

Town Board Meeting held October 12, 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, Meg Wood and (Don Sage- excused)

Highway Superintendent: Dana Shaughnessy

Town Clerk: Patricia Savarie

Also Present: Jay Phibbs, Mark LaPlante, Skip and Fran Mahler, Albert May, Steven
Cass and Donald Davis

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

Resolution #211 Audit of Claim

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

General Fund \$40,242.23 Water \$2,939.09 Highway \$25,613.60 Sewer \$9,917.90
CDBG-RLF \$816.14

Resolution #212 Approval of Minutes

Councilman Friedman moved a resolution to accept the minutes of the Regular Board Meeting held September 12, 2016 at 6:00 P.M., Special Town Board Meeting held September 26, 2016 at 6:00 P.M. and Budget Workshop held October 6, 2016 at 1:00 P.M. seconded by Councilwoman Wood ; carried. (Councilwoman Phibbs- Abstained)

Resolution #213 Approval for a Water/Sewer Tap for 30 Center Street

Councilman Friedman moved a resolution to approve a hook up for water and sewer for Jeremy Dickson at 30 Center Street, seconded by Councilwoman Wood; carried.

Resolution #214 INTRODUCING PROPOSED LOCAL LAW NO. 2 OF 2016 ENTITLED "A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C"

The following resolution was offered by Supervisor Marnell, who moved its adoption.

Upon the passage of a motion to consider from the floor, and the same appearing proper and necessary.

BE IT RESOLVED that the Town of Schroon Town Board hereby introduces proposed Local Law No. 2 of 2016 entitled "A Local To Override the Tax Levy Limit Established in General Municipal Law §3-c," reading and provided as follows:

"TOWN OF SCHROON LOCAL LAW NO. 2 OF 2016"

A Local Law To Override the Tax Levy Limit Established in General Municipal Law §3-c.

BE IT ENACTED, by the Town of Schroon Town Board as follows:

Section 1. Legislative Intent.

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Schroon pursuant to General Municipal Law §3-c, and to allow the Town of Schroon to adopt a budget for the fiscal year 2017 that requires a real property tax levy in excess of “tax levy limit” as defined by General Municipal Law §3-c.

Section 2. Authority.

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

Section 3. Tax Levy Limit Override - Budget Authorization.

The Town Board of the Town of Schroon hereby overrides the tax levy limit for the Town of Schroon for 2017 and authorizes the Town of Schroon, after completing all required procedures for the adoption of a budget, to adopt a budget for 2017 that requires a tax levy that is greater than the tax levy limit calculated for 2017 pursuant to §3-c of the General Municipal Law.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, form or corporation, or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

BE IT FURTHER RESOLVED that the Town Board of the Town of Schroon shall hold and conduct a public hearing on the foregoing proposed local law on the 10th day of November, 2016, at 5 o'clock in the forenoon of that day, to hear any and all persons concerning the same; and

BE IT FURTHER RESOLVED that the Clerk of the Town of Schroon will publish a notice of such hearing in the designated Town newspaper at least five days prior to said hearing.

This resolution was duly seconded by Councilwoman , and adopted upon a roll call vote as follows:

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

Resolution #215 Public Hearing for Proposed Local Law #2 of 2016

Councilwoman Phibbs moved a resolution to set a public hearing on Local Law #2 to override the 2% Tax cap for November 10, 2016 at 5:00 PM, seconded by Councilman Friedman; carried.

NOTICE OF PUBLIC HEARING

PROPOSED LOCAL LAW NO. 2 OF 2016

PLEASE TAKE NOTICE that the Town Board of the Town of Schroon, New York, will meet at the Town Hall, 15 Leland Avenue, Schroon Lake, New York, on the 10th day of November, 2016, at 5:00 P.M. for the purpose of conducting a Public Hearing on introducing proposed Local Law No. 2 of 2016 entitled “A Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-C”.

PLEASE TAKE FURTHER NOTICE that at said Public Hearing to be held at the time and place set forth above, the Town Board will consider this Local Law and hear all parties interested therein concerning the same.

PLEASE TAKE FURTHER NOTICE that a copy of the full text of proposed Local Law No. 2 of 2016 may be obtained upon request from the Town Clerk of the Town of Schroon.

Resolution # 216 Increase Fee to \$15.00 for all Refrigeration/Cooling Units at Transfer Station

Councilwoman Wood moved a resolution to increase the fee to \$15.00 for all Refrigeration/Cooling Units at Transfer Station, seconded by Councilman Friedman; carried.

Resolution #217 Approve Electronic Contract with Evolution Recycling

Councilwoman Wood moved a resolution to approve the electronic contract with Evolution Recycling at the cost of \$.25 a pound, seconded by Councilman Friedman; carried.

Resolution #218 Advertise to bid out Beach Concession

Councilman Friedman moved a resolution to go out for bid for the 2017 Beach Concession Stand for a one or three year contract, seconded by Councilwoman Wood; carried.

TOWN OF SCHROON

BEACH CONCESSION

The Town Board of the Town of Schroon is accepting bids for the Beach Concession for the 2017 summer season for a one year and a three year bid. Bids clearly marked “Beach Concession Bid” may be mailed to P.O. Box 578, Schroon Lake, N.Y. 12870, or hand delivered to the Town Clerk on or before December 12, 2016 at 1:00 P.M. at which time the bids will be publicly opened and possibly awarded at the next Regular Town Board Meeting.

Specifications for the Beach Concession are available at the Town Clerk’s Office upon request. The Town Board reserves the right to accept and/or reject all bids.

Resolution #219 Accept Building and Codes Report

Councilwoman Phibbs moved a resolution to approve the Quarterly Report for Zoning/Building Fire Codes Department, seconded by Councilwoman Wood; carried.

Resolution #220 Temporary Appointment for Court Clerk

Councilwoman Phibbs moved a resolution to appoint Maureen Palmatier for temporary Court Clerk for a month at the rate of \$12.30 an hour, effective October 14, 2016, seconded by Councilman Friedman; carried.

Resolution #221 Advertise for Zoning Board of Appeals Member

Councilwoman Wood moved to advertise for a member for the Zoning Board of Appeals Member, seconded by Councilman Friedman; carried.

The Town of Schroon

is seeking a volunteer to serve on the
Zoning Board of Appeals
anyone interested in the position
please send a letter of interest to
Michael Marnell,
Town of Schroon, PO Box 578,
Schroon Lake, NY 12870

Resolution #222 Accept Diane Tyrrell for Revolving Loan Fund Committee Member

Councilwoman Phibbs moved a resolution to accept Diane Tyrrell for a member of the Revolving Loan Committee to replace Kathy Shiells, seconded by Councilwoman Wood; carried.

Report on the Adirondack Marathon

Councilman Friedman stated the Marathon attendance was down but that it went well and the weather was great and they had many wonderful volunteers for the event.

Acknowledge Letter from Lawyer on Noise Ordinance

Supervisor Marnell stated they had heard from the Town Attorney, Mark Schachner, on the Noise Ordinance and it was recommended by him to not have an ordinance unless we had someone to enforce it.

Broadband Update

Councilwoman Wood stated that a new representative had been hired for SLIC and his name was Kevin Lynch he expects to be done by March of 2017.

Resolution # 223 Approve Superior Plus Energy for Fuel Purchases on State Contract

Councilman Friedman moved a resolution to approve Fuel to Superior Plus Energy Services on State Contract, seconded by Councilwoman Wood; carried.

Resolution #224 Approval of North Country Life Flight

Councilwoman Phibbs moved a resolution to accept the North Country Life Flight Contract in the amount of \$500.00, seconded unanimously ; carried

Resolution #225 Transfer Employee from Parks to Highway

Councilman Friedman moved a resolution to transfer Lance Gould from Parks to Highway effective November 2, 2016 at the rate of \$18.48 an hour, seconded by Councilwoman Phibbs; carried.

Resolution # 226 Accept bids for HVAC

Councilman Friedman moved a resolution to accept the HVAC bid from D and E Technologies

Heating, Ventilation and Air Conditioning for \$216,100.00, seconded by Councilwoman Wood; carried.
(Councilwoman Phibbs-Abstained)

Resolution #227 Reject bid for Plumbing

Councilman Friedman moved a resolution to reject the Plumbing bid from D and E Technologies Plumbing in the amount of \$132,400.00, seconded by Councilwoman Wood; carried. (Councilwoman Phibbs-Abstained)

Plumbing for Town Hall Addition

Supervisor Marnell stated he will get the cost for materials for the plumbing job and the Town may sub-contract out with a plumbing firm.

Resolution #227 Public Hearing for 2017 Budget

Councilwoman Wood moved a resolution to hold a Public Hearing for the 2017 Town of Schroon Budget Thursday, November 10, 2016, at 5:30 PM., seconded by Councilwoman Phibbs; carried.

PUBLIC HEARING ON 2017 Town of Schroon Budget

Pursuant to the town board resolution of October 13, 2016, the Town Board of the Town of Schroon will hold a public hearing on the proposed Town Budget for 2017. All citizens and especially senior citizens are invited to attend and provide the Board with written and oral comments on the budget.

The budget hearing will be held in the meeting room of Town Hall, 15 Leland Avenue, Schroon Lake, NY on Thursday, November 10, 2016, at 5:30 PM. The Regular Town Board Meeting will follow after the Budget Hearing at 6:00 P.M.

The Town Budget may be reviewed at the office of the Town Clerk during the regular office hours. All persons wishing to speak at this meeting will be permitted to do so.

Resolution #228 Go out to bid for New Truck for Highway

Councilwoman Wood moved a resolution to go out to bid for one new 2017 or 2016 4 wheel drive 350 Red V8 Automatic Truck for the Highway Department which will be paid for out of the Highway fund balance, seconded by Councilman Friedman; carried.

NOTICE TO BIDDERS

Notice is hereby given pursuant to Section 103 of the General Municipal Law that the TOWN OF SCHROON will accept sealed bids for ONE NEW 2017 and 2016 4 wheel drive 350 Red V8 Automatic Truck.

Specifications and proposal forms may be obtained from the Town Clerk, TOWN OF SCHROON.

Sealed bids must be filed in the office of the Town Clerk on or before 1:00 PM November 7, 2016. After which time the bids will be publicly opened and read aloud. The bid will be awarded at the Town Board meeting on November 10 at 6:00 PM successful bidder will be notified promptly by letter and must be prepared to enter into a contract to furnish the required material or services.

The Town of Schroon reserves the right to reject or to waive any in formalities in any and all bids if in the best interest of the Town of Schroon. Bids should be clearly marked BID ENCLOSED: ONE NEW 2017 and 2016 4 wheel drive 350 Red V8 Automatic Truck.

Resolution #229 Rental of Sidewalk Plow for Highway

Councilwoman Phibbs moved a resolution to rent a sidewalk plow for \$750.00 a month to come out of the Highway Budget, seconded by Councilwoman Wood; carried.

Workshop on Fund Raising for Non-Profit Organizations

Councilman Friedman stated that there was a workshop on fund raising for non profit organizations and some of the Library Board attended it. There was great information and he would hope the Library puts together a plan to raise money for the Library addition.

Councilwoman Wood moved to adjourn at 6:26 P.M., seconded by Supervisor Marnell; 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: October 18, 2016 _____

Town Clerk