; not possible at this moment; I would feel more comfortable having the Bookkeeper answer this; Supervisor Bean - looking down the road maybe we could do this; may another trail down by the Black Hole; Ms. Bowers – it's a budget line movement thing; we can look as we expand these things; Mr. Bruce Dunkley - we're borrowing money from the general fund, it would earn interest in the general fund; where does that interest go; does the interest earned go back to the general fund; why not borrow from the Occ Tax Line; if the project hasn't started and we have the grant, what is the timing for the payout of the grant - Mr. Williams - grant administrator would be better to answer this question; Ms. Nessle - it will take about three weeks to complete the project and then the Bookkeeper would need to do her work; I would guess 3 months would be the turnaround time for the whole thing; Mr. Williams - we've already been reimbursed for the design work; Mr. Bruce Dunkley – when was the design work completed? Ms. Nessle – last August or September; we pay up front and are reimbursed after completion; Mr. Bruce Dunkley - I don't understand the need for the loan? Mr. Williams - the Bookkeeper needed it set up prior to start-up; moving money from checking into a savings with the same interest earned; Mr. Bruce Dunkley – appreciate the clarification.

#### **RESOLUTION # 65 – 24**

Ms. Bowers made a Motion to approve the loan to the Capital Fund for the Connector Trail Grant and moved its passage with a Second Motion from Mr. Heid. With the following Members voting in favor of the Resolution it is carried. Ayes -5 (Bean, Bowers, Stevens, Heid, Williams); Nays -0.

11. Resolution to Award contract to WPM – Wilderness Property Management; Steve Ovitt is the owner, knows our trails better than; Mr. Williams – it came in under; any fund match money will go back into the general fund.

#### **RESOLUTION # 66 – 24**

Mr. Stevens made a Motion to approve awarding the Connector Trail project to WPM as the sole bidder and moved its passage with a Second Motion from Mr. Heid. With the following Members voting in favor of the Resolution it is carried. Ayes -5 (Bean, Bowers, Stevens, Heid, Williams); Nays -0.

12. Resolution to do RFP's for Town Property – Supervisor Bean – I want to get the best rate possible; Mr. Heid – there was a lawsuit regarding commissions from real estate agents; Ms. Nessle – there has to be a Public Referendum and it has to be posted within 10 days in Town Hall; Mr. Hoskins – what would the property be used for? Supervisor Smith – once its sold it's the owners opportunity to do as they want; Bob Nessle – I think Arnold Stevens and I are the only people in the room that were here when Mr. Schile gave the Town the Property; it was given to benefit the citizens of the Town; there is going to be a major improvement of life in the Town; if you're making a motion to dump property off, 100% of the proceeds is totally used for some entity in the Town that would improve health, recreation, for citizens; previously money coming in could be used for new truck tires for the highway department or a new computer for administration; money should be used for Ski Bowl; Supervisor Bean – I read that the Schile property has that provision, the other two properties are not under this provision; Mr. Ashline –

putting it back on the tax rolls is benefitting the Town; Beth Maher – maybe putting it into childcare, etc.; Mr. Williams – some of the push for the sales is it was budgeted for revenue.

### RESOLUTION # 67 - 24

Mr. Heid made a Motion to approve RFP's for the Sale of Town properties and moved its passage with a Second Motion from Ms. Bowers. With the following Members voting in favor of the Resolution it is carried. Ayes -5 (Bean, Bowers, Stevens, Heid, Williams); Nays -0.

### 13. Committee Reports:

### Paul Heid

- Solid Waste, put a call into the County; March 25, 2024 at 10:00AM meeting; Pete Hoskins – I have complete spreadsheets, broken it down, etc; we'll have a meeting over the next few weeks.
- Highway eye opening experience I rode along with Fred and a 4 hour trip was well over
   9 hours; I suggest all Board Members should do this; way different than I expected.
- Fire/EMS nothing new at this point; Ms. Nessle Joe isn't here tonight; but he wanted to stress the importance of having his staff get benefits, etc.; Town Clerk noted that his letter was in the Board Packet and in the on-line packet.

#### **Anna Bowers**

- Child Care/Marketing meeting tomorrow.
- Occ Tax met yesterday there is info here tonight if you'd like; big thanks to the Committee for getting this all together; committee will be happy to meet with anyone; thank you Carole Bean for becoming a member; thank you to Dave Putman for leading such a great group.

#### Jim Williams

- Met with the promoter of the Longest Race Day event is sold out; 90 racers set to come; low impact to the Town; either on the river or in the woods; had a Zoom call with Christine Power and the promoter of the race to showcase the Town of Johnsburg; he's fully on board with promoting the area; talked about host housing for the racers; he'll get a list of those that may need it; there could be an opportunity here for the Town.
- Personnel Committee nothing to report at this time.
- Parks Committee had initial meeting and we continue to work and balance the interface with ORDA; the Ski Bowl already looks different; there might be more disturbance than initially thought and we'll work through those kinks and continue to move ahead.
- Sewer Committee first draft of rules and regulations adopted from DEC guidelines; the
  committee will review, make comments; a lot of work still needs to be done; permitting –
  engineers have addressed all but one issue; USDA our loan organization; hopefully we've
  addressed all the concerns and can hopefully get an RFP out the next month.
- Water Committee another meeting in the near future for the application and regulations; Committee Meeting for the Ski Bowl Mitigation and see where we are and what changes need to be made.
- 14. Historian Report in packet
- 15. Library Report in packet

16. Warrants –Supervisor Bean - any discussion? Mr. Williams – 165/166 – Mitchell Stone Products/Peckhams – fraudulent checks; Supervisor Bean – a couple of weeks back Fred asked about a voucher that hadn't been paid – Bookkeeper checked on it – it was cashed by someone in FL, we had 3-4 fraudulent checks; people actually took the checks, copied them, cashed them, Navy FCU looking at their cameras; we've gone the route to lock down our checking accounts, more security; Mr. Ashline – was the money refunded as it was insured? Supervisor Bean – it will be, yes; Mr. Konis – what are we doing to make things more secure? Supervisor Bean – when I came on board I was made aware of the fact that the system in Town Hall was hacked; someone was able to get into our e-mail system; we had submitted bills \$365,000+, that e-mail was hijacked, stating we changed our financial institutions, the receiver knew enough to contact the Town; that's why we need to go to .gov e-mail addresses; both of the incidents are happening within towns close to us; Mr. Ashline – can you get insurance? Supervisor Bean – we're working on cyber insurance as we speak; Mr. Konis – all at Town Hall have done a great job.

#### **RESOLUTION # 68 – 24**

Mr. Heid made a Motion to approve and accept the Warrants and moved its passage with a Second Motion from Ms. Bowers. With the following Members voting in favor of the Resolution it is carried. Ayes -5 (Bean, Bowers, Stevens, Heid, Williams); Nays -0.

 GENERAL FUND:
 \$ 24,501.40

 HIGHWAY FUND:
 \$ 30,563.65

 LIBRARY FUND:
 \$ 1,732.28

 WATER DISTRICT:
 \$ 8,353.60

 TRUST & AGENCY:
 \$ 1,376.88

 TOTAL
 \$ 66,527.81

# 17. Privilege of the Floor

- Ms. Bean the most recent storm not sure if everyone has the same feature or not, SOS comes up and you can make an emergency call when out of internet and/or phone; not sure who was aware of this; I know that it was discussed at a previous town board meeting as service is not great here; Who is in charge of the health care needs for the people in the community that may be on life support systems; Mr. Konis can they register with National Grid; Mr. Ashline you can register with them, what they'll do I'm not sure; PH there should be a list available for us to get to these people; Mr. Connelly we don't have an emergency plan, I was working on it with Justin and we need to follow through; we called Hudson Headwaters during the last storm to work on this; Supervisor Bean we need to work on this; Ms. Bowers need to revisit that emergency plan; Mr. Heid reach out to fire departments to help with generators; Mr. Konis have we met with SEMA yet? Supervisor Bean not yet; Joe Connelly when you're ready we can start working on that plan.
- Mr. Connelly read letter that's in the packet; want to thank the Board and the citizens of Johnsburg; don't hesitate to reach out to me with any questions; go to the website to get my information.
- Bob Nessle I was fortunate enough to get home from a very nice ski trip a few days ago; I took a trip through Ski Bowl Park and the ORDA project has finally begun; all need to get over there an take a look; has the Town hired a project overseer to make sure the Town's interest is 100% followed? Mr. Williams ORDA has a project manager; Mr. Nessle I don't care about that, I have the floor and you're not answering my question; this Town has to be

represented over there; Mr. Williams – I was over there today; it doesn't matter what I say, you're not going to listen to me. Supervisor Bean - there was a meeting there and Mr. Williams and my wife were there; Mr. Williams – making sure that all permits are being done, making sure ORDA is doing what needs to be done, I need to be aware and have the Town of Johnsburg's best interest in play; all vendors have appropriate insurance and listing the Town as an additional insured.

18. Supervisor Bean — I would like to call a Motion to Adjourn this meeting at 8:31PM. **RESOLUTION # 69 – 24** 

Mr. Heid made a Motion to Adjourn the Meeting and moved its passage with a Second Motion from Ms. Bowers.

Prepared by:

Jean M. Comstock

Jean M. Comstock Town Clerk

THE NEXT TOWN BOARD MEETING WILL BE HELD – APRIL 2, 2024 AT 7:00PM AT TANNERY POND AND VIRTUALLY

# LAW OFFICE OF SHAWN T. MAY

A Professional Corporation

JAMES D. LINNAN Of Counsel

SHAWN T. MAY

63 Putnam Street, Suite 202 Saratoga Springs, New York 12866 (518) 449-5431 stmlaw@outlook.com

CATSKILL OFFICE (518) 306-1971

March 22, 2024

Town of Johnsburg Clerk 219 Main Street North Creek, New York 12853 Albany, New York 12231

Re: Red Wagon BBQ, LLC 2738 NY 28, Wevertown

Dear Sir or Madam:

Enclosed please find an Amended Standardized Notice Form for the above referenced restaurant. I previously sent this in September of 2023 but I neglected to indicate that the premises is a restaurant (item 13) so the Liquor Authority is requiring us to resend. If you could please waive the 30-day waiting period by letter we would really appreciate it. Otherwise we may have to stop service for a period of time. If possible please email the waiver to <a href="mailto:stmlaw@outlook.com">stmlaw@outlook.com</a>.

Please contact me with any questions or concerns.

Very truly yours,

-8HAWNZ, MAY

Enclosure

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Author	

	OFFICE	USE ONLY	
Original	Amended	Date	

49

# Standardized <u>NOTICE FORM</u> for Providing <u>30-Day Advance</u> <u>Notice</u> to a <u>Local Municipality or Community Board</u>

1. Date Notice Sent:	03/22/2024	1a. Delivered by:	Certified Mail Return Receipt Requested
	Application that will be filed with the Auth	ority for an On-Premises A	Alcoholic Beverage License:
	de the City of New York:		
	n Removal Class Change		
For premises in the	e City of New York:		
New Application	n O New Application and Temporary Re	etail Permit O Renewal	Alteration
O Class Change	O Method of Operation O Corporate	· Change	
For Renewal applic For Alteration appl For Corporate Chai For Removal applic For Class Change a	orary Retail Permit applicants, answer ear lants, answer all questions icants, attach a complete written descript nge applicants, attach a list of the current lants, attach a statement of your current pplicants, attach a statement detailing you cration Change applicants, although not re	tion and diagrams depicti and proposed corporate and proposed addresses ur current license type an	ing the proposed alteration(s) principals with the reason(s) for the relocation
Please include all	documents as noted above. Failure	to do so may result in	n disapproval of the application.
This 30-Day Adva	ince Notice is Being Provided to the (	Clerk of the Following	Local Municipality or Community Board:
3. Name of Municipali	ty or Community Board: Town of Jol	hnsburg Clerk	
Applicant/License	e Information:		
4. Licensee Serial Num	nber (if applicable):	Ехр	piration Date (if applicable):
5. Applicant or License	ee Name: Red Wagon BBQ, LLC		
6. Trade Name (if any)	Kelly's Red Wagon		
7. Street Address of Es	stablishment: 2378 NY 28		
8. City, Town or Villago	e: Wevertown		, NY Zip Code: 12886
9. Business Telephone	Number of applicant/ Licensee:	(518) 251-3947	
10. Business E-mail of A	pplicant/Licensee: redwagonadk	c@gmail.com	
11. Type(s) of alcohol so	old or to be sold:	Wine, Beer & Cid	der O Liquor, Wine, Beer & Cider
12. Extent of Food Serv	ice: O Full Food menu; full kitchen run b	oy a chef/cook O Menu r	meets legal minimum food requirements; food prep area require
13. Type of Establishme			
14. Method of Operation	in: —	uke Box Disc Jock	
(check all that apply			_
	Patron Dancing Employee	·	
	☐ Video/Arcade Games ☐ Thi	rd Party Promoters	Security Personnel
	Other (specify):		
15. Licensed Outdoor A	🖂	Rooftop G G (specify):	Garden/Grounds Freestanding Covered Structure

	OFFICE USI	E ONLY Date	
	Original Amended	Date	49
16. List the floor(s) of the huilding tha	t the establishment is located on: Groun		
To. List the hoor(s) of the building tha	Groun	<u> </u>	
17. List the room number(s) the estab	lishment is located in within the building, if	fappropriate:	
18. Is the premises located within 500	feet of three or more on-premises liquor e	stablishments? O Yes ( No	
19. Will the license holder or a manage	er be physically present within the establish	nment during all hours of operation?	• Yes • No
20. If this is a transfer application (an e	existing licensed business is being purchase	ed) provide the name and serial number o	of the licensee:
	Name	Serial Nu	mher
21. Does the applicant or licensee owr	n the building in which the establishment is		<b>O</b> No
	Owner of the Building in Which the Li	iransad Establishmant is Lacated	
22 Puilding Oursells Full Names		icensed Establishment is Located	
_	73 State Route 28 LLC		
23. Building Owner's Street Address:	2373 Rte 28		
24. City, Town or Village: Wevertow	n	State: NY	Zip Code: 12886
25. Business Telephone Number of Bu	ilding Owner: 833-251-4591		
	resentative or Attorney Representing on for a License to Traffic in Alcohol at		
	[enam. : may		
27. Representative/Attorney's Street A	Address: 63 Putnam Street, Suite 202		
28. City, Town or Village: Saratoga	Sprnigs	State: NY	Zip Code: 12866
29. Business Telephone Number of Rep	presentative/Attorney: (518) 449-543	1	
30. Business E-mail Address of Represe	ntative/Attorney: stmlaw@outlook.co	om	
Representations in the Authority when upon, and that fals	or licensee holder or a principal of the ois form are in conformity with represe granting the license. I understand that e representations may result in disapp	ntations made in submitted documer representations made in this form v roval of the application or revocation	nts relied upon by vill also be relied n of the license.
31. Printed Principal Name: Shaw Principal Signature:	Than 1	Title: Attorney in Fact	
h.m.a.G.maana.	/2		

### LOAN RESOLUTION

(Public Bodies)

A	RESOLUTION OF THE	Town	Board
Α	KESULUTION OF THE	1 0 1 1 1	Dould

OF THE Town of Johnsburg

AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS

# Sanitary Sewer

FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the Town of Johnsburg

(Public Body)

(herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of

# Three Million Seven Hundred Eighty-Eight Thousand & 00 100

pursuant to the provisions of NYS Local Finance Law

; and

WHEREAS, the Association intends to obtain assistance from the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE, in consideration of the premises the Association hereby resolves:

- 1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such items and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
- 2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
- 3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement," and Form RD 400-1, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
- 4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legal ly permissible source.
- 5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
- Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so, without the prior written consent of the Government.
- 7. Not to defease the bonds, or to borrow money, enter into any contractor agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
- 8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
- 9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
- 10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by USDA. No free service or use of the facility will be permitted.

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0572-0121. The time required to complete this information collection is estimated to average 1 hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

- 11. To acquire and maintain such insurance and fidelity bond coverage as may be required by the Government.
- 12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
- 13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
- 14. That if the Government requires that a reserve account be established, disbursements from that account(s) may be used when necessary for payments due on the bond if sufficient funds are not otherwise available and prior approval of the

16. 17.	Government is obtained. used for such things as em To provide adequate servic USDA's concurrence prior are feasible and legal, such To comply with the measure pose of avoiding or reducing To accept a grant in an am	tergency maintenance, except to all persons within the refusing new or adequate to person shall have a direction in the Governg the adverse environment out to exceed \$ 1.4	tensions ne service uate serv ect right of ernment's ental imp	to facility area with ices to s of action s environ acts of t	ties and replace ho can feasibly uch persons. U against the As- nmental impact he facility's con	ement of short live and legally be sen pon failure to pro- sociation or public analysis for this f	ed assets.  rved and to obtain  vide services which  body.  facility for the pur-
	under the terms offered by	the Government; that the	<sub>e</sub> Sup	erviso	r		
	and Town Clerk or appropriate in the execu to operate the facility unde	ition of all written instrun	nents as	may be i	required in rega	empowered to take ard to or as eviden	all action necessary ce of such grant; and
speci insur detai shou	provisions hereof and the p ifically provided by the ten red by the Government or a il in the bond resolution or ild be found to be inconsiste ociation and the Government	ms of such instrument, slassignee. The provisions or ordinance; to the extentent with the provisions h	hall be bi of section t that the	inding units 6 through the provision of	ipon the Associ ugh 17 hereof i ons contained	iation as long as the may be provided for in such bond reso	ne bonds are held or for in more specific colution or ordinance
The	vote was:	Yeas	1	Nays		Absent	
IN WITN	ESS WHEREOF, the Tov	wn Board					of the
	n of Johnsburg				has duly ador	ted this resolution	and caused it
to be exec	cuted by the officers below	in duplicate on this			,	day of	
(SEAL)			Ву	Kovin	Bean		
Attest:			Title		rvisor		

Jean Comstock Title Town Clerk

# CERTIFICATION TO BE EXECUTED AT LOAN CLOSING

I, the undersigned, as Town Clerk	of the Town of Johnsburg
hereby certify that the Town Board	of such Association is composed of
members, of whom ,	constituting a quorum, were present at a meeting thereof duly called and
held on thee day of e	; and that the foregoing resolution was adopted at such meeting
by the vote shown above, I further certify that as of the date of closing of the loan from the United States Department rescinded or amended in any way.  Dated, this day of	t of Agriculture, said resolution remains in effect and has not been
	Jean Comstock
	Title Town Clerk



# Adirondack Planning Forum-Attendee Registration Wednesday April 24 & Thursday April 25, 2024



Who: Local Government Officials, State Agencies, Interested Citizens, Consultants, etc.

<u>What</u>: A conference to discuss and learn about current Adirondack issues, ideas, and funding potential and for Planning and Zoning Board members to acquire annual continuing education credit hours.

# Where: Hotel Saranac, 100 Main St. Saranac Lake, NY

If you require lodging, please contact reservations at the Hotel Saranac at (518) 891-6900. A special room rate of \$107 (+ tax if applicable) will be offered for Wednesday, April 24th. Rates and availability are only guaranteed through April 9th, so please make your reservations early. Please identify yourself to the hotel as a participant in the Adirondack Planning Forum for the special room rate. Visit: Room Reservations-Hotel Saranac for more information.

<u>When</u>: The conference will commence with a social on Wednesday evening, April 24, and sessions will run throughout the day on Thursday, April 25.

<u>How:</u> Complete the registration form below and submit with a <u>check</u> or <u>voucher payable to</u>: <u>Hotel Saranac</u> along with a <u>tax-exempt form</u> (if applicable). Please use a separate form for each attendee and be sure to note the names of all persons covered by each check or voucher so we may properly account for everyone.

PLEASE NOTE: Registration will be processed by APA staff, so please mail all registration materials to:
Adirondack Park Agency, Attn: Adirondack Planning Forum, PO Box 99, Ray Brook, NY 12977

Alternatively, you may fax vouchers, registration forms & tax-exempt forms (if applicable) to: (518) 891-3938.

If you have any questions please contact the APA at (518) 891-4050 and reference

"Adirondack Planning Forum", or email LocalGovernment@apa.ny.gov.

Check for updates on the APA website at: www.apa.ny.gov

<u>Cost</u>: Before April 10th: \$105.99 (or \$99.38 with a valid tax-exempt form <u>and</u> a check/voucher from the tax-exempt organization). After April 10th: \$140.99 cash/check (or \$134.38 with a valid tax-exempt form <u>and</u> a check from the tax-exempt organization). Payments by personal check *must* include tax. Refunds cannot be issued after the April 10th deadline. The per-person conference registration fee includes the Wednesday evening Social plus all refreshment breaks and lunch on Thursday.

	REGISTRATION FORM	2
Please fill out completely, as you would like it to appear on your name badge:	Payment Information APA Staff will be processing registrations, however, all checks/	To ensure adequate seating, please check the sessions that you are interested in attending:
First Name (or Nickname)	vouchers must be made payable to: Hotel Saranac	Wednesday, April 24
	Before April 10	5:00 PM Social
Full Name (First & Last)	\$105.99 not tax-exempt and/or paying by a personal check.	Thursday, April 25
Title	\$99.38 tax-exempt and paying by a tax exempt organization check/ voucher with tax-exempt form.	Tracks A B  1) Session 1
Town/Village/Organization	After April 10	2) Session 2
Provide a phone number or email address where you can be reached	All attendees MUST pre-register before the day of the conference.	3) Session 3
in case there are questions about	\$140.99 not tax-exempt and/or	4) Session 4
your registration.	paying by a personal check.  \$\frac{134.38}{2} \tax-exempt \text{ and paying}\$	Refer to Agenda for session descriptions.
Phone/Email	with a check from a tax exempt	

organization + tax-exempt form.

# MONTHLY REPORT OF SUPERVISOR

# TO THE TOWN BOARD OF THE TOWN OF JOHNSBURG:

Pursuant to Section 125 of the Town Law, I hereby render the following detailed statement of all moneys received and disbursed by me during the month of February, 2024:

DATED: March 26, 2024

**SUPERVISOR** 

		Balance `	T		Balance
		01/31/2024	Increases	Decreases	02/29/2024
A GENERAL FUND					
CASH - CHECKING		145,682.45	722 677 01	0.50 1.50	
CASH - MONEY MARKET		100,007.57	723,677.01	262,152.65	607,206.83
NYCLASS		301,681.82	5.09	0.00	100,012.6
PETTY CASH		100.00	101,271.04	0.00	402,952.8
DOG PARK - MONEY MAR	אבית		0.00	0.00	100.00
PLANNING	(ICI) I	4,769.37	19.85	0.00	4,789.2
WWT - O&M		12,826.74	53.41	0.00	12,880.15
SKI BOWL PARK RESERV	712	25,000.00	0.00	0.00	25,000.00
SKI DOWL PARK RESERV		7,159.73	29.85	0.00	7,189.58
	TOTAL	597,227.68	825,056.25	262,152.65	1,160,131.28
DA HIGHWAY FUND					
CASH - CHECKING		41,188.70	959,208.88	806,842.68	193,554.90
NYCLASS		675,189.51	702,912.76	0.00	1,378,102.27
PETTY CASH		100.00	0.00	0.00	100.00
BRIDGE RESERVE - NY	CLASS	92,714.88	386.23	0.00	93,101.11
EQUIPMENT RESERVE - 1	NY CLASS	328,543.90	1,368.67	0.00	329,912.57
	TOTAL	1,137,736.99	1,663,876.54	806,842.68	1,994,770.85
HB WATER IMPROVEMENT		1,137,736.99	1,663,876.54	806,842.68	1,994,770.85
CASH - CHECKING		9,908.20	350,026.07	333,175.57	26,758.70
	PROJECT	9,908.20 70,130.76			
CASH - CHECKING		9,908.20	350,026.07	333,175.57	26,758.70 70,422.92
CASH - CHECKING	PROJECT	9,908.20 70,130.76	350,026.07 584.32	333,175.57 292.16	26,758.70 70,422.92
CASH - CHECKING NYCLASS	PROJECT	9,908.20 70,130.76	350,026.07 584.32	333,175.57 292.16 333,467.73	26,758.70 70,422.92 97,181.62
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO	PROJECT	9,908.20 70,130.76 80,038.96	350,026.07 584.32 350,610.39	333,175.57 292.16	26,758.70 70,422.92
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO CASH - CHECKING	PROJECT	9,908.20 70,130.76 80,038.96	350,026.07 584.32 350,610.39	333,175.57 292.16 333,467.73 9,541.10	70,422.92 97,181.62 138,195.90
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO CASH - CHECKING	PROJECT TOTAL OJECT TOTAL	9,908.20 70,130.76 80,038.96 15,195.10 80,297.14	350,026.07 584.32 350,610.39 132,541.90 334.52	333,175.57 292.16 333,467.73 9,541.10 0.00	26,758.70 70,422.92 97,181.62 138,195.90 80,631.66
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO CASH - CHECKING NYCLASS	PROJECT TOTAL OJECT TOTAL	9,908.20 70,130.76 80,038.96 15,195.10 80,297.14	350,026.07 584.32 350,610.39 132,541.90 334.52	333,175.57 292.16 333,467.73 9,541.10 0.00 9,541.10	26,758.70 70,422.92 97,181.62 138,195.90 80,631.66 218,827.56
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO CASH - CHECKING NYCLASS  ED SKI BOWL MITIGATION	PROJECT TOTAL OJECT TOTAL	9,908.20 70,130.76 80,038.96 15,195.10 80,297.14 95,492.24	350,026.07 584.32 350,610.39 132,541.90 334.52 132,876.42	333,175.57 292.16 333,467.73 9,541.10 0.00 9,541.10	26,758.70 70,422.92 97,181.62 138,195.90 80,631.66 218,827.56
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO CASH - CHECKING NYCLASS  ED SKI BOWL MITIGATION CASH - CHECKING	PROJECT TOTAL OJECT TOTAL	9,908.20 70,130.76 80,038.96 15,195.10 80,297.14 95,492.24	350,026.07 584.32 350,610.39 132,541.90 334.52	333,175.57 292.16 333,467.73 9,541.10 0.00 9,541.10	26,758.70 70,422.92 97,181.62 138,195.90 80,631.66 218,827.56
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO CASH - CHECKING NYCLASS  HD SKI BOWL MITIGATION CASH - CHECKING MMK	PROJECT TOTAL OJECT TOTAL	9,908.20 70,130.76 80,038.96 15,195.10 80,297.14 95,492.24	350,026.07 584.32 350,610.39 132,541.90 334.52 132,876.42	333,175.57 292.16 333,467.73 9,541.10 0.00 9,541.10	26,758.70 70,422.92 97,181.62 138,195.90 80,631.66 218,827.56 0.00 45,341.19 177,991.64
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO CASH - CHECKING NYCLASS  HD SKI BOWL MITIGATION CASH - CHECKING MMK	PROJECT  TOTAL  TOTAL  ON PROJECT  TOTAL	9,908.20 70,130.76 80,038.96 15,195.10 80,297.14 95,492.24 0.00 0.00 177,362.78	350,026.07 584.32 350,610.39 132,541.90 334.52 132,876.42 110.00 45,341.19 738.86	333,175.57 292.16 333,467.73 9,541.10 0.00 9,541.10	26,758.70 70,422.92 97,181.62 138,195.90 80,631.66 218,827.56
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO CASH - CHECKING NYCLASS  HD SKI BOWL MITIGATION CASH - CHECKING MMK NYCLASS	PROJECT  TOTAL  TOTAL  ON PROJECT  TOTAL	9,908.20 70,130.76 80,038.96 15,195.10 80,297.14 95,492.24 0.00 0.00 177,362.78	350,026.07 584.32 350,610.39 132,541.90 334.52 132,876.42 110.00 45,341.19 738.86 46,190.05	333,175.57 292.16 333,467.73 9,541.10 0.00 9,541.10 110.00 0.00 110.00 220.00	26,758.70 70,422.92 97,181.62 138,195.90 80,631.66 218,827.56 0.00 45,341.19 177,991.64 223,332.83
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO CASH - CHECKING NYCLASS  HD SKI BOWL MITIGATION CASH - CHECKING MMK NYCLASS  E COMPREHENSIVE PLAN	PROJECT  TOTAL  TOTAL  ON PROJECT  TOTAL	9,908.20 70,130.76 80,038.96 15,195.10 80,297.14 95,492.24 0.00 0.00 177,362.78 177,362.78	350,026.07 584.32 350,610.39 132,541.90 334.52 132,876.42 110.00 45,341.19 738.86 46,190.05	333,175.57 292.16 333,467.73 9,541.10 0.00 9,541.10 110.00 0.00 110.00 220.00	26,758.70 70,422.92 97,181.62 138,195.90 80,631.66 218,827.56 0.00 45,341.19 177,991.64 223,332.83
CASH - CHECKING NYCLASS  HC SEWER DISTRICT PRO CASH - CHECKING NYCLASS  HD SKI BOWL MITIGATION CASH - CHECKING MMK NYCLASS  E COMPREHENSIVE PLAN CASH - CHECKING	PROJECT  TOTAL  TOTAL  ON PROJECT  TOTAL	9,908.20 70,130.76 80,038.96 15,195.10 80,297.14 95,492.24 0.00 0.00 177,362.78	350,026.07 584.32 350,610.39 132,541.90 334.52 132,876.42 110.00 45,341.19 738.86 46,190.05	333,175.57 292.16 333,467.73 9,541.10 0.00 9,541.10 110.00 0.00 110.00 220.00	26,758.70 70,422.92 97,181.62 138,195.90 80,631.66 218,827.56 0.00 45,341.19 177,991.64 223,332.83

# MONTHLY REPORT OF SUPERVISOR

		Balance 01/31/2024	Increases	Decreases	Balance 02/29/2024
	TOTAL	88,246.28	7,589.92	14,475.64	81,360.5
L LIBRARY FUND					
CASH - CHECKING		78,456.36	101.80	67,246.03	11,312.13
NYCLASS		62,981.01	60,270.93	0.00	•
	TOTAL	141,437.37	60,372.73	67,246.03	134,564.07
SF FIRE PROTECTION D	ISTRICT				
CASH - CHECKING		287,815.00	0.00	287,815.00	0.00
NYCLASS		28,166.89	4,117.90	0.00	32,284.79
	TOTAL	315,981.89	4,117.90	287,815.00	32,284.79
SM EMS					
CASH - CHECKING		476,318.37	45,653.84	589,602.21	-67,630.00
NYCLASS		51,574.48	323,467.49	0.00	375,041.97
	TOTAL	527,892.85	369,121.33	589,602.21	307,411.97
SW WATER DISTRICT					
CASH - CHECKING		43,446.18	0.00	17,487.91	25,958.27
NYCLASS		100,444.49	418.43	0.00	100,862.92
WATER SAVINGS ACCOUNT		0.00	352,953.28	350,046.07	2,907.21
	TOTAL	143,890.67	353,371.71	367,533.98	129,728.40
TA TRUST AND AGENCY					
CASH - CHECKING		232,862.58	110,901.65	286,868.93	56,895.30
HRA ACCOUNT		12,678.29	0.00	3,654.34	9,023.95
	TOTAL	245,540.87	110,901.65	290,523.27	65,919.25
TOTAL ALL FUNDS		3,550,848.58	3,924,084.89	3,029,420.29	4,445,513.18

### **GENERAL FUND**

**TOWN OF JOHNSBURG** 

Page 1 of 6

WARREN COUNTY, NEW YORK

**DATE OF AUDIT: 04/02/2024** 

**NUMBER 006** 

**TOTAL CLAIMS: \$50,243.89** 

To the Supervisor:

I certify that the vouchers listed on this Abstract were audited by the Town Board on the above date and allowed in the amounts shown. You are hereby authorized to pay to each of the claimants the amount opposite their name.

Date

Town Clerk/Comptroller

Vouche	er # Claimant/Invoice/Description	Account #	Amount	Check
233	<b>Letitia Williams</b> 3/12/24-3/26/24/280.7 mile @ \$.655	A1355.4	151.10	
221	Miller, Mannix, Schachner & February legal services/Assessment Matters	A1420.4	383.00	
221	Miller, Mannix, Schachner & February legal services/Bond counsel	A1420.4	910.00	
221	Miller, Mannix, Schachner & February legal services/Town General	A1420.4	4,056.00	
221	Miller, Mannix, Schachner & February legal services/Planning board general	A1420.4	286.00	
224	W. B. Mason Co. Inc. 245170171/Copy paper	A1430.4	152.00	
237	Quill 37675128/White out	A1430.4	26.39	
239	Association of Towns 5/14-5/15/Town Finance School Bookkeeper Registration	A1430.4	200.00	
218	National Grid 4/6/24/41088-24106 Monument Park	A1620.4	33.41	11658 03/20/2024
224	W. B. Mason Co. Inc. 245168412/Garbage bags	A1620.4	130.56	
234	Main Care Energy 31415969/Town Hall	A1620.4	528.38	
234	Main Care Energy 31415914/Scout Hall	A1620.4	208.23	
234	Main Care Energy 31415948/Scout Hall	A1620.4	3.85	
235	Foresight Electronic Monitor 32445/Quarterly Alarm Town Hall	A1620.4	60.00	
243	Superior Plus Propane 19157463/Propane for Highway	A1620.4	642.20	
244	NY Fire and Security 80676/Fire extinguisher inspection Meal site	A1620.4	31.85	
244	NY Fire and Security 80676/Fire extinguisher inspection sodom	A1620.4	43.75	

# **GENERAL FUND**

TOWN OF JOHNSBURG

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WARREN COUNTY, NEW YORK

**DATE OF AUDIT: 04/02/2024** 

**NUMBER 006** 

Vouche	er# Claimant/Invoice/Description	Account #	Amount	Check
244	NY Fire and Security 80705/Fire extinguisher inspection Town Hall	A1620.4	37.80	
244	NY Fire and Security 80706/Fire extingusisher inspection TPCC	A1620.41	73.50	
234	Main Care Energy 31415784/Wevertown Hall	A1620.43	501.52	
241	The Hartford Steam Boiler 1282623/Boiler Certifcate Fee HYW 2023 Court	A1620.43	105.00	
244	NY Fire and Security 80704/Fire extinguisher inspection Wevertown	A1620.43	59.20	
219	Philadelphia Insurance Co. 2006501817/Youth Committee Accident Insurance	A1910.4	2,135.00	11660 03/20/2024
240	NY State Comptroller's Office February 2024/State Share of Justice Fines & Fes	A690	678.00	
223	Joann Morehouse 730416050-01/Reimbursement for eggs for easter egg hunt	A7110.4	198.92	
225	Cedarwood Engineering Services 14-038_2023/Annual landfill report	A7110.4	1,750.00	
222	Sun Community News 353195/Planning legal ad Harrison	A8020.4	26.94	
236	New York Planning Federation 4/9/24/One class at annual conference	A8020.4	50.00	
220	CDPHP 240730011358/4/1/24-4/30/24	A9060.8	9,704.92	11661 03/26/2024
220	<b>CDPHP</b> 240730026813/4/1/24-4/30/24 - Retiree	A9060.8	2,371.60	11661 03/26/2024
245	Joann Morehouse 3/27/24/Joann Morehouse allotment - glasses	A9089.8	134.99	

# **HIGHWAY FUND**

**TOWN OF JOHNSBURG** 

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WARREN COUNTY, NEW YORK

**DATE OF AUDIT: 04/02/2024** 

**NUMBER 006** 

Vouche	r# Claimant/Invoice/Description	Account #	Amount	Check
231	Mitchell Stone Products 68508/Item 4 - Dec 18, 2023 storm repair	DA5110.4	1,616.77	
231	Mitchell Stone Products 69512/Item 4 - Dec 18, 2023 storm repair	DA5110.4	141.43	
226	Staples Contract & Commercial 3561943149/Toner for Brother printer	DA5130.4	51.88	
227	Chemung Supply Corporation 029232/stringer bits 50 @ \$18.44 & freight	DA5130.4	967.33	
228	Warren Ford 34699/Front drive shaft 2012 Ford F-350	DA5130.4	326.66	
229	Woodward Equipment Co 2/27/24/57125 Fisher Gland Nut	DA5130.4	191.94	
229	Woodward Equipment Co 3/12/24/27177K Step Pin Kit	DA5130.4	31.56	
230	HAUN Welding Supply, Inc. 50217/Cyl rent from 1/1/24-1/31/24	DA5130.4	229.88	
230	HAUN Welding Supply, Inc. 70817/2/1/24-2/29/24	DA5130.4	24.00	
232	Fastenal Company NYSOU192175/32" Black Cable Ties	DA5130.4	51.00	
242	Dejana Truck & Utility Equip APN12413/Wire Cam Kit	DA5130.4	32.13	
220	<b>CDPHP</b> 240730026813/4/1/24-4/30/24- Retiree	DA9060.8	3,014.50	11661 03/26/2024
220	<b>CDPHP</b> 240730011358/4/1/24-4/30/24	DA9060.8	15,885.94	11661 03/26/2024

LIBRARY FUND

**TOWN OF JOHNSBURG** 

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WARREN COUNTY, NEW YORK

**DATE OF AUDIT: 04/02/2024** 

**NUMBER 006** 

Vouche	er# Claimant/Invoice/Description	Account #	Amount	Check
220	СДРНР	L9060.8	338.80	11661
	240730026813/4/1/24-4/30/24- Retiree			03/26/2024

# WATER DISTRICT

**TOWN OF JOHNSBURG** 

Page 5 of 6

WARREN COUNTY, NEW YORK

**DATE OF AUDIT: 04/02/2024** 

**NUMBER 006** 

Vouche	er# Claimant/Invoice/Description	Account #	Amount	Check
238	Endyne, Inc. 482136/Water testing	SW8320.4	25.00	
238	Endyne, Inc. 482135/Water testing	SW8320.4	25.00	
220	<b>CDPHP</b> 240730026813/4/1/24-4/30/24- Retiree	SW9060.8	338.80	11661 03/26/2024

# TRUST AND AGENCY

**TOWN OF JOHNSBURG** 

Page 6 of 6

WARREN COUNTY, NEW YORK

**DATE OF AUDIT: 04/02/2024** 

**NUMBER 006** 

Vouch	er # Claimant/Invoice/Description	Account #	Amount	Check
27	Warren County Sheriff PR #7 2024/Court Case 334/07 Case 14000054	TA23	206.24	10099 03/25/2024
30	Aflac New York 384100/March Billing Period	TA29	526.92	10104 03/28/2024
28	NYS Child Support Processing PR#7 BU/BU80063A2	TA49	244.00	10100 03/25/2024
29	NYS Child Support Processing PR#7 BZ/BZ19950A1	TA49	300.00	10101 03/25/2024