

**HORICON TOWN BOARD  
REGULAR MEETING & PUBLIC HEARING**

**FEBRUARY 18, 2016  
7:00 PM**

Present at meeting: Matthew Simpson Supervisor  
Frank Hill Councilperson  
Robert Olson Councilperson  
Kenneth Higgins Councilperson  
Sylvia Smith Councilperson  
Krista Wood Town Clerk

Also: HS Paul Smith, Assessor Christine Hayes, ZA Jim Steen, Teri Schuerlein, Tom Johansen, John Donovan, Jane and Thad Smith, Bill McGhie, Dan Freebern, Joan Johnson, Joyce Greenidge, Bob Smith, Tom Jarrett, and Jason Dell.

Supervisor Simpson called the meeting to order at 7:00 PM.

Supervisor Simpson took a moment to recognize Mr. William Bruce who passed away recently. Throughout the years Mr. Bruce served on the Zoning Board, the Planning Board, and he served as Planning Board Chair. Supervisor Simpson noted that he did many good things for the Town and he will be missed.

A Motion was made by Councilperson Smith, seconded by Councilperson Olson, to go into session as the Local Board of Health. The Board moved into session as **Local Board of Health** at 7:01 PM.

1) Public Hearing - Septic Variance at 148 East Shore Dr., Adirondack / tax map #36.3-3-39

Jason Dell, Lansing Engineering, briefly reviewed the proposed system once again. ZA Steen stated there were no comments from surrounding landowners. There were no comments from the audience. Supervisor Simpson will leave this Public Hearing open for now.

2) Public Hearing - Septic Variance at 712 East Shore Dr., Adirondack / tax map #20.13-1-23

Tom Jarrett, Jarrett Engineers, briefly reviewed the proposed system once again. ZA Steen stated there were no comments from surrounding landowners. There were no comments from the audience.

There being no further comments, a Motion was made by Councilperson Hill, seconded by Councilperson Olson to close both Public Hearings. Public Hearings were closed at 7:09pm.

**RESOLUTION #38-2016**

Councilperson Olson and Councilperson Higgins introduced Res. No. 38 and moved its adoption: **RESOLUTION TO GRANT VARIANCE FOR AN ALTERNATIVE SEPTIC SYSTEM AT 148 EAST SHORE DR.** RESOLVED, that the Horicon Town Board, based on the receipt of a set of stamped plans from Lansing Engineering (dated 01-14-2016), and the \$100.00 variance fee, does hereby grant a variance for an alternative septic system at 148 East Shore Road in Adirondack, NY (Tax Map #36.3-3-39) because the strict application of the minimum setback requirements would result in a specified practical difficulty to the applicant. Further, the alternative proposed would not be materially detrimental to the purpose of this regulation, or to the property or natural resources in the area in or near the site of the proposed individual sewage disposal system, or otherwise conflict with the description, purpose, or the objectives of any plan or policy of the Town, and that the alternative proposed is the minimum variation which would alleviate the specified practical difficulty as found by the Board to affect the applicant.

Ayes: 5 (Olson, Higgins, Hill, Smith, Simpson) Nays: 0

**RESOLUTION #39-2016**

Councilperson Olson and Councilperson Higgins introduced Res. No. 39 and moved its adoption:

**RESOLUTION TO GRANT VARIANCE FOR AN ALTERNATIVE SEPTIC SYSTEM AT 712 EAST SHORE DR.**

RESOLVED, that the Horicon Town Board, based on the receipt of a set of stamped plans from Jarrett Engineers (#15-036 dated 01-29-2016), and the \$100.00 variance fee, does hereby grant a variance for an alternative septic system at 712 East Shore Road in Adirondack, NY (Tax Map #20.13-1-23) because the strict application of the minimum setback requirements would result in a specified practical difficulty to the applicant. Further, the alternative proposed would not be materially detrimental to the purpose of this regulation, or to the property or natural resources in the area in or near the site of the proposed individual sewage disposal system, or otherwise conflict with the description, purpose, or the objectives of any plan or policy of the Town, and that the alternative proposed is the minimum variation which would alleviate the specified practical difficulty as found by the Board to affect the applicant.

Ayes: 5 (Olson, Higgins, Hill, Smith, Simpson) Nays: 0

A Motion was made by Councilperson Olson, seconded by Councilperson Higgins, to move back into **regular session**. The Board moved back into regular session at 7:15PM.

**Approval of Minutes:** Minutes of January 21, 2016 were approved by Motion of Councilperson Hill and Councilperson Smith, all Ayes.

**Approval of February 18, 2016 Vouchers and Abstracts:**

**RESOLUTION #40-2016**

Councilperson Olson and Councilperson Hill introduced Res. No. 40 and moved its adoption:

**RESOLUTION TO AUTHORIZE PAYMENT OF FEBRUARY ABSTRACTS**

RESOLVED, that the Town Board does hereby authorize payment of the February 18, 2016 Vouchers and Abstracts as follows:

General Abstract	2	\$ 63,958.82
Highway Abstract	2	\$ 45,819.99
HA Fund	2	\$ 345.00

Ayes: 5 (Olson, Hill, Higgins, Smith, Simpson) Nays: 0

**Correspondence to the Board:**

- Library Board of Trustees RE: Election of Trustees for 2016
- Laberge Group RE: Preliminary project cost for Upper Dam project

**Resolutions:**

**RESOLUTION #41-2016**

Councilperson Higgins and Councilperson Smith introduced Res. No. 41 and moved its adoption:

**RESOLUTION TO AUTHORIZE CONTRACT WITH GLENS FALLS ANIMAL HOSPITAL**

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize Supervisor Simpson to sign the contract with Glens Falls Animal Hospital for the handling of unidentified dogs. This agreement will be in effect for the 2016 calendar year.

Ayes: 5 (Higgins, Smith, Hill, Olson, Simpson) Nays: 0

**RESOLUTION #42-2016**

Councilperson Hill and Councilperson Olson introduced Res. No. 42 and moved its adoption:

**RESOLUTION TO AUTHORIZE POSTING OF ROADS**

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Highway Superintendent to advertise and post the Town Roads for spring conditions when warranted.

Ayes: 5 (Hill, Olson, Higgins, Smith, Simpson) Nays: 0

**RESOLUTION #43-2016**

Councilperson Hill and Councilperson Olson introduced Res. No. 43 and moved its adoption:

**RESOLUTION TO AUTHORIZE TOWN CLERK TO ATTEND TRAINING**

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Town Clerk to attend a NYSTCA training session in Albany on March 7, 2016. The cost of the training is \$35.00 plus reimbursement for mileage.

Ayes: 5 (Hill, Olson, Higgins, Smith, Simpson) Nays: 0

**RESOLUTION #44-2016**

Councilperson Olson and Councilperson Higgins introduced Res. No. 44 and moved its adoption:

**RESOLUTION TO AUTHORIZE BUDGET AMENDMENT FOR ROOF AND INSULATION REPAIR PROJECT**

WHEREAS, the Town Board has awarded the bid for the Town Hall roof insulation and repair project, and the necessary Budget amendment must be made to fund the project, now, therefore be it RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the Bookkeeper to make the following Budget amendment in the General Fund to reduce the unexpended fund balance and increase expenditures in the amount of \$39,800.00 to fund the Town Hall roof insulation and repair project:

Debit	A599	Appropriated Fund Balance	\$39,800.00
Credit	A1620.400	Buildings-Contractual	\$39,800.00

Ayes: 5 (Olson, Higgins, Hill, Smith, Simpson) Nays: 0

***Committee Reports...***

-Councilperson Sylvia Smith reported the Occupancy Tax application is ready. She said a request came in from North Country Arts for support of emerging artists in the amount of \$250.00. She and Councilperson Hill have finalized a sign design for the Town at a quoted price of \$2,985.00.

Councilperson Smith noted the Committee is still working on a name for the Horicon summer event, and they hope to have the details wrapped up at their next meeting. She said the specs on the playground are complete, but the pricing may need to be updated. The ad has been placed for a Lifeguard for the Brant Lake beach and the school has been notified of the opening. Lastly, Councilperson Smith noted the dedication of the Ellsworth Reading Room at North Warren Central School will be March 12<sup>th</sup>.

-Councilperson Hill said he feels there should be something more than the small box for the Boat Launch for the Stewards. He said he feels there should be a small building, approximately 8'x10', built for them to get out of the weather and store their things. There was brief discussion on this and the Board will hold off on doing anything permanent until after DEC paves the parking lot.

-Councilperson Olson advised the Board of ongoing issues the Highway Department is having with a logger on a Town Road, and suggested a letter be sent to the property owner in an effort to get the

logger to abide by rules and regulations. He noted that NYS DOT has been contacted about the possibility of putting a turn lane on Route 8 onto Town Shed Road, but the Highway Dept has learned this will not be an option. Therefore, he said the Highway Department cleared some trees to create a sight line for the trucks as they pull out onto Route 8. Lastly, Councilperson Olson said HS Smith has located a used vibratory roller that can be used for compacting base and blacktop that he would like to take a look at. He is asking for approval from the Board for the Highway mechanic and one other person to go down near Long Island to look it over. The Board had no objection.

-Supervisor Simpson said he just returned from the Association of Towns training in New York and discussed a few of the things he learned. He also discussed the unused Occupancy Tax funds, noting it does not do the Town any good to accumulate the funds unless there is a project. He said he would like to see the surplus occupancy tax funds used for a plan for the park/recreation area in Adirondack.

***Old Business...***

***Sand Bids:***

**RESOLUTION #45-2016**

Councilperson Olson and Councilperson Hill introduced Res. No. 45 and moved its adoption:

**RESOLUTION TO AWARD SAND BID**

WHEREAS, the Town Board legally advertised for bids for processed sand for highway use, and one bid was received and publicly opened on February 18<sup>th</sup> at 7:50 PM, NOW, THEREFORE BE IT RESOLVED, that the Town Board does hereby award the 2016 sand bid to Berness Bolton Excavating Co, Inc. for a bid of \$4.00 per yard pending receipt of written notification from Berness Bolton Excavating the sand will be screened and loaded for this price as well.

Ayes: 5 (Olson, Hill, Higgins, Smith, Simpson) Nays: 0

***Contract for Engineering Services with Cedarwood:***

**RESOLUTION #46-2016**

Councilperson Olson and Councilperson Higgins introduced Res. No. 46 and moved its adoption:

**RESOLUTION TO AUTHORIZE SUPERVISOR TO SIGN CONTRACT WITH CEDARWOOD ENGINEERING**

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize Supervisor Simpson to sign the contract with Cedarwood Engineering. This contract will be in effect for the 2016 calendar year.

Ayes: 5 (Olson, Higgins, Hill, Smith, Simpson) Nays: 0

-Supervisor Simpson said the accounting program is now set and there should be no additional hours needed by the Bookkeeper outside of her normal one day per week.

-Councilperson Smith asked Councilperson Olson if he had made a decision on requesting reports from the appointed employees such as the Dog Control Officer, Museum Director, etc. Councilperson Olson said he has met with Darian Granger (Dog Control) and he will be submitting a quarterly report, but he has not spoken to Tom Johansen (Museum). Tom Johansen was in attendance and he will submit a report at the end summer.

***New Business...***

***Occupancy Tax Application packet:***

**RESOLUTION #47-2016**

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Councilperson Olson and Councilperson Hill introduced Res. No. 47 and moved its adoption:

**RESOLUTION TO ADOPT OCCUPANCY TAX APPLICATION**

RESOLVED, that the Town Board of the Town of Horicon does hereby adopt the Occupancy Tax Application form to be used in determining distribution of occupancy tax funds.

Ayes: 5 (Olson, Hill, Higgins, Smith, Simpson) Nays: 0

**RESOLUTION #48-2016**

Councilperson Smith and Councilperson Olson introduced Res. No. 48 and moved its adoption:

**RESOLUTION TO AUTHORIZE EXPENDITURE TO NORTH COUNTRY ARTS**

RESOLVED, that the Town Board of the Town of Horicon does hereby authorize the expenditure of \$250.00 to North Country Arts. This will come from occupancy tax funds (A6412.4).

Ayes: 5 (Smith, Olson, Hill, Higgins, Simpson) Nays: 0

Joan Johnson – Library Trustees: Joan Johnson asked the Board to reconsider putting the hours back on the Library sign. There was brief discussion and the Board said they would get one made.

**Privilege of the Floor**

-Jane Smith told the Board that on March 2<sup>nd</sup> members of the public will be reading to the kids at North Warren Central School if anyone would like to participate.

-Dan Freebern asked what the projected cost of the dam repairs is and where the money will come from. Supervisor Simpson said the projected cost is approximately \$154,000.00, and he feels there will be enough money in unexpended fund balance to cover the cost without a BAN.

-John Donovan gave an update on the status of the 1881 Union Church project.

-Teri Schuerlein asked if the chain link fence around the Mill Pond could be replaced. There was brief discussion as to what could be done. She and Councilperson Olson will work together to come up with some solutions.

**Executive Session...**

Councilperson Hill made a motion, seconded by Councilperson Olson, to move to Executive Session to discuss the employment history of a particular employee. The Board moved to Executive Session at 8:25 PM.

The Board returned from Executive Session at 8:50 PM and Councilperson Olson made a motion to return to Regular Session, seconded by Councilperson Higgins, all in favor. The Board discussed the employment history of a particular employee, no action was taken.

**Additional New Business...**

**RESOLUTION #49-2016**

Councilperson Smith and Councilperson Olson introduced Res. No. 49 and moved its adoption:

**RESOLUTION TO APPROVE MOU WITH WARREN COUNTY SWCD**

RESOLVED, that the Town Board of the Town of Horicon does hereby approve the Memorandum of Understanding between the Town and Warren County Soil and Water to provide funding up to and

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including \$18,000.00 for the agreed upon stormwater improvement projects located on Duell Hill Road subject to Town Counsel's revisions and approval.

Ayes: 5 (Smith, Olson, Hill, Higgins, Simpson) Nays: 0

***Adjourn...*** There being no further business to attend to the meeting was adjourned at 9:02 by MOTION of Councilperson Higgins and Councilperson Hill, all in favor.

Respectfully Submitted:

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Town Clerk