

Town of Johnsburg

Board Meeting Date: July 30, 2024 Resolution # 139-24

APPROVAL OF MINUTES OF JULY 16, 2024

Whereas the Town of Johnsburg Town Board Regular Town Board Meeting on July 30, 2024, and

NOW THEREFORE IT BE RESOLVED that the Town Board has accepted and approved the Meeting Minutes of July 16, 2024.

Mr. Williams made a Motion to approve and accept the Meeting Minutes of July 16, 2024 and moved its passage with a Second Motion from Mr. Heid. Where upon this Resolution was put to a vote and recorded as follows:

Ayes 5 Nays 0 Recusals 0

Supervisor Bean	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilwoman Bowers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Heid	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Stevens	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Williams	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused

Board Meeting Date: July 30, 2024

Resolution # 140 - 24

RESOLUTION TO APPROVE SALE OF SURPLUS EQUIPMENT

WHEREAS, the Town of Johnsborg has one Town Board Meeting scheduled for July 30, 2024, and

WHEREAS, Mr. Olesheski, Department of Public Property and Programs, is looking to for Board approval to deem a John Deere Z345R Zero Turn mower as surplus equipment.

WHEREAS, Mr. Olesheski is asking for Board approval to post on Auctions International as surplus/unused equipment for sale.

NOW THEREFORE LET IT BE RESOLVED, the Town of Johnsborg Town Board authorizes the sale and posting of surplus equipment from the Department of Public Property and Programs.

Ms. Bowers made a Motion to approve the John Deer Z345R Zero Turn mower and surplus and to post on Auctions International for sale and moved its passage with a Second Motion from Mr. Heid.

Where upon this Resolution was put to a vote, recorded as follows:

Ayes 5 Nays 0 Recusals 0

Supervisor Bean	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Bowers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Heid	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Stevens	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Williams	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused

TOWN OF JOHNSBURG

TOWN BOARD MEETING: July 30, 2024

Resolution # 141-24

SMART GROWTH COMMUNITY PLANNING & ZONING GRANT (through the Warren County Planning Department)

WHEREAS, the Town of Johnsburg is completing an update to the Comprehensive Plan; and

WHEREAS, the Town has identified a Zoning Code Update as a priority goal emerging from the Plan update, including but not limited to, a review of zoning district classifications, dimensional requirements, Main Street and Hamlet design standards, and site plan and special use permit review procedures; and

WHEREAS, the Warren County Planning Department has identified the Smart Growth Community Planning and Zoning Grant Program as opportunity that aligns with this goal; and

WHEREAS, the Warren County Planning Department possesses the capacity and experience to assist the Town in this endeavor; now therefore be it

RESOLVED, that the Town of Johnsburg consents to and supports the Warren County Planning Department submitting a Smart Growth Community Planning and Zoning Grant application on the Town's behalf; and be it further

RESOLVED, that, if awarded, the Town of Johnsburg intends to enter into an agreement with the Warren County Planning Department to provide planning services toward the completion of this project, and be it further

RESOLVED, that the Town of Johnsburg recognizes that the Warren County Planning Department will provide the 10% local match in the form of staff time dedicated to the project, resulting in no cost to the Town.

Mr. Stevens made a Motion to approve the Agreement with the Warren County Planning Department to submit a Smart Growth Community and Zoning Grant on behalf of The Town of Johnsburg and moved its passage with a Second Motion from Mr. Heid. Where upon this Resolution was put to a vote, recorded as follows:

Ayes 5 Nays 0 Recusals 0

Supervisor Bean	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Bowers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Heid	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Stevens	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Williams	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused

Town of Johnsburg

Board Meeting Date: July 30, 2024 Resolution # 142-24

RESOLUTION TO APPROVE AGREEMENT WITH WARREN COUNTY LOCAL TOURISM AND CONVENTION DEVELOPMENT

Whereas the Town of Johnsburg Town Board Regular Town Board Meeting on July 16, 2024, and

NOW THEREFORE IT BE RESOLVED that the Town Board has accepted and approved the Agreement with Warren County Local Tourism and Convention Development.

Mr. Heid made a Motion to approve and accept the Agreement with Warren County Local Tourism and Convention Development and moved its passage with a Second Motion from Ms. Bowers. Where upon this Resolution was put to a vote and recorded as follows:

Ayes 5 Nays 0 Recusals 0

Supervisor Bean	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilwoman Bowers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Heid	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Stevens	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Williams	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused

Town of Johnsburg

Board Meeting Date: July 30, 2024 Resolution # 143 – 24

Authorizing the implementation and funding of the costs of 100% of the costs of a transportation project, which may be eligible for federal-aid and/or state-aid, or reimbursement from Bridge NY funds.

WHEREAS, a project for the Bridge NY Culvert, Riverside Station Road over Tributary to Hudson River, Town of Johnsburg P.I.N. 1762.73 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 0% Federal funds and 100% non-federal funds; and

WHEREAS, the Town of Johnsburg will design, let and construct the Project: and

WHEREAS, the Town of Johnsburg desires to advance the Project by making a commitment of 100% of the costs of the work for the Project or portions thereof.

NOW, THEREFORE, the Town of Johnsburg Board , duly convened does hereby

RESOLVE, that the Town of Johnsburg Board hereby approves the above-subject Project; and it is hereby further

RESOLVED, that the Town of Johnsburg Board hereby authorizes the Town of Johnsburg to pay 100% of the cost of Design and Construction phase of work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds; and it is further

RESOLVED, that the sum of \$ 1,281,000.00 (One Million Two Hundred Eighty One Thousand Dollars and zero cents) is hereby appropriated from General Funds and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, that the Town of Johnsburg Board hereby agrees that the Town of Johnsburg shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the Town of Johnsburg; and it is further

RESOLVED, that in the event the Project costs not covered by federal-aid, state-aid, or NY Bridge funding exceed the amount appropriated above, the Town Board of the Town of Johnsburg shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, that the Town of Johnsburg hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further

RESOLVED, that the Town Supervisor of the Town of the Town of Johnsburg be and is hereby authorized to execute on behalf of the Town of Johnsburg all necessary agreements, certifications or

reimbursement requests for federal-aid and/or state-aid with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Town of Johnsburg's funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.

Ayes _____	Nays _____	Recusals _____
Supervisor Bean	_____ Yes	_____ No _____ Recused
Councilperson Bowers	_____ Yes	_____ No _____ Recused
Councilperson Heid	_____ Yes	_____ No _____ Recused
Councilperson Stevens	_____ Yes	_____ No _____ Recused
Councilperson Williams	_____ Yes	_____ No _____ Recused

The Town Board unanimously adopted this resolution at it's meeting on _____ at _____pm.

STATE OF NEW YORK }
 }
 COUNTY OF WARREN }

I, _____, Clerk of the town of Johnsburg, New York, do hereby certify that I have compared the foregoing copy of the resolution with the original resolution of file in my office and that the same is a true and correct transcript of said original resolution and of the whole thereof as duly adopted by said Town Board at a meeting duly called and held at Tannery Pond Community center on _____ by the required necessary vote of the members to approve the resolution.

WITNESS, my hand and the official seal of the Town of Johnsburg, New York, the on _____.

 Signature, Town Clerk

Town of Johnsburg

Board Meeting Date: July 30, 2024 Resolution # 143 - 24

Authorizing the implementation and funding of the costs of 100% of the costs of a transportation project, which may be eligible for federal-aid and/or state-aid, or reimbursement from Bridge NY funds.

WHEREAS, a project for the Bridge NY Culvert, Crane Mountain Road over Putnam Brook East, Town of Johnsburg P.I.N. 1762.77 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 0% Federal funds and 100% non-federal funds; and

WHEREAS, the Town of Johnsburg will design, let and construct the Project: and

WHEREAS, the Town of Johnsburg desires to advance the Project by making a commitment of 100% of the costs of the work for the Project or portions thereof.

NOW, THEREFORE, the Town of Johnsburg Board , duly convened does hereby

RESOLVE, that the Town of Johnsburg Board hereby approves the above-subject Project; and it is hereby further

RESOLVED, that the Town of Johnsburg Board hereby authorizes the Town of Johnsburg to pay 100% of the cost of Design and Construction phase of work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds; and it is further

RESOLVED, that the sum of \$ 1,142,000.00 (One Million One Hundred Forty Two Thousand Dollars and zero cents) is hereby appropriated from General Funds and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, that the Town of Johnsburg Board hereby agrees that the Town of Johnsburg shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the Town of Johnsburg; and it is further

RESOLVED, that in the event the Project costs not covered by federal-aid, state-aid, or NY Bridge funding exceed the amount appropriated above, the Town Board of the Town of Johnsburg shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, that the Town of Johnsburg hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further

RESOLVED, that the Town Supervisor of the Town of the Town of Johnsburg be and is hereby authorized to execute on behalf of the Town of Johnsburg all necessary agreements, certifications or reimbursement requests for federal-aid and/or state-aid with the New York State Department of

Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Town of Johnsburg's funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.

Ayes _____ Nays _____ Recusals _____

Supervisor Bean	_____ Yes	_____ No	_____ Recused
Councilperson Bowers	_____ Yes	_____ No	_____ Recused
Councilperson Heid	_____ Yes	_____ No	_____ Recused
Councilperson Stevens	_____ Yes	_____ No	_____ Recused
Councilperson Williams	_____ Yes	_____ No	_____ Recused

The Town Board unanimously adopted this resolution at it's meeting on _____ at _____pm.

STATE OF NEW YORK }
 }
COUNTY OF WARREN }

I, _____, Clerk of the town of Johnsburg, New York, do hereby certify that I have compared the foregoing copy of the resolution with the original resolution of file in my office and that the same is a true and correct transcript of said original resolution and of the whole thereof as duly adopted by said Town Board at a meeting duly called and held at Tannery Pond Community center on _____ by the required necessary vote of the members to approve the resolution.

WITNESS, my hand and the official seal of the Town of Johnsburg, New York, the on _____.

Signature, Town Clerk

Town of Johnsborg

Board Meeting Date: July 30, 2024

Resolution # 144-24

Resolution To Approve Budget Line Transfers & Amendments

Whereas. The budget line A1420.4 Law Contractual has been fully expended and further services are necessary, additional funding is needed, and

WHEREAS, The budget line A1620.43 was established after budget adoption to track expenses to Wevertown hall with initial funding of \$5,000, additional funding is needed, and

WHEREAS, The flagpole at the ski bowl garden broke during a recent storm and the garden group wishes to replace it with a telescoping flagpole. They wish to use funds from reserve account A233 for the purchase, and

WHEREAS, The Library has received a grant in the amount of \$750 and wishes to appropriate the funds to be spent from L7410.41 Library Local Grants Contractual

WHEREAS, Budget line SW8320.41 was established after budget adoption to track water repairs on main street with initial funding of \$5,000, additional funding is needed,

WHEREAS, Wire transfer fees for grant reimbursement are recorded in the SW Fund on line SW8397.4, a budget line transfer is needed

NOW THEREFORE IT BE RESOLVED The Town of Johnsborg Town Board authorizes the following Budget Amendments and Budget line transfers:

From	To	Amount	
A599 General Fund Balance (Amendment)	A1420.4 Law Contractual	\$30,0000	
A1620.4 Buildings Contractual	A1620.43 Wevertown Hall	\$10,000.00	(BLT)
A233 Ski Bowl Park Reserve (Amendment)	A8510.4 Ski Bowl Park Beautification	\$367.94	
L3889 Local Library Grants Revenue (Amendment)	L7410.41 Local Grants Contractual	\$750.00	
SW8320.4 Source Supply Contractual	SW8320.41 Main Street Contractual	\$5000.00	(BLT)
SW8320.4 Source Supply Contractual	SW8397.4 WIIA Grant Expense	\$140.00	(BLT)

Ms. Bowers made a Motion to approve the amendments and moved its passage with a Second Motion from Mr. Heid. Where upon this Resolution was put to a vote, recorded as follows:

Ayes 5 Nays 0 Recusals 0

Supervisor Bean	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Bowers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Heid	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Stevens	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilperson Williams	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused

Town of Johnsburg

Board Meeting Date: July 30, 2024 Resolution # 145 - 24

RESOLUTION OF RE-CERTIFICATION OF RECORD OF ACTIVITIES

Whereas the Town of Johnsburg Town Board had its Town Board Meeting on July 30, 2024, and

NOW THEREFORE IT BE RESOLVED that the Town Board has approved the Recertification of the Record of Activities for the New York State Retirement System.

Mr. Williams_made a Motion to approve the Recertification and moved its passage with a Second Motion from Ms. Bowers. Where upon this Resolution was put to a vote and recorded as follows:

Ayes 5 Nays 0 Recusals 0

Supervisor Bean	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilwoman Bowers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Heid	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Stevens	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Williams	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused

Town of Johnsburg

Board Meeting Date: July 30, 2024 Resolution # 146-24

APPROVAL OF SUPERVISOR'S REPORT

Whereas the Town of Johnsburg Town Board had its Regular Town Board Meeting on July 30, 2024, and

NOW THEREFORE IT BE RESOLVED that the Town Board has accepted and approved the Supervisor's Report.

Ms. Bowers made a Motion to approve and accept the Supervisor's Report dated July 15, 2024 and moved its passage with a Second Motion from Mr. Heid. Where upon this Resolution was put to a vote and recorded as follows:

Ayes 5 Nays 0 Recusals 0

Supervisor Bean	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilwoman Bowers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Heid	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Stevens	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Williams	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused

Town of Johnsburg

Board Meeting Date: July 30, 2024 Resolution # 147-24

WARRANTS

Whereas the Town of Johnsburg Town Board had its Regular Meeting on July 30, 2024, and

NOW THEREFORE IT BE RESOLVED that the Town Board has approved the Warrants.

GENERAL FUND:	\$ 34,953.36
HIGHWAY FUND:	\$ 38,342.31
WATER IMPROVEMENT PROJECT:	\$109,396.30
SEWER DISTRICT PROJECT:	\$ 1,169.57
SKI BOWL MITIGATION PROJECT:	\$ 56,538.43
LIBRARY FUND:	\$ 338.80
WATER DISTRICT:	\$ 973.86
TRUST AND AGENCY:	\$ <u>849.96</u>
TOTAL:	\$242,562.59

Mr. Stevens made a Motion to approve the Warrants and moved its passage with a Second Motion from Mr. Heid. Where upon this Resolution was put to a vote and recorded as follows:

Ayes 5 Nays 0 Recusals 0

Supervisor Bean	<u> X </u> Yes	_____ No	_____ Recused
Councilwoman Bowers	<u> X </u> Yes	_____ No	_____ Recused
Councilman Heid	<u> X </u> Yes	_____ No	_____ Recused
Councilman Stevens	<u> X </u> Yes	_____ No	_____ Recused
Councilman Williams	<u> X </u> Yes	_____ No	_____ Recused

Town of Johnsburg

Board Meeting Date:

July 30 2024

Resolution # 148-24

ADJOURN

Whereas the Town of Johnsburg Town Board had its Regular Meeting on July 30, 2024, and

Mr. Heid made a Motion to Adjourn the Meeting and moved its passage with a Second Motion from Mr. Stevens. Where upon this Resolution was put to a vote and recorded as follows:

Ayes 5 Nays 0 Recusals 0

Supervisor Bean	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilwoman Bowers	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Heid	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Stevens	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused
Councilman Williams	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Recused