

TOWN OF LAKE LUZERNE
SPECIAL TOWN BOARD MEETING
JANUARY 19, 2010

SUPERVISOR MERLINO CALLED MEETING TO ORDER AT 10:00 AM WITH THE FOLLOWING MEMBERS PRESENT: COUNCILMAN WATERHOUSE, COUNCILMAN MCLAIN, COUNCILMAN DIEHL. ALSO PRESENT: ATTORNEY FOR THE TOWN RUSSELL THARP JR.

THE PURPOSE OF THIS MEETING IS TO DISCUSS A PROPOSAL TO LEASE THE FORMER TOWN HALL BUILDING AT 51 MAIN STREET TO A NOT FOR PROFIT CORP. FOR USE AS AN ADIRONDACK FOLK SCHOOL IN CONJUNCTION WITH ADIRONDACK COMMUNITY COLLEGE AND ADIRONDACK MUSEUM AT BLUE MOUNTAIN LAKE.

SUPERVISOR ASKED IF THERE WERE ANY CHANGES FROM THE PROPOSAL MADE AT THE LAST REGULAR TOWN BOARD MEETING. JAMES MANDLE ADVISED THAT HE HAS MET WITH PRESIDENT OF ACC AND THEY ARE ON BOARD WITH THE PROJECT AND OUTLINED MORE SPECIFICALLY THEIR PARTICIPATION. ACC WILL NOT BE SIGNING THE LEASE. IT WILL BE A 501 C3 CORP. ADIRONDACK FOLK SCHOOL. ACC WILL BE BEHIND THE SCENES WITH PAPERWORK, REGISTRATION, GRANT WRITERS, PUBLIC RELATIONS BUT NOT PROVIDING DOLLARS FOR RENT AT THIS TIME. THE CORP IS ASKING FOR SUPPORT OF THE BOARD AND LENIENCY IN THE EARLY DAYS OF GETTING THE PROGRAM OFF THE GROUND. HE WOULD LIKE TO STRUCTURE SOMETHING SLIGHTLY DIFFERENT THAN WAS PREVIOUSLY PROPOSED. A LEASE AGREEMENT SIMILAR TO WHAT WAS DONE AT THE NORTH HOUSE STARTING AT A DOLLAR A YEAR WITH IMPROVEMENTS MADE TO THE BUILDING PAID FOR BY THE SCHOOL, INSIDE MAINTENANCE PAID FOR BY THE SCHOOL.

SANDY SHERMAN - ACC INTENDS TO OFFER REGISTRATION, CREDIT CARDS MAINTENANCE, CATALOGUES ADVERTISING, PROMOTIONS, GRANT WRITERS, AN ENORMOUS WEALTH OF SUPPORT. THIS WILL HELP NOT ONLY LAKE LUZERNE, BUT ALSO THE SURROUNDING COMMUNITIES.

MR. MANDLE – THE PRESIDENT OF ACC WILL BE A BOARD MEMBER.

COUNCILMAN MCLAIN – BUT THEY ARE NOT GIVING ANY FINANCIAL SUPPORT?

MR. MANDLE- THEIR FINANCIAL SUPPORT IS IN A DIFFERENT WAY.

THEY ARE OFFERING TREMENDOUS VALUE FOR WHAT THEY ARE DOING IN PUBLIC RELATIONS WORK, PAPERWORK, COMPUTER ASSISTANCE AND LINKS, GRANT WRITING, WE ARE GETTING IN KIND SERVICES.

TOWN OF LAKE LUZERNE
SPECIAL TOWN BOARD MEETING
JANUARY 19, 2010

SUPERVISOR MERLINO - SO THE PROPOSAL YOU GAVE BEFORE IS TOTALLY DIFFERENT THAN WHAT YOU ARE SAYING NOW?

MR. MANDLE – WE ARE LOOKING DIFFERENTLY FOR THE DOLLARS. WE ARE HOPING WE CAN DO WHAT THE NORTH HOUSE SCHOOL DID IN GRAND MORAIS. THE TOWN LEASED THE BUILDING FOR A DOLLAR, THE SCHOOL PAID THE EQUIVALENT OF THE PROPERTY TAXES, WE WOULD HANDLE INSIDE MAINTENANCE AND UPKEEP AND AFTER THE FIRST YEAR, WE WOULD HAVE A SLIDING SCALE OF RENT FROM THAT POINT FORWARD.

SANDY SHERMAN– THE HISTORY OF THE NORTH HOUSE SCHOOL IS THAT THE TOWN RECOGNIZED THE IMPORTANCE OF A SCHOOL IN THE SMALL TOWN AND HELPED GET IT GOING.

MR. MANDLE – WE WOULD TAKE RESPONSIBILITY FOR A FISCAL PLAN.

SUPERVISOR MERLINO- THE TOWN BOARD REALLY NEEDS TO GET TOGETHER ABOUT THIS BECAUSE WHAT YOU ARE SAYING IS TOTALLY DIFFERENT THAN BEFORE. THE IDEA AS GREAT FOR THE FUTURE OF THE TOWN, BUT THE BOARD HAS TO CONSIDER OTHERS IN THE TOWN WHO HAVE BEEN TURNED DOWN.

SUPERVISOR PROPOSED THAT THE PROJECT MOVE AHEAD SUBJECT TO ATTORNEY DRAWING A LEASE FOR ONE YEAR OR FROM APRIL TO DECEMBER TO BE REVIEWED AT THE END OF THE YEAR TO SEE HOW THE PROGRAM WORKED. THE HEAT, THE MAINTENANCE, ELECTRIC AND WHATEVER IS DONE TO THE BUILDING WOULD BE DISCUSSED WITH THE BOARD. THE SECOND OR THIRD YEAR OR 3RD YEAR OF THE CONTRACT WE WOULD KNOW BY THEN IF IT WAS GOING TO WORK AND THE TOWN BOARD HAS THE OPTION TO BACK AWAY IF IT LOOKS LIKE IT ISN'T. SUPERVISOR ASKED MARK MCLAIN TO WORK AS LIAISON TO THE GROUP.

MARK MCLAIN -- AFS DOES NOT YET EXIST AS A LEGAL ENTITY. YOU HAVE NO WAY TO SIGN A LEASE YET.

JAMES MANDLE – IF THE BOARD AGREED WITH THIS PROPOSAL, WE WOULD CALL ATTORNEY'S OFFICE TO START THE PAPERWORK. WE CAN'T SIGN FOR IT TODAY. WE JUST WANT YOUR BLESSING THAT THIS IS YOUR INTENT AND OUR INTENT WILL BE TO GO OUT AND FORM THE CORPORATION AND GET THE INSURANCE AND EVERYTHING ELSE WE NEED TO TALK ABOUT. YEAR TWO OR THREE WE COULD PAY THE EQUIVALENT OF THE PROPERTY TAXES SO THERE IS INCOME COMING IN.

TOWN OF LAKE LUZERNE
SPECIAL TOWN BOARD MEETING
JANUARY 19, 2010

WE NEED TO GET OFF THE GROUND AND THEN ANY DOLLARS WE CAN SPEND IN PROCURING GOOD INSTRUCTORS AND PROGRAMS THAT WILL BRING THE PUBLIC IN WE CAN USE THEN AS OPPOSED TO PAYING RENT. MARK ALSO MENTIONED AT THE END OF THE LAST MEETING MAYBE AN OPTION TO BUY DOWN THE ROAD.

COUNCILMAN MCLAIN – DO WE NEED A PUBLIC HEARING.?
SUPERVISOR MERLINO – WE DO NEED A PUBLIC HEARING WHICH WE SHOULD PUT ON FOR FEB. 8TH.

COUNCILMAN DIEHL - I CANNOT AGREE TO ANYTHING. I DO NOT HAVE A PROPOSAL IN FRONT OF ME TO VOTE ON. I HAVE TO SEE A SOLID PROPOSAL. IT'S ALL TOO LOOSE FOR ME.

ATTORNEY THARP – HOW MUCH MONEY ARE YOU GOING TO HAVE TO HAVE IN ORDER TO START THE OPERATION? THIS BOARD CANNOT LET ANYONE GO INTO THAT BUILDING WITHOUT INSURANCE IN PLACE TO INDEMNIFY THE TOWN TOTALLY. YOU ARE TALKING ABOUT HAVING KIDS AND ADULTS IN A BUILDING AND INDEMNIFYING THE TOWN AGAINST ANY LOSS. THAT IS GOING TO BE EXPENSIVE, BUT HAS TO BE IN PLACE IN ORDER TO SIGN A LEASE. THAT IS WHY I ASKED IF ACC WAS GOING TO BE INVOLVED WHICH WOULD ELIMINATE YOUR PROBLEM.

JAMES MANDLE – THEY ARE NOT INVOLVED WITH RENT, BUT THEY ARE CHECKING ON LIABILITY. MR. MANDLE IS WILLING TO PAY FOR THE INSURANCE. THEY WILL BE INSURED DAY ONE.

ATTORNEY THARP- WHEN I TALK ABOUT COMPLETE INDEMNIFICATION, THE TOWN WILL NOT BE RESPONSIBLE FOR SNOW PLOWING, WALKWAYS, OR STAIRS.. SO THE AGREEMENT THAT YOU WANT WOULD HAVE TO INDEMNIFY AND NOT INVOLVE THE TOWN IN THE OPERATION OF THE PREMISES EXCEPT FOR THE OBLIGATION OF EXTERIOR, ROOF REPAIRS, MAJOR THINGS LIKE THAT.

JAMES MANDLE – WE WILL TAKE THAT AND THE SNOWPLOWING.

SUPERVISOR MERLINO- IF WE SET A PUBLIC HEARING ON THEIR PROPOSAL FOR THE NEXT MEETING, AND THEY COME WITH THE REVISED PLAN WITH THEM TAKING CARE OF THE INSURANCE, ROOF, AND LEASING IT FROM US FOR A DOLLAR A YEAR FOR THE REST OF THIS YEAR.... EVEN IF YOU CAN HAVE THE PROPOSAL READY FOR THE PUBLIC HEARING IF IT IS NOT APPROVED BY OUR ATTORNEY, WE CAN'T APPROVE IT.

TOWN OF LAKE LUZERNE
SPECIAL TOWN BOARD MEETING
JANUARY 19, 2010

SANDY SHERMAN – IT IS GOING TO BE TOUGH TO GO BACK TO THE PRESIDENT OF ACC AND SAY THE TOWN IS MAYBE NOT SO SURE. THEY ARE GOING TO BE REALLY BIG FINANCIAL SUPPORTERS OF THIS.

SUPERVISOR – THE CONCEPT IS GOOD, BUT WE HAVE NOTHING IN FRONT OF US.

COUNCILMAN MCLAIN - I AM ABSOLUTELY FOR THIS BUT IF PEOPLE COME TO THE MEETING ABSOLUTELY AGAINST IT, WE HAVE TO CONSIDER IT.

MANDLE – I HAVE 160 SURVEYS OF THE TOWNSPEOPLE THAT ARE IN FAVOR OF IT.

ATTORNEY THARP – I GAVE YOU A SECTION OF TOWN LAW THAT DEALS WITH THE TOWN GIVING FRANCHISES, THE RIGHT TO USE PROPERTY, AND THE FACT THAT THERE HAS TO BE A PUBLIC HEARING.

COUNCILMAN DIEHL – WHAT ABOUT EVERYONE ELSE WHO HAS WANTED THE BUILDING?.

MR. MANDLE – IF WE CAN STRUCTURE SOMETHING NOW WITH DOLLAR AMOUNTS STARTING YEAR ONE, WOULD YOU BE ABLE TO VOTE ON IT NOW?

SUPERVISOR - NO.

SUPERVISOR – IF WHAT WE WERE VOTING ON WAS WHAT YOU GAVE US AT THE OTHER MEETING, WE COULD PROBABLY HAVE VOTED TO MOVE THIS TO WHOLE PROPOSAL TO A PUBLIC HEARING AND VOTE ON IT THAT NIGHT AFTER THE PUBLIC HEARING. BUT YOU CHANGED THIS AROUND. YOU HAVE TO COME IN WITH EXACTLY WHAT YOU ARE PROPOSING. YOU SHOULD GET WITH OUR ATTORNEY AND THEN WHEN YOU PRESENT IT TO US, YOU ARE ALSO PRESENTING IT AT THE PUBLIC HEARING AND WE CAN GET FEED BACK THEN.

ATTORNEY THARP– MY PROBLEM WITH YOUR ARGUMENT IS THAT AS A BUSINESS MAN, EVERY BUSINESS MAN RISKS MONEY AND TIME WHEN THEY COME FORWARD WITH A PROPOSAL TO BUY OR LEASE PROPERTY. YOU ALWAYS SPEND MONEY AND TAKE A RISK. WHY DON'T YOU FORM YOUR CORPORATION FIND OUT WHAT THE INSURANCE IS GOING TO BE, LIST ALL THOSE THINGS AND COME FORWARD AT A PUBLIC HEARING.

TOWN OF LAKE LUZERNE
SPECIAL TOWN BOARD MEETING
JANUARY 19, 2010

WHAT YOU ARE ASKING THE BOARD TO DO IS SUPPORT SOMETHING THAT YOU DON'T WANT TO TAKE THE RISK OF LOSING MONEY ON. WHEN YOU THOUGHT YOU HAD ACC BEHIND YOU, THAT MADE IT DIFFERENT.

MR. MANDLE - ACC IS BEHIND US. I AM MORE THAN HAPPY TO RISK THE MONEY, AND I HAVE.

ATTORNEY – THEN FORM THE CORPORATION. WHY DO YOU NEED TO KNOW YOU HAVE THE SUPPORT OF THE TOWN BOARD?.

MR. MANDLE – I NEED TO KNOW IF THE BOARD SUPPORTS IT. WHAT IS CONCERNING ME IS THAT EVERY TIME I COME I GET A DIFFERENT LIST OF WHAT IS NEEDED.

ATTORNEY THARP - YOU CHANGED THE ENTIRE BALL GAME IN THAT ACC DOES NOT FINANCIALLY SUPPORT THIS.

MR MANDLE - THEY ARE FINANCIALLY SUPPORTING THIS. THEY ARE NOT PUTTING THEIR NAME ON A LEASE. THEY ARE DEFINITELY, ABSOLUTELY SUPPORTING THIS . I WOULD LIKE TO MEET WITH RUSS AND IRON OUT WHAT IS NEEDED FOR THE NEXT MEETING. I JUST NEED TO KNOW WHAT THOSE THINGS ARE SO WE DON'T' HAVE TO GO FOR ANOTHER MEETING.

ATTORNEY THARP- THE QUESTION IS WHY DON'T YOU FORM YOUR CORPORATION AT YOUR EXPENSE GET A LIST OF WHAT THE EXPENSES ARE GOING TO BE AND MAKE YOUR PROPOSAL AT THE PUBLIC HEARING ON BEHALF OF THE NOT FOR PROFIT CORP THAT YOU FORM.

MR. MANDLE – WE ARE IN THE PROCESS RIGHT NOW OF FORMING A NOT FOR PROFIT CORP. WE HAVE TALKED TO AN ATTORNEY AND ACCOUNTANTS. WE HAVE TALKED TO OTHER SCHOOLS TO GET THEIR BUDGET AS A MODEL. WE HAVE TALKED TO INSTRUCTORS, INSURANCE AGENTS. WE ARE TRYING TO GET PREPARED. WE ARE JUST LOOKING FOR BOARD SUPPORT.

COUNCILMAN MCLAIN – WE NEED IT IN WRITING.

COUNCILMAN DIEHL - THE CHANGES FROM YOUR ORIGINAL PROPOSAL ARE TREMENDOUS. UNTIL WE GET THE NEW PROPOSAL AND AGREEMENT FROM OUR ATTORNEY, WE CAN'T ACT ON IT. YOU HAVE TO COME UP WITH A PROPOSAL WITH RUSSELL THAT WE CAN ACT ON.

TOWN OF LAKE LUZERNE
SPECIAL TOWN BOARD MEETING
JANUARY 19, 2010

ATTORNEY THARP – I WOULD ASK CONFIRMATION FROM ACC OF ALL THE THINGS WE SAID. IS THE PRESIDENT OF ACC WITHIN HIS BOUNDS TO GIVE YOU IN WRITING WHAT THEY ARE WILLING TO DO?

MR. MANDLE- DO YOU NEED THIS FOR A LEASE?. I WOULD LIKE TO SIT DOWN WITH RUSSELL AFTER THIS MEETING TO MAKE A “TO DO” LIST.

TOM CONDEN – I AM CERTAINLY IN SUPPORT OF THIS. IS IT A VIABLE WAY TO MOVE FORWARD TO HAVE RUSSELL SPEAK WITH AN ATTORNEY FOR ACC SO THAT RUSSELL CAN TALK TO DIRECTLY TO SO THEY KNOW THE TOWN’S INTENT ONCE THERE IS A CLARITY OF ISSUES SO WE CAN MOVE FORWARD FROM THIS MEETING WITH AN ACTION PLAN?

SANDY SHERMAN – ACC DOESN’T MUCH CARE IF THIS IS IN YOUR TOWN HALL, OR UP AT PENIEL, OR IN MY BACK YARD. WHERE IS THE BEST PLACE? JIM HAS WORKED HARD ON THIS TO REVITALIZE THE DOWNTOWN. I DON’T WANT TO MAKE THIS LOOK TO ACC LIKE THERE IS FRICTION BETWEEN THE TOWN AND THE PROJECT.

MR. MANDLE – I DON’T BELIEVE THAT ANYONE HERE IS AGAINST THE CONCEPT. BUT AS WE MOVE FORWARD, WE FIND SO MANY CHALLENGES WITH VARIOUS ENTITIES TO MAKE THIS THING GET OFF THE GROUND. WE DO HAVE AGREEMENT FROM THE COLLEGE . WE HAVE CONFIRMED WITH LETTERS BACK AND FORTH. WHAT OUR CHALLENGE IS, IS HOW WE STRUCTURE SOMETHING WITH THE TOWN FOR THE GOOD OF THE COMMUNITY. ONE OF THE WAYS WE ARE TRYING TO DO THAT IS TO MINIMIZE DOLLARS GOING OUT FOR RENT AT THE OUTSET. I DO UNDERSTAND THAT YOU HAVE HAD OTHER OPPORTUNITIES FOR THE BUILDING, I AM WILLING TO COME UP WITH SOME FINANCIAL MEANS WHETHER IT IS SMALL AMOUNTS OF MONEY GOING UP INCREMENTALLY.

COUNCILMAN MCLAIN - IN MY MIND IF YOU TAKE THIS ONE PAGE, CHANGE THE MONETARY AMOUNT, YOU WOULD ASSUME RESPONSIBILITY FOR THE COMPLEX, EVERYTHING, THAT IS WHAT I WOULD LOOK FOR. I ALSO WOULD LOOK FOR A DOCUMENT FROM ACC THAT THEY ARE COMMITTING TO PROVIDE THESE IN KIND SERVICES. THAT WOULD MAKE ME HAPPY .

Mr. MANDLE – I WOULD LIKE TO SIT WITH RUSSELL NOW TO MAKE SURE MY PROPOSAL WILL BE LEGALLY OK WITH THE BOARD.

TOWN OF LAKE LUZERNE
SPECIAL TOWN BOARD MEETING
JANUARY 19, 2010

THE TOWN CLERK WILL PUBLISH A LEGAL NOTICE IN THE POST STAR FOR PUBLIC HEARING , FEB 8TH AT 7:00 PM TO DISCUSS A PROPOSAL TO LEASE THE FORMER TOWN HALL AT 51 MAIN STREET FOR USE AS AN ADIRONDACK FOLK SCHOOL.

MR. MANDLE - IF I CAME BACK WITH THIS DOCUMENT AND RATHER THAN ASK FOR THE DOLLAR BUT OFFERED \$100 PER MONTH FOR YEAR ONE STARTING APRIL AND YEAR TWO, \$100 PER MONTH AND THE ADDITIONAL VALUE OF THE TAXES, WOULD THAT MAKE IT MORE PALATABLE FOR YOU.?

COUNCILMAN MCLAIN - THE MONETARY AMOUNT DOES NOT EFFECT ME AT ALL.

COUNCILMAN DIEHL – I AM NOT COMMITTING MYSELF TO A DOLLAR BECAUSE I DON'T THINK IT'S VIABLE. MARK AGREED TO A DOLLAR A YEAR, HE DOESN'T CARE AS LONG AS WE GET IT DONE. I AM MORE CONCERNED ABOUT PUBLIC OPINION AS TO OTHER PEOPLE WHO WANTED THE BUILDING, THE FACT THAT WE RENT SPACE FOR A DOLLAR A YEAR THAT IS WORTH MAYBE \$20 PR FT. I THOUGHT THE DOCUMENT YOU GAVE US BEFORE WAS GOOD, AND I WAS PREPARED TO FORGIVE THE TAX AMOUNT AND EVEN THOUGHT WE MIGHT AGREE WITH A FEW RESERVATIONS AND EXCUSE A START UP PERIOD OF 3 TO 6 MONTHS MAYBE BECAUSE THE INTENT IS GOOD FOR THE TOWN AND I AM FOR IT. THEN WE COULD COME UP WITH POSSIBLY A LEASE TO CONTINUE ON. THAT IS WHAT WAS ON MY MIND. WE COULDN'T VOTE TODAY BECAUSE WE NEED A PUBLIC HEARING.

THE BOARD TURNED TO ANOTHER DISCUSSION REGARDING THE LANGUAGE OF A PROPOSED LOCAL LAW ON THE LICENSING OF HOTELS AND MOTELS THAT RENT TO LEVEL 1,2,3 REGISTERED SEX OFFENDERS.

ATTORNEY THARP - THE PROPOSED LOCAL LAW WAS PREPARED AND RE-DRAFTED MAKING CHANGES AS NECESSARY TO COMPLY WITH THE TOWN ZONING ORDINANCE. OTHERWISE, IT IS QUITE SIMILAR TO THE TOWN OF COLONIE, IT WAS MODIFIED TO ELIMINATE MOTELS OF 40 OR 50 UNITS. IT DOES NOT SET A REGISTRATION FEE. THE TOWN BOARD WOULD SET THE FEE AND IT IS NOT IN THE LAW BECAUSE IT MAY CHANGE FROM TIME TO TIME. ALSO THE FACT WAS RAISED THAT THE FEE SHOULD NOT BE SO GREAT THAT IT FORCES PEOPLE OUT OF BUSINESS. IT WOULD REQUIRE THAT A SIGN BE POSTED IN A HOTEL LOBBY SAYING THAT THEY ARE A REGISTERED SEX OFFENDER

TOWN OF LAKE LUZERNE
SPECIAL TOWN BOARD MEETING
JANUARY 19, 2010

OCCUPANCY LICENSEE. I DON'T KNOW HOW MANY WILL APPLY IN LAKE LUZERNE. THIS COULD BE PREPARED AND HANDED OUT BEFORE A PUBLIC HEARING.

COUNCILMAN DIEHL - OCCUPANCY POINTS: YOU AMENDED THIS TO MOTELS WITH 8 OR LESS UNITS. I THINK IT SHOULD BE A HIGHER NUMBER OF UNITS IN CASE WE BUILD A NEW MOTEL WITH 12 OR 16. IT WAS 50 UNITS OR LESS ORIGINALLY WHICH COVERED THAT. AND THE POINT SYSTEM, IS THAT STILL THERE?

ATTORNEY THARP- YES, MOTELS OF 8 OR FEWER CANNOT HAVE MORE THAN 3 POINTS. I AM SAYING THAT IF YOU HAVE 8 OR FEWER ROOMS THEN YOU COULD HAVE 3 LEVEL SEX OFFENDERS OR 1 LEVEL 2, OR 1 LEVEL 3. THAT'S HOW I DRAFTED IT. NOW IF YOU HAVE MORE THAN 8, THEN I HAVE IT FOR 6 OCCUPANCY POINTS: 6 LEVEL 1'S , YOU COULD HAVE 3 LEVEL 2'S AND 2 LEVEL 3'S.

COUNCILMAN MCLAIN - YOU COULD GET RID OF THE 8 AND SAY THE MOST YOU CAN HAVE IS 3 OCCUPANCY AS THE MOST FOR ANY MOTEL. YOU WOULDN'T HAVE TO GET INTO WHETHER YOU HAVE 8 BEDROOMS OR 16. IT WOULD BE ANY. AND THE FINES ARE A BIT LOW.

ZEO SAHEIM - THE MAXIMUM FINE FOR ZONING IS \$250 PER INCIDENT PER WEEK.

ATTORNEY THARP - THIS IS A STAND ALONE LOCAL LAW.

ATTORNEY - LET'S CHANGE IT NOW SO WE CAN HAND IT OUT TO THE PUBLIC. HOTELS MOTELS AND OTHER LICENSED PREMISES AS DEFINED IN THIS CHAPTER ARE GRANTED A TOTAL OF 3 OCCUPANCY POINTS. THIS REQUIRES THAT THE ZEO AND SOMEONE FROM THE FIRE DEPT GO THROUGH THE ESTABLISHMENT. THE FINES WILL BE INCREASED TO A FIRST FINE OF NOT LESS THAN \$250.

ANOTHER CHANGE IS A SECOND FINE OF \$500.

ZEO SAHEIM WILL CONTACT COLONIE TO SEE IF THEY HAVE AN APPLICATION FORM AND THE FEES FOR THE APPLICATION.

THE TOWN BOARD CAN SET THE FEE FROM TIME TO TIME.

SUPERVISOR - WHAT ABOUT THE FEE? DO YOU WANT TO START WITH A \$1,500 PERMIT FEE?

TOWN OF LAKE LUZERNE
SPECIAL TOWN BOARD MEETING
JANUARY 19, 2010

ATTORNEY – THERE IS A LOT OF WORK INVOLVED. ZONING OFFICER HAS PRELIMINARY WORK AND THE TOWN CLERK WILL HAVE TO PROCESS THE APPLICATIONS FOR LICENSE.

COUNCILMAN DIEHL – IF SOMEONE RENTS TO 2 OR 3 REGISTERED SEX OFFENDERS WITH RENTS OF UP TO \$600 PR WK, THE INITIAL LICENSE FEE SHOULD BE \$3,000.

ATTORNEY – THIS EFFECTS MORE THAN JUST MOTELS.
ROOMING HOUSE, TOURIST HOUSE.

RESOLUTION #22 OF 2010 – RESOLVED UPON A MOTION BY COUNCILMAN MCLAIN, SECONDED BY SUPERVISOR MERLINO THAT A PUBLIC HEARING BE SET FOR FEBRUARY 8TH AT 7:00 PM ON LOCAL LAW #1 OF 2010 REQUIRING HOTEL/MOTEL TO PURCHASE A LICENSE IN ORDER TO RENT TO LEVEL 1,2,3 REGISTERED SEX OFFENDERS AS WELL AS A PUBLIC HEARING AT THAT SAME MEETING REGARDING THE POSSIBLE LEASE OF THE FORMER TOWN HALL, 51 MAIN STREET TO THE ADIRONDACK FOLK SCHOOL. ROLL CALL VOTE: COUNCILMAN WATERHOUSE, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN DIEHL, AYE, SUPERVISOR MERLINO, AYE.

ATTORNEY WILL DRAFT DOCUMENT FOR THE PUBLIC HEARING ON LOCAL LAW.

MEETING ADJOURNED ON A MOTION BY COUNCILMAN DIEHL, SECONDED BY COUNCILMAN MCLAIN, ALL IN FAVOR, AYE.

RESPECTFULLY SUBMITTED,

CYNTHIA SHERWOOD, TOWN CLERK