

**Town Board Meeting held July 11 2016 at 6:00 P.M. at the Town Hall in Schroon Lake N.Y.**

**Present:**

**Town Supervisor:** Michael Marnell

**Councilpersons:** Clara Phibbs, Roger Friedman and Don Sage (Councilwoman Wood- Excused)

**Highway Superintendent:** Dana Shaughnessy

**Town Clerk:** Patricia Savarie

**Also Present:** Peter and Carolyn Pelone, David and Blanche Beck, Jay Phibbs, Mark and Kathy Granger, Glen and Sue Repko, Mark LaPlante, Jeff Cuttings, Skip and Fran Mahler, Casey King, Bill Tribou, Steven Cass, Peter and Anne Durkee, Deb and Dan Gorke, Jim Hartnett and Dick Newell

Supervisor Marnell called the meeting to order at 6:00 P.M. with a salute to the Flag.

**Public Participation**

Dan Gorke stated he would like to see the Broadband put on the agenda every month to inform the taxpayers as to what is happening with the project.

Jeff Cutting gave a brief report on the Sports Program for the Youth Commission and stated he would like to have certified officials at the games for the 5<sup>th</sup> and 6<sup>th</sup> graders and a request for \$1000.00 per season from the Youth Commission Budget.

**Resolution # 166 Audit of Claim**

Councilman Sage moved a resolution to pay the bills as reviewed, seconded by Councilwoman Phibbs; carried.

General Fund \$75,896.07    Water \$49,539.48    Highway \$13,021.09    Sewer \$19,316.39  
Airport Project \$11,437.54    RLF \$840.29

**Resolution #167 Approval of Minutes**

Councilman Friedman moved a resolution to accept the minutes of the Special Town Board Meeting held June 13, 2016 at 5:00 P.M, Public Hearing June 13, 2016 at 5:30 and Regular Board Meeting held June 13, 2016 at 6:00 P.M. seconded by Councilman Sage ; carried.( Councilwoman Phibbs – abstained)

**Resolution #168 Approval for the LC-LG Administrative Services**

Councilman Friedman moved a resolution to sign a one year contract with the Lake

Champlain/Lake George Regional Planning Board, seconded by Councilwoman Phibbs; carried.

The Lake Champlain – Lake George Regional Planning Board agrees to perform the following Post loan Approval services for the Town of Schroon Revolving Loan Fund Committee.

- File maintenance on each loan serviced by LCLGRP
- On going review and management of Glens Falls National Banks Pass Through Controls Account Statements by LCLGRP
- Quarterly postings of cash receipts and disbursements by LCLGRP
- On – going maintenance of loan journal book by Snow, Eicher, Farrar CPA's
- Quarterly preparation of financial statements by Snow, Eicher, Farrar CPA's
- Annual preparation of federal/state tax reports by Snow, Eicher, Farrar CPA's, if required
- Annual audit of Schroon RLF Program , if required
- Legal follow-up on loan delinquencies/defaults by Bartlett, Pontiff Stewart & Rhodes Esq. as directed by TSRLF

This agreement is in effect for one year. The annual fee for services provided by the LCLGRP will be 1.25% of the TSRLF outstanding principal balance billed to the TSRLF in quarterly installments as follows, .3125% March 31<sup>st</sup>, .3125% June 30<sup>th</sup>, .3125% September 30<sup>th</sup>, .3125% December 31<sup>st</sup>.

Fees for those services provided by firms other than LCLGRP with the exception of routine services provided by Snow, Eicher, Farrar CPA's will be billed to the TSRLF on an at cost basis.

**Update on the Tennis Court Projects**

Supervisor Marnell stated that the Tennis Courts are almost complete and should be ready by the week-end.

**Town Hall Project**

Councilman Friedman stated before we can go out to bid we need an estimate, a starting point of expectation. We have a wonderful Library Board of Trustees and I was hoping that they would do some fund raising and inform the public of the project. Supervisor Marnell stated it should come in at \$150.00 a square foot. Mark LaPlante stated in order to do grant work for the Library he needed a quote from a contractor.

**Resolution #169 Advertise to go out to bid on Town Hall Project**

Councilman Sage moved a resolution to advertise to go out to bid on the Town Hall Project, seconded by Supervisor Marnell; carried.

**Roll Call Vote**

Supervisor Marnell	Aye
Councilman Sage	Aye
Councilman Friedman	Aye
Councilwoman Phibbs	Abstain
Councilwoman Wood	Absent

**Resolution #170 To Amend Local Law #1 of 2012**

Councilman Friedman moved a resolution to amend Local law #1 of 2012, seconded by Councilman Sage; carried.

## Roll Call Vote

Supervisor Marnell	Aye
Councilman Sage	Aye
Councilman Friedman	Aye
Councilwoman Phibbs	Aye
Councilwoman Wood	Absent

### AMENDMENT TO LOCAL LAW NUMBER 1 OF 2012 – Amended July 11, 2016

**Aquatic invasive species are one of the major threats facing the ecological health and economy of the Town of Schroon Area and the Adirondack Park. These invasive species can rapidly change the ecology of a lake, wetland, stream or river as well as significantly impair and diminish recreational enjoyment. Once an invasive species has been introduced, the fight to contain or eradicate it can be cost prohibitive. Our goal is to protect both our natural assets and the taxpayers.**

#### Commencing on July 11, 2016:

- 1. All watercraft inspected by a Lake Steward or Vessel Inspection Technician shall be subject to decontamination if determined not to meet the cleaned, drained and dry standard prior to launching into Paradox Lake or Schroon Lake. Watercraft decontaminated at an official boat wash/decontamination station shall receive a Vessel Inspection Control Seal (VICS).**
- 2. Whenever a Lake Steward or Vessel Inspection Technician is on-duty, all watercraft, trailers, floating docks, rafts or other equipment being launched into Schroon Lake or Paradox Lake must undergo a Lake Steward or Vessel Inspection Technician (VIT) inspection before launching. If, upon inspection of the watercraft, trailer, floating dock, raft or other equipment, the Lake Steward or Vessel Inspection Technician notes the presence of any visible plant or animal, or parts thereof, the Lake Steward or Vessel Inspection Technician shall have the authority, at his/her discretion, to direct the boater to an official boat wash station for decontamination of the watercraft, trailer, floating dock, raft or other equipment. No watercraft, trailer, floating dock, raft or other equipment may be launched with any visible plant or animal, or parts thereof, present.**
- 3. If it is the opinion of the Lake Steward or Vessel Inspection Technician that the watercraft, trailer, floating dock, raft or other equipment is coming from a waterbody contaminated with aquatic invasive species or from a waterbody with unknown aquatic invasive species status, the Lake Steward or Vessel Inspection Technician shall have the authority to direct the boater to an official boat wash/decontamination station for decontamination of the watercraft, trailer, floating dock, raft or other equipment.**
- 4. Lake Stewards and Vessel Inspection Technicians are authorized to inspect watercraft exiting Paradox Lake and Schroon Lake. At their discretion, they may recommend decontamination at an official boat wash/decontamination station.**

**The purpose of the Lake Steward or Vessel Inspection Technician inspection is to ensure that watercraft, trailer, floating dock, raft or other equipment is cleaned, drained and dry, and are harboring no invasive species. The goal is to keep our lakes clean for the future so that we can all enjoy their current high quality for generations to come. There is no cost to boaters for the Lake Steward or Vessel Inspection Technician inspections or the washing/decontamination of the watercraft, trailer, floating dock, raft or other equipment if determined necessary by a Lake Steward or Vessel Inspection Technician.**

#### **Exceptions:**

- (1) Watercraft, trailers, floating docks, rafts or other equipment that arrive at a launch site displaying an unbroken Vessel Inspection Control Seal (VICS) from Schroon Lake or Paradox Lake will be permitted to launch with no further inspection; the VICS will be removed by the Lake Steward or Vessel Inspection Technician. The boater may remove the VICS if a Lake Steward or Vessel Inspection Technician is not on duty.**
- (2) Watercraft, trailers, floating docks, rafts or other equipment displaying an unbroken green VICS from another waterbody and with the boater confirmation that the watercraft, trailer, floating dock, raft or other equipment has been through the high-pressure/hot water decontamination process will be allowed to launch with no further inspection.**

#### DEFINITIONS

- (a) Cleaned, Drained and Dry means that a watercraft, trailer, floating dock, raft or other equipment is free of all visible plants and animals, or parts thereof; all bilges and other areas**

capable of storing water have been drained; and the watercraft, trailer, floating dock, raft or other equipment is dry.

(b) **Decontamination** means a High Pressure Hot Water (HPHW) wash of a watercraft, trailer, floating dock, raft or other equipment, consistent with manufacturer's directions, by spraying/rinsing external areas or equipment with high pressure (2500psi) hot water (140 degrees F) for a minimum of 30 seconds at a location that does not drain into a waterbody and, if equipment is available, and consistent with manufacturer's directions, rinsing/flushing water-cooled motors with hot water (140 degrees F) at a location that does not drain into a waterbody; additionally, consistent with manufacturer's directions, rinsing/flushing the bilge area, live wells, bait wells and other water-holding compartments with hot water (140 degrees F) for a minimum of 30 seconds at a location that does not drain into a public waterbody. If water is being drained from any water holding compartments via a pump, flushing/rinsing may be accomplished at temperatures lower than the recommended 140 degree F temperature consistent with the manufacturer's directions. Decontamination may also include other methods determined to be as effective to eliminate any threat of introduction of AIS.

(c) **Launch** means to place a watercraft, trailer, floating dock, raft or other equipment into a waterbody for any purpose and any activity that takes place within fifty feet of the high water mark of the waterbody, including moving by trailer or other device or by carrying by hand a watercraft, trailer, floating dock, raft or other equipment toward the waterbody, or entering a queue prior to launching.

(d) **Vessel Inspection Control Seal (VICS)** means an approved plunger seal or other equally effective device which connects a watercraft to its trailer. VICS are secured by a Lake Steward or Vessel Inspection Technician following an inspection or decontamination process. VICS are labeled with a number and the name of the waterbody or boat inspection/decontamination station where the VICS was applied or where the decontamination was completed.

(e) **Vessel Inspection Technician (VIT)** means a person who is trained to provide inspection and decontamination services.

#### **Prohibitions**

1. It shall be unlawful for any person to alter or modify any VICS.

2. It shall be unlawful for any person to use, or attempt to secure a watercraft vessel to a trailer, with an unauthorized VICS in order to avoid the requirements of this Local Law. Re-use of a VICS is not permitted.

#### **Thank You for the Donation to the Veterans Memorial**

Supervisor Marnell would like to thank the Veteran's for donating \$1000.00, the American Legion for donating \$1000.00 and Madaline Sipes for raising \$660.00 selling crafts for the Veterans Memorial.

#### **Resolution # 171 To Stop Unfunded Mandates**

Councilwoman Phibbs moved a resolution to memorializing New York State to enact legislation to stop unfunded mandates (S.3144A), returning control to local governments on behalf of their residents, seconded by Councilman Sage; carried.

MEMORIALIZING NEW YORK STATE TO ENACT LEGISLATION TO STOP UNFUNDED  
MANDATES (S.3144A), RETURNING CONTROL TO LOCAL GOVERNMENTS ON  
BEHALF OF THEIR RESIDENTS

WHEREAS, the New York State Senate passed a bill (S.3144A) that, inter alia, would prevent the State from enacting legislation that would create an annual net additional cost to any municipal corporation, including counties, subject to exceptions for instances where the State legislation imposing an unfunded mandate were to be required by a court order, judgement, or Executive Order of the Governor related to an emergency or by federal law or regulation, and where

the municipal corporation had an opportunity to vote and adopt legislation at the local level or otherwise requested the enactment of such legislation by the State consistent with Municipal Home Rule Law; and

WHEREAS, this bill was first passed by the Senate in May 2015 and then again in May 2016, but, nevertheless, the New York Assembly has not yet passed this item, preventing the item from moving forward to the Governor for signature and final adoption; and

WHEREAS, such failure causes local taxpayers to continue to bear the burden of supporting unfunded mandates from the State; and

WHEREAS, the Town of Schroon Town Board finds that the enactment of such legislation would restore local control over the use of revenues and allow local leaders to set policy and to prioritize spending on items that benefit the town residents and strengthen this community; now, therefore be it

RESOLVED, that the Town of Schroon Town Board hereby memorializes its support for the enactment of “An Act to amend the general municipal law and the education law, in relation to requiring the state to fund certain programs mandated for municipal corporations and school districts; and to amend the education law, in relation to the effect of mandates on school districts” (S.3144A); and, be it further

RESOLVED, that the Clerk of the Town of Schroon is hereby directed to cause a copy of this resolution to be transmitted to the Governor and the several legislators representing the Town of Schroon at the state level.

#### **Letter of Appreciation for 4<sup>th</sup> of July Supporters**

Supervisor Marnell stated he would send out a letter of appreciation to the NYS Troopers, Essex and Warren County Sheriffs Department, Schroon Lake Fire Department and Ambulance Squad and the Chamber of Commerce for the 4<sup>th</sup> of July Parade supporters.

#### **Resolution #172 To Approve the Codes Quartley Report**

Councilman Friedman moved a resolution to approve the Codes quarterly report, seconded by Councilman Sage; carried.

#### **Resolution # 173 Advertise for Youth Commission Chairperson**

Councilman Friedman moved a resolution to advertise for Youth Commission Chairperson, seconded by Councilman Sage; carried.

TOWN OF SCHROON  
IS SEEKING A YOUTH COMMISSION CHAIRPERSON  
PLEASE SEND A RESUME TO  
THE TOWN OF SCHROON  
PO BOX 578  
SCHROON LAKE, NY 12870

#### **Resolution #174 Accept the DASNY Grant for \$100,000.00 for Town Hall Project**

Councilman Sage moved a resolution to accept the award from the State and Municipality Facilities Program (SAM) grant for the renovations to the Town Court and Library in the amount of \$100,000.00, DASNY will be administering this grant, seconded by Councilman Friedman; carried.

#### **Resolution #175 Accept Jeanine Melville to oversee Lifeguards**

Councilwoman Phibbs moved a resolution to hire Jeanine Melville to oversee the Lifeguards in the amount of \$100.00 a week effective June 29, 2016, seconded by Councilman

Sage; carried.

**Accept Resignation of Bella Boardway and Kathy Shiell from Revolving Loan Committee**

Councilman Friedman moved to **table** the resignations until there is more clarification, seconded by Councilman Sage; carried.

**Discussion on the Revolving Loan Committee**

Councilwoman Phibbs moved to **table** the discussion on the Revolving Loan Committee until there is more information, seconded by Councilman Sage; carried.

**Resolution #176 Raise Richard C. McCray to Mid-Point at Highway Garage**

Councilman Sage moved a resolution to raise Richard C. McCray, who works at the Highway Garage, to mid-point, from \$15.08 an hour to \$17.83 effective July 13, 2016, seconded by Councilman Friedman; carried.

**Board Comments**

Councilman Friedman stated that the 2016 Hobie Cat Sail Regatta, sponsored by the Schroon Lake Association, which was held in Schroon Lake June 17 – 19, 2016, was a great success. Councilman Friedman would like to follow up on the Upper Hudson Recreation Hub Resolution to make sure it was sent out to the Towns, Association of Towns and Villages, Adirondack Association of Towns and Villages, DEC and the APA. Councilman Friedman would like to follow up on the letters going out for the businesses who need to install grease traps in their establishments.

Supervisor Marnell moved to adjourn at 7:05 P.M., seconded by Councilman Sage; carried.

I, Patricia J. Savarie, do hereby certify the foregoing to be a true and correct transcript from the minutes now on file in my office and of the whole such original minutes.

Dated: July 15, 2016 \_\_\_\_\_