

January 3, 2023 Organizational Meeting and Regular Meeting of the
Town Board

at Tannery Pond and via Zoom

Join Zoom Meeting: <https://us02web.zoom.us/j/2172603617>

Meeting ID: 217 260 3617 Phone 1-646-558-8656

1. Pledge of Allegiance led by Mr. Hoskins
2. Call the Organizational Meeting to Order at 7:00PM
3. Appointments:

The following appointments by the Town Board which will be a one-year term:

- Zoning Enforcement Officer – Colin Mangan - \$28,000.00/annually
- Animal Control Officer – William Mosher - \$5,200.00/annually
- Safety Officer – Ernie Dunkley - \$10,000/ annually

RESOLUTION # 22 – 250

Mr. Stevens made a motion to approve the Zoning Officer – Colin Mangan, Animal Control Officer – William Mosher and Safety Officer – Ernie Dunkley and moved its passage with a Second Motion from Mr. Arsenault. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Stevens, Arsenault, Hoskins, Hogan); Nays – 0.

The following appointments by the Town Clerk, which will be for a period of one year:

- Deputy Town Clerk – Joann Morehouse
- Deputy Registrar – Joann Morehouse

RESOLUTION # 22 – 251

Mr. Gonyo made a Motion to accept the appointment of Joann Morehouse as Deputy Town Clerk and Deputy Registrar and moved its passage with a Second Motion from Mr. Arsenault. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Stevens, Arsenault, Hoskins, Hogan); Nays – 0.

Standing committees 2023:

- Highway – Justin Gonyo, Pete Hoskins
- Solid Waste and Sewer – Peter Horvath, Arnold Stevens, Justin Gonyo
- Fire & EMS – Justin Gonyo, Arnold Stevens
- Planning & Zoning, Johnsburg Garage –Gene Arsenault
- Buildings, Parks & Recreation, Tannery Pond Center, Ski Bowl Drainage Mitigation Project, Highway Relocation Discussion – Gene Arsenault, Pete Hoskins
- Personnel – Justin Gonyo and Pete Hoskins
- Marketing and Economic Development – Gene Arsenault Comprehensive Plan Update Committee - Laurie Arnheiter, Gene Arsenault, Bone Bayse, Steve Ovitt, Kelly Nettle, Wayne LaMothe, Chuck Barton, Jim Townsend, Pete Hoskins
- Occupancy Tax – Aimee Azaert, Dwayne Spitzer, John Stafford, Patricia Conner

- Water and Water district repairs – Arnold Stevens
- Sewer Committee - Mike Bowers, Chuck Barton, Caron Koll, Amy Potter, Bone Bayse, David Cricklair, Matt Parobeck, Justin Gonyo, Arnold Stevens, Rob Wing.
- Youth Committee – Julia Howard, Jill Hodgson, Joe SanAntonio, Ilena Corr, Christine Carew, Erika Patton

4. Salaries – Set salaries for the following Elected Officials for 2023:

<u>Name</u>	<u>Office</u>	<u>Amount</u>
Andrea Hogan	Supervisor	\$ 30,000.00
Arnold Stevens	Councilperson	\$ 5000.00
Gene Arsenault	Councilperson	\$ 5000.00
Alexander Pete Hoskins	Councilperson	\$ 5000.00
Justin Gonyo	Councilperson	\$ 5000.00
Jean Comstock	Town Clerk/Tax Collector/ Registrar of Vital Statistics	\$ 35,876.00
David Cavanagh	Justice	\$ 29,580.00
Fred Comstock	Highway Superintendent	\$ 54,075.00

All other salaried and hourly positions are reflected in the town budget for 2023

5. Designations:

Designated dates, times and locations for Regular Town Board Meetings:

All meetings will begin at 7:00 PM and will be held at Tannery Pond Center and via a virtual platform. Links to virtual participation will be posted on the town website.

Tuesday, January 17, 2023

Tuesday, February 7, 2023

Tuesday, February 21, 2023

Tuesday, March 7, 2023

Tuesday, March 21, 2023

Tuesday, April 4, 2023

Tuesday, April 18, 2023

Tuesday, May 16, 2023

Tuesday, June 20, 2023

Tuesday, July 18, 2023

Tuesday, August 15, 2023

Tuesday, September 5, 2023

Tuesday, September 19, 2023

Tuesday, October 3, 2023

Tuesday, October 17, 2023

Thursday, November 9, 2023 (due to Election day on 11/7/23)

Tuesday, November 21, 2023

Tuesday, December 5, 2023

Tuesday, December 19, 2023

- b. Polling places in the Town of Johnsburg - District # 1 (Wevertown) for all districts.

- c. Official Newspapers for the Town of Johnsbury, 2023- Sun Community News and the Post Star.
- d. Banks as official depositories for 2023 – Community Bank and Glens Falls National and New York Cooperative Liquid Assets Securities System (NYCLASS).
- e. Authorize Supervisor to designate a delegate to the Association of Towns annual meeting to be held February 19-22 and approve expenses for all attendees (per person: \$150 event registration, transportation \$300 , room \$960 (3 nights) food: per diem meal rate 2022 \$59/ day x 3 days = \$177. Total - \$1627 per person).
- f. Designate the Town Clerk as delegate to Adirondack Association of Towns and Villages.
- g. Designate 11 official holidays to be taken according to the Employee Handbook: New Year’s Day, Martin Luther King Jr. Day, The Third Monday in February for observance of Lincoln’s and Washington’s birthdays, Memorial Day, Juneteenth, Independence Day, Labor Day, Columbus Day, Veteran’s Day, Thanksgiving Day and Christmas Day

Supervisor Hogan is asking for approval of the Designated (a-g) Meeting Dates, Polling Places, Newspapers, Banks, Holidays.

RESOLUTION # 22 – 252

Mr. Gonyo made a Motion to accept and approve the Designations (a-g) and moved its passage with a Second Motion from Mr. Hoskins. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Stevens, Arsenault, Hoskins, Hogan); Nays – 0.

- 6. The following projects for 2023 were submitted by Highway Superintendent Comstock for approval of the Board: (commonly labeled 284 Agreements); Superintendent Comstock noted to Supervisor Hogan that CHIPS money should cover all of these projects:

- 1.64 miles – Barton Mines Road – reclaim, change six (6) culverts, pave – 3” binder
- Pave
 - Cemetery Road/Ridge Street - 2000’ x 20’
 - Pine Street - 490’ x 20’
 - Fairview Street - 1380’ x 20’
 - Osborne Street - 400’ x 20’
 - W. Holcomb - 400’ x 20’
 - The Lane (Wevertown) - 300’ x 13’
 - Durkin Road (new entrance) - 300’
- Barton Mines Road (below Wilke) – eroded bank
- Various culverts

Supervisor Hogan is asking for the Board’s approval/acceptance of these projects.

RESOLUTION # 22 – 253

Mr. Gonyo made a Motion to accept/approve the 284 Agreement from the Highway Department and moved its passage with a Second Motion from Mr. Stevens. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Stevens, Arsenault, Hoskins, Hogan); Nays – 0.

7. Set mileage compensation for town business for 2022 to match IRS rate of 65.5 cents per mile.

RESOLUTION # 22 – 254

Mr. Gonyo made a Motion to approve the mileage compensation rate at 65.5 cents per mile and moved its passage with a Second Motion from Mr. Stevens. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Stevens, Arsenault, Hoskins, Hogan); Nays – 0.

8. Schedule the 2024 Organizational Meeting Tuesday, Jan 2, 2024 at Tannery Pond Community Center and virtually at 7:00PM

RESOLUTION # 22 – 255

Mr. Stevens made a Motion to approve the 2024 Organizational Meeting for January 2, 2024 and moved its passage with a Second Motion from Mr. Arsenault. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Stevens, Arsenault, Hoskins, Hogan); Nays – 0.

9. Bonding and Authorizations:

- a. Adoption of Town Officers bond for 2023
- b. Authorization for payments in advance of audits of claims for postage and public utility services
- c. Authorize supervisor to extend unexpended balances in their respective accounts for encumbering monies
- d. Authorize town officers to purchase necessary supplies to carry on official duties in amounts not to exceed the budget
- e. Authorize the Town Clerk to publish, in two issues, a summary of 2022 annual report of Supervisor (AUD)
- f. Authorize Standard Work-Day and Reporting for 2023
- g. Authorize use of Supervisor's Annual Report in lieu of Accounting to the State Comptroller (AUD)
- h. Authorize Supervisor to direct legal work on behalf of the town. To be reviewed and re- authorized annually.
- i. Authorize Supervisor to place town monies in interest-bearing accounts when this can be done without interfering with operation of Town Government.
- j. Authorize the Supervisor to execute the following contracts:
 - Dues, Adirondack Association of Towns and Villages- \$550
 - Dues, New York Association of Towns - \$1100
 - Dues, NYS Assoc. of Town Superintendents of Highways - \$200
 - Dues, Local Government Review Board - \$300

- Dues APHNYS for Town Historian - \$50.00
- Dues, New York State Assessor's Association 2022 membership -\$150
- Dues, Warren County Assessor's Association 2022 -\$25.00
- Legal Services Agreement with Miller, Mannix, Schachner and Hafner, LLC
- Business Automation Services
- \$2500.00 for Town Clerk software support/ maintenance
- \$1500.00 for Zoning Enforcement Officer software support/ maintenance
- \$68,302.00 New York Municipal Insurance Reciprocal (NYMIR) for 2023 property and liability policy; Supervisor Hogan noted that this is an increase over last year, but we knew this was coming with the new trucks and the cyber-security updates.
- JMT Engineering for Bridge NY and on-call engineering services for the Highway Department
- Cedarwood Engineering as engineers on call for town water, sewer districts
- Jim Jones excavating for on-call services
- Crane Mountain Mechanical for on-call services

Mr. Gonyo asked if we needed to put the on-call services out to bid? Supervisor Hogan indicated we did not.

RESOLUTION # 22 – 256

Mr. Hoskins made a Motion to accept/approve the Bonding and Authorizations and moved its passage with a Second Motion from Mr. Arsenault. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Stevens, Arsenault, Hoskins, Hogan); Nays – 0.

10. Review and Adopt Town Procurement Policies – Supervisor Hogan noted that Mr. Gonyo put in a lot of time on this and we thank him.

RESOLUTION # 22 – 257

Mr. Stevens made a Motion to approve the Town Procurement Policies and moved its passage with a Second Motion from Mr. Arsenault. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Stevens, Arsenault, Hoskins, Hogan); Nays – 0.

11. Accept Annual Review of Court Records and Dockets

RESOLUTION # 22 – 258

Mr. Arsenault made a Motion to accept and approve the Court Records and Dockets and moved its passage with a Second Motion from Mr. Stevens. With the following Board Members present voting in favor the Resolution is carried Ayes – 4 (Stevens, Arsenault, Hoskins, Hogan); Nays – 0; Abstain – 1 – Mr. Gonyo).

12. Motion to adjourn Organizational Meeting

RESOLUTION # 22 – 259

Mr. Gonyo made a Motion to adjourn the Organizational Meeting at 7:13PM and moved its passage with a Second Motion from Mr. Hoskins. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Stevens, Arsenault, Hoskins, Hogan); Nays – 0.

Prepared by:

Jean M. Comstock

Jean M. Comstock
Town Clerk

Tuesday, January 17, 2023 7:00PM at Tannery Pond and via Zoom

Public Hearing for Fire Contracts
Regular Town Board Meeting

Regular Meeting of the Town Board
at Tannery Pond and via Zoom

Join Zoom Meeting: <https://us02web.zoom.us/j/2172603617>

Meeting ID: 217 260 3617 Phone 1-646-558-8656

1. Call to Order the Regular Town Board Meeting at 7:14 PM
2. Approve the Meeting Minutes of December 20, 2022

RESOLUTION #22 - 260

Mr. Stevens made a Motion to approve the Meeting Minutes from December 20, 2022 and moved its passage with a Second Motion from Mr. Arsenault. With the following Board Members present voting in favor the Resolution is carried Ayes – 3 (Stevens, Arsenault, Hogan); Nays – 0; Abstain – 2 (Gonyo, Hoskins)

3. Old/New Business:

- a. EMS Contract – Supervisor Hogan indicated that the only change were the dates and is looking for approval of this Contract.

RESOLUTION # 22 – 261

Mr. Gonyo made a Motion to approve/accept the EMS Contract with the change in dates and moved its passage with a Second Motion from Mr. Hoskins. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Hoskins, Stevens, Arsenault, Hogan); Nays – 0.

- b. Local Law allowing first responder exemption – Mr. Gonyo noted that we spoke about this at the last meeting; it's a whole lot of work that needs to be pulled together for a fast approaching finish line; since the last meeting, Bruce Dunkley has reached out to us, fire departments have agreed to help as well; we have rosters and need to get to Assessor to crunch numbers; attended a meeting at Riverside with Bruce Dunkley; they're drafting a letter to see us move ahead with this in this year; I believe it's important to our volunteer fire fighters; it's complicated and stringent to be a volunteer; if a fire fighter should pass it would be to their spouse; I did let them know we need their assistance and a tight time line; would like to see if we can pull this through for our EMS and fire departments; Supervisor Hogan – town attorney has not read the law, he's willing to and he will get back to us; years of service is a concern, continued exemption is optional (i.e. widower, etc.); assessor crunching numbers, do we have lists? Mr. Gonyo the only missing North River; we're looking at 43 names; Supervisor Hogan – assessor will evaluate, what would be the burden on the tax applications, if we take 10% off each bill, all others will take on that 10%; Mr. Heidrich is this for school and town? Supervisor Hogan noted that the school would have to pass their own and we'll work on the Town portion of it; some of the other considerations are time to sign up, do we have to meet the March 1 deadline? All will need to be on board and we're counting on fire departments to do this; what about the EMS? We need their list as well; we've got a lot to learn, we'll do whatever we can to move it along; Mr. Hoskins – should we not be able to do this in the time required, might there be alternatives rather than lose a whole year? Supervisor Hogan – we're still checking on the March 1st deadline;

there is another exemption that I don't know anything about, but it would still require a local law; Mr. Hoskins – it would be something to think about; Mr. Stevens – what is the latest we can take action on this? Supervisor Hogan – attorney is looking into this for us; if March 1st is the deadline I don't think we'll have enough time to get people signed up; set up Public Hearing at next Board Meeting and hold at the following meeting; we don't have anything from the attorney. Bruce Dunkley – thank you for your time; last night at the meeting I went over several points; they see this as a three-prong benefit – recruitment, retention benefit and protection benefit; property tax exemption – 10% exemption on assessment; March 1st is critical; the Senate and Assembly and the Governor's signature – unanimously; this is a strong law to get that many people in the State to agree to it; it's a two page law; 2-5 year service, over 20 years – eligible to receive life time reduction; looking at my roster, we comprise 244 years of service to the community; 2 recent new members; other rosters are very similar; one individual has been in for 51 years; the Town Board has the option to make it available to widowers only if the individual was a current member of this; came out 12/15/22 – surprised our attorney hasn't read the law; the application has to be in by March 1st; it's a one page application; assessor would have to sign off; we reviewed the application last night, version as of 1/2/23; can view and fill out on-line; then turned over to the County Real Property with the tax roll; it's a local law that requires local action; the County really doesn't have a say in this whether the Town approves this or not; it's critical enough to move forward quickly and I respectfully ask the Board to do so; thank you very much for the time and opportunity to explain our position; Ms. Nettle – no volunteers with EMS, they are paid on-call; Mr. Gonyo – I'll hold off on getting that list then. Mr. Stevens – can they be considered for this exemption? Can we ask our attorney? Mr. Hoskins – do they get a W2? Ms. Nettle – I'd have to ask that; drivers are paid, that's the only way we could get drivers; Supervisor Hogan – any other questions or thoughts to pass along to the attorney; would like to have a Public Hearing Order for the next meeting.

- c. Sewer project – Supervisor Hogan noted that the project is out to bid and due back to Town Hall by early February.
- d. Water District repairs – Supervisor Hogan indicated that we're going out to bid for this as well; Mr. Stevens – meeting today – discussions centered around our policies and charges that need to be re-visited; Supervisor Hogan – a lot of progress made on this today; water clerk is a ball of fire and ready to work with us; hasn't been raised in 15 years, small raises but not based on the needs of the district.
- e. Occ Tax – Supervisor Hogan – we have not opened the process yet; hoping to get the \$15,000 back from the County; no exact numbers right now; we can open the process to receive applications; all good with that; 6 weeks, mid-February to get applications in.
- f. Budget resolutions – Supervisor Hogan noted the budget line transfers as follows:

1. Resolution to authorize end of year budget line transfers as necessary to close the 2022 fiscal year; a complete list of changes will be provided once the year is closed.
2. Resolution to authorize \$8,943.90 be moved from DA231 Equipment Reserve to DA5130.2R to be used for the balance due on the 2 new Western Star trucks.

RESOLUTION # 22-262

Mr. Gonyo made a Motion to approve the Budget Line Transfers and movement of money from DA 231 (Equipment Reserve) to DA5130.2R and moved their passage with a Second Motion from Mr. Hoskins. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Hoskins, Stevens, Arsenault, Hogan); Nays – 0.

3. Resolution to authorize the balance of the Bond and the interest accrued in the amount of \$418,908.70 to be paid to Tracy Road Truck Sales for the two Western Star trucks that have been delivered.

RESOLUTION # 22 – 263

Mr. Gonyo made a Motion to approve the payment from the Bond and interest for the two Western Star trucks and moved its passage with a Second Motion from Mr. Arsenault. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Hoskins, Stevens, Arsenault, Hogan); Nays – 0.

4. Resolution to authorize the creation of Expense Line A8110.4 – Sewer Administration to be used to pay sewer expenses that will later be reimbursed to the General Fund from the Sewer District.

RESOLUTION # 22 – 264

Mr. Stevens made a Motion to authorize the creation of the Expense Line A8110.4 and moved its passage with a Second Motion by Mr. Gonyo. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Hoskins, Stevens, Arsenault, Hogan); Nays – 0.

- g. Letter of Interest for Animal Control Officer – Mr. Mosher was appointed during the Organizational Meeting.
4. Committee Reports – Mr. Gonyo – spoke with John at Gore Mountain Village moving ahead with Town Water; they need to submit an application to DOH; need to list the Town on the application as a borrower; I called him to get clarification – we’d be a pass through entity, they can’t receive these funds, it would have to go through the Town to get to Gore Village; we need some type of letter as to what we’re doing; I told him it would be discussed at the meeting tonight and he’s working on the letter; no need to take any action tonight; Supervisor Hogan – get us the letter; point of contact should be the Sewer Committee; need a temporary hookup fee application at the next meeting; no full engineering yet; what monies are they referring to; Mr. Gonyo – water project grant application to the DOH; complete an intended use plan, etc.; Supervisor Hogan – are they under a consent order? Mr. Gonyo – I don’t believe so.
 5. ZEO Report – Supervisor Hogan noted that this report is in the Board Packet.

6. Warrants – Supervisor Hogan asked if all had a chance to review the Warrants and if there were any questions?

RESOLUTION # 22 – 265

Mr. Gonyo made a Motion to accept/approve the Warrants and moved its passage with a Second Motion from Mr. Stevens. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Hoskins, Stevens, Arsenault, Hogan); Nays – 0.

ABSTRACT #019

General Fund:	\$ 5,095.72
Trust & Agency:	<u>\$ 584.48</u>
TOTAL:	\$ 5,680.20

ABSTRACT #020

General Fund:	\$ 6,603.09
Highway Fund:	\$ 21,688.98
Highway Equipment:	\$ 418,908.70
Water District:	\$ 6,079.76
Trust & Agency:	<u>\$ 1.15</u>
TOTAL	\$ 453,281.68

7. Privilege of the Floor
- Mr. Heidrich – I'd like to thank Fred & the Highway department for the hard work on the last two storms. Sidewalks in Town are hideous, people walking in the road, cars are parked in snow; with the 2023 games coming up, we need to take care of this. Supervisor Hogan – local law for opposite side of the street parking, we need to enforce it; called the County DPW Superintendent – he is looking into that. Mr. Heidrich – handicapped parking on streets, elderly need this; Supervisor Hogan – no businesses wanted it in front of their businesses; Mr. Hoskins – is the Town responsible for the streets? Supervisor Hogan – the road is County maintained, not sure what the owners responsibility is; the Town has struggled with it; the previous Highway Superintendent purchased a piece of equipment that immediately broke down and nothing was done; an outside company was helping, it was not looked upon favorably; we've struggled with this for years; how do we buy a piece of equipment and hire people to run it; we can't just maintain Main Street, we'd have to do all, in the entire Town; Mr. Gonyo – the gaps where there is no building; who owns what is part of the problem; Mr. Heidrich – old town I lived in, it was the responsibility of the owners or they were fined; Mr. Gonyo – 30-40 years, won't get solved tonight; what are we going to do? Supervisor Hogan – spoke with Mr. Hajos at the County today and talked to the Sheriff's office to get cars towed.
 - Mr. Dunkley – one more important point re: the volunteer exemption – called the School – will be meeting with the School Board Monday 1/9/23 and Mr. Gonyo will be attending with me; Mr. Gonyo – could we extended the invitation to Mr. Stevens as well? Absolutely.

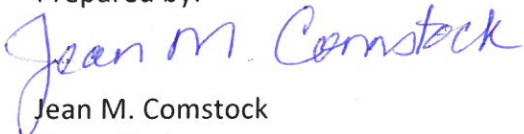
- Mr. Nessel – about the sidewalks – our sidewalks are cleaned by an individual; years ago the Town/County used to dump their snow on our vacant lot, it was fine; we didn't complain; if you need to get cleaned up for the games, dump on the lot. Tax relief for the volunteer people is absolutely wonderful and should be down as soon as possible; the law as it was written – in this economy there are multi-million dollar homes being built, our volunteers live in \$100,000 homes; the rich guy and the poor guy are putting in the same time; why is the rich guy's time more valuable; there's inequity there. Intersection at Durkin Road and Route 28 – it's highly used because of Stewart's, engineering work should be done; can the intersection be done differently at a 90 degree angle, easier to maintain the road and the shoulders; it would be much safer. Thank you Pete (Mr. Hoskins) for your Public Service in your previous position. Now is a good time for the Town Board to very seriously discuss term-limits; it's time for term limits so that the problems in the Town are dealt with on a more reliable basis, keeping up with the modern times, population, needs.
- Ms. Nessel – thank you to the Board for your decision to appoint Mr. Olesheski as Parks/Rec Director; he's going to do a marvelous job; lots of good ideas about the Park; have met with him and nice to have him in the Park.
- Michael Wilson – thought I should bring up – the sewer system at the apartment building on the corner of Main & Wade is starting to smell.

8. Motion to Adjourn at 8:05PM

RESOLUTION # 22 – 266

Mr. Gonyo made a Motion to Adjourn the Regular Meeting at 8:05PM and moved its passage with a Second Motion from Mr. Hoskins. With the following Board Members present voting in favor the Resolution is carried Ayes – 5 (Gonyo, Hoskins, Stevens, Arsenault, Hogan); Nays – 0.

Prepared by:



Jean M. Comstock
Town Clerk

Tuesday, January 17, 2023 7:00PM at Tannery Pond and via Zoom

Public Hearing for Fire Contracts
Regular Town Board Meeting