

TOWN OF LAKE LUZERNE
REGULAR TOWN BOARD MEETING AND PUBLIC HEARING
MAY 11, 2015

SUPERVISOR MERLINO CALLED MEETING TO ORDER AT 7 PM WITH THE FOLLOWING MEMBERS PRESENT: COUNCILMAN TRACKEY, COUNCILMAN CIRILLO, COUNCILMAN MCLAIN, COUNCILMAN WATERHOUSE. ALSO PRESENT ZEO SAHEIM

SUPERVISOR OPENED PUBLIC HEARING TO TAKE COMMENTS ON PROPOSED CHANGES TO THE TOWN ORDINANCE AS IT PERTAINS TO TOWN PARKS AND BEACHES. WITH NO COMMENTS AT THIS TIME, HEARING WILL REMAIN OPEN DURING THE MEETING.

SUPERVISOR INTRODUCED PAUL BERRY, SUPERINTENDENT OF HADLEY LUZERNE CENTRAL SCHOOL WHO GAVE AN OVERVIEW OF THE 2015-16 SCHOOL BUDGET AND ALSO TOOK QUESTIONS SOME OF WHICH WERE DIRECTED TO THE LITIGATION CHALLENGING THE ASSESSMENT OF A HYDRO DAM IN THE TOWN OF HADLEY THAT COULD HAVE AN IMPACT ON SCHOOL TAXES.

PAM MORIN OF THE WARREN COUNTY PLANNING DEPT, GAVE AN UPDATE OF THE TOWN'S LOCAL HISTORY DAY EVENTS IN JULY, RANCHES, RODEOS AND WRANGLERS WEEKEND; DEDICATION TO ANNA DENIS FULLER AKA "FALLING STAR", VETERANS TRAIN RIDE, THE HOBO PICNIC, AND A PUGS HUGS AND PUMPKINS PARADE IN OCTOBER. ALSO SPOKE ABOUT THE KIOSK BEING BUILT DOWNTOWN BY WARREN COUNTY.

RESOLUTION 61 OF 2015 RESOLVED UPON A MOTION BY COUNCILMAN WATERHOUSE, SECONDED BY COUNCILMAN TRACKEY TO AMEND the Ordinance for Regulation of Parks and Beaches in the Town of Lake Luzerne, New York.

SECTION 1 Amendment

Section 5 of the Ordinance for Regulation of Parks and Beaches in the Town of Lake Luzerne, New York is amended by addition of the underlined words as follows:

5. Performances Permitted Except by Permit

a. It shall be unlawful to conduct performances of any nature whatsoever, including but not limited to concerts, dramas, shows, parades, drills, reviews, speeches, playing of musical instruments, or the use of any device to broadcast music or any other audio or visual material within any park, beach or parking area except upon first obtaining a permit from the Town Clerk. In no instance shall such permit allow any of the aforementioned activities to be conducted at any time other than between the hours of 10:00 AM and 7:00 PM. The denial of such permit must be reasonable and to protect the public welfare.

SECTION 2 Amendment

Section 13 of the Ordinance for Regulation of Parks and Beaches in the Town of Lake Luzerne, New York is amended by deletion of the bracketed words as follows:

13. Alcoholic Beverages and Illegal Drugs

TOWN OF LAKE LUZERNE
REGULAR TOWN BOARD MEETING AND PUBLIC HEARING
MAY 11, 2015

Alcoholic beverages are prohibited within Town parks, playgrounds, beaches and parking areas [except when consumed with a meal in designated picnic areas. It shall be a violation of this ordinance to bring into use, or to contribute to the use of kegs of kegs or other liquid-dispensing devices for beer or other alcoholic beverages].

SECTION 3 Effective Date This amendment shall become effective upon its passage.

ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE.

SUPERVISOR CLOSED PUBLIC HEARING

RESOLUTION 62 OF 2015 - RESOLVED UPON A MOTION BY COUNCILMAN WATERHOUSE, SECONDED BY COUNCILMAN CIRILLO TO ACCEPT THE MINUTES OF TOWN BOARD MEETING OF APRIL 13TH. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 63 OF 2015 - RESOLVED UPON A MOTION BY COUNCILMAN TRACKEY, SECONDED BY COUNCILMAN MCLAIN TO PAY BILLS AS PRESENTED IN VOUCHERS NUMBERED 17776-17849. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 64 OF 2015 - RESOLVED UPON A MOTION BY COUNCILMAN WATERHOUSE, SECONDED BY COUNCILMAN MCLAIN TO AUTHORIZE SUPERVISOR MERLINO TO EXECUTE CONTRACT AGREEMENT WITH ANDREW LEWIS AQUATIC INVASIVE MANAGEMENT LLC FOR 2015 MILFOIL HARVEST IN LAKE LUZERNE. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 65 OF 2015 - RESOLVED UPON A MOTION BY COUNCILMAN WATERHOUSE, SECONDED BY COUNCILMAN TRACKEY TO AMEND RESOLUTION #9 OF 2013 TO DETAIL THE LANGUAGE PERTAINING TO HEALTH INSURANCE COVERAGE IN THE EMPLOYEE PROCEDURE POLICY, SECTION 13, PARAGRAPH C AS FOLLOWS: EMPLOYEES AND RETIREES UNDER THE AGE OF 65 WHO WISH TO TAKE ADVANTAGE OF HEALTH INSURANCE COVERAGE PROVIDED BY THE TOWN SHALL PAY A MINIMUM OF FIVE PERCENT OF THE PREMIUM PAID BY THE TOWN FOR SUCH COVERAGE. SUCH MINIMUM PERCENTAGE OF THE PREMIUM SHALL BE SUBJECT TO REVIEW AND REVISION AS DEEMED NECESSARY BY THE TOWN BOARD. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE.

TOWN OF LAKE LUZERNE
REGULAR TOWN BOARD MEETING AND PUBLIC HEARING
MAY 11, 2015

RESOLUTION 66 OF 2015 - RESOLVED UPON A MOTION BY COUNCILMAN CIRILLO, SECONDED BY COUNCILMAN MCLAIN TO PAY THE REMAINDER OF THE 2015 DOG CONTROL BUDGET IN THE AMOUNT OF 4,000 AT A RATE OF 500 PER MONTH TO JIM FITZGERALD OF THE WARREN COUNTY SPCA PENDING CONTRACT AGREEMENT. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 67 OF 2015 - RESOLVED UPON A MOTION BY COUNCILMAN TRACKEY, SECONDED BY COUNCILMAN WATERHOUSE, TO AUTHORIZE SUPERVISOR MERLINO TO EXECUTE 2015-16 WATER SUPPLY AGREEMENT WITH THE VILLAGE OF CORINTH FOR THE HUDSON GROVE WATER DISTRICT. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 68 OF 2015 - RESOLVED UPON A MOTION BY COUNCILMAN WATERHOUSE, SECONDED BY COUNCILMAN CIRILLO TO ACCEPT THE ABSTRACT OF WATER UTILITY BILLING IN THE HUDSON GROVE WATER DISTRICT IN THE AMOUNT OF \$39,587.00 . ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 69 OF 2015 – RESOLVED UPON A MOTION BY COUNCILMAN MCLAIN, SECONDED BY COUNCILMAN WATERHOUSE AUTHORIZING THE TOWN OF LAKE LUZERNE TO PARTICIPATE IN THE WARREN COUNTY GOVERNMENT EFFICIENCY PLAN AND SPECIFICALLY IN THE COOPERATIVE PURCHASING PLAN AND ADDING THERETO ANY EFFICIENCY PROJECT, SHARED SERVICES, OR COOPERATION AGREEMENTS SET FORTH IN THIS RESOLUTION AND AUTHORIZING THE TOWN OF LAKE LUZERNE OFFICIALS TO TAKE CERTAIN ACTIONS AND MAKE CERTAIN REPRESENTATIONS AND CERTIFICATIONS

WHEREAS LOCAL GOVERNMENTS IN NEW YORK STATE AND SPECIFICALLY IN WARREN COUNTY EITHER SINGULARLY JOINTLY OR AS PART OF A COUNTY INITIATIVE MUST SUBMIT AND USE BEST EFFORTS TO FULLY IMPLEMENT A GOVERNMENT EFFICIENCY PLAN TO BE SUBMITTED BY JUNE 1 2015 AS REQUIRED BY THE STATE PROPERTY TAX FREEZE CREDIT TO QUALIFY HOMEOWNERS TO RECEIVE A PROPERTY TAX CREDIT AND

TOWN OF LAKE LUZERNE
REGULAR TOWN BOARD MEETING AND PUBLIC HEARING
MAY 11, 2015

WHEREAS WARREN COUNTY HAS PROPOSED TO SUBMIT A GOVERNMENT EFFICIENCY PLAN ON ITS OWN BEHALF AS WELL AS ON BEHALF OF INTERESTED LOCAL GOVERNMENTS IN WARREN COUNTY AND DEMONSTRATE REQUIRED SAVINGS ON A PLAN WIDE BASIS FOR ALL PARTICIPATING LOCAL GOVERNMENTS BEGINNING ON 2017, 2018 AND 2019 WHEN FULLY IMPLEMENTED AS ALLOWED UNDER THE STATE PROPERTY TAX FREEZE PLAN AND

WHEREAS WARREN COUNTY'S GOVERNMENT EFFICIENCY PLAN WOULD INCLUDE 1) A COOPERATIVE PURCHASING PLAN AS PART OF A WARREN COUNTY COUNTYWIDE GOVERNMENT EFFICIENCY PLAN WHICH WOULD BID CERTAIN COMMODITIES ON BEHALF OF ALL PARTICIPATING WARREN COUNTY LOCAL GOVERNMENTS WITH THE OBJECTIVE OF ACHIEVING BETTER PRICING AND ADMINISTRATIVE EFFICIENCIES; 2) AN EFFICIENCY INITIATIVE BY WARREN COUNTY AND 3) EFFICIENCY INITIATIVES, SHARED SERVICES AND OR COOPERATION AGREEMENTS OF OTHER LOCAL GOVERNMENTS PARTICIPATING IN THE COUNTY PLAN AND

WHEREAS, THE TOWN OF LAKE LUZERNE DESIRES TO PARTICIPATE ON THE WARREN COUNTY GOVERNMENT EFFICIENCY PLAN AND SPECIFICALLY IN THE COOPERATIVE PURCHASE PLAN IN LIEU OF SUBMITTING ITS OWN EFFICIENTLY PLAN AS ALLOWED UNDER THE STATE TAX FREEZE CREDIT,

NOW, THEREFORE, BE IT RESOLVED, THAT THE TOWN OF LAKE LUZERNE SHALL PARTICIPATE ION THE WARREN COUNTY GOVERNMENT EFFICIENCY PLAN AND SPECIFICALLY IN THE COOPERATIVE PURCHASING PLAN AND BE IT FURTHER

RESOLVED THAT THE TOWN OF LAKE LUZERNE SHALL ALSO REQUEST THAT WARREN COUNTY INCLUDE IN ITS GOVERNMENT EFFICIENCY PLAN THE FOLLOWING EFFICIENCY PROJECTS SHARED SERVICES OR COOPERATION AGREEMENTS IN ADDITION TO THE COOPERATIVE PURCHASING PLAN.:

RESOLUTION 57 OF 2015 – RESOLVED UPON A MOTION BY COUNCILMAN WATERHOUSE, SECONDED BY COUNCILMAN MCLAIN TO ALLOW THE SHARING OF EQUIPMENT OR WORKERS WITH THE TOWN OF HADLEY AT THE DISCRETION OF THE HIGHWAY SUPERINTENDENT AS FOLLOWS: A resolution authorizing the Highway Superintendent to engage in mutual assistance and the sharing of resources with the Highway Superintendent of the Town of Hadley.

WHEREAS, there is a growing recognition of the need for local governments to make the most efficient use of the resources available to them; and
WHEREAS, the State of New York has imposed a property-tax cap which compels municipalities to devise additional strategies by which to reduce the cost of local

TOWN OF LAKE LUZERNE
REGULAR TOWN BOARD MEETING AND PUBLIC HEARING
MAY 11, 2015

government; and WHEREAS, the sharing of services between and among neighboring municipalities can result in additional savings to their respective taxpayers; and

WHEREAS, mutual assistance and sharing of resources by local highway departments has been found to increase the efficiency by which the infrastructure of neighboring municipalities can be maintained.

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Lake Luzerne hereby authorizes the Highway Superintendent to enter into any agreement with the Highway Superintendent of the Town of Hadley, Saratoga County, at any time and under any circumstances which he sees fit, to lend, borrow Or share any vehicle, machine, part, tool or other equipment utilized in the delivery of services their respective departments provide, in such a manner that the sharing of such resources between the two towns are equal over time, and to utilize such personnel as may in his best judgment be necessary to effectuate the same.

ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE

RESOLVED THAT THE CHIEF EXECUTIVE OFFICER AND/OR BUDGET OFFICER AND /OR CHIEF FINANCIAL OFFICER IS AUTHORIZED TO 1) ANALYZE AND REPORT SAVINGS FROM ANY EFFICIENCY INITIATIVES, SHARED SERVICES AND OR COOPERATION AGREEMENTS THAT THE TOWN OF LAKE LUZERNE IS UNDERTAKING OR PARTICIPATING IN; 2) REPRESENT AND/OR CERTIFY THAT THE TOWN OF LAKE LUZERNE AGREES TO UNDERTAKE ITS BEST EFFORTS TO FULLY IMPLEMENT THE SAID EFFICIENCY INITIATIVES, SHARED SERVICES AND OR COOPERATION AGREEMENTS AS REQUIRED UNDER THE PROPERTY TAX FREEZE CREDIT; 3) PROVIDE SUCH DOCUMENTATION AND OTHER INFORMATION THAT MAY BE REQUIRED BY THE COUNTY FOR SUBMISSION OF THE COUNTY GOVERNMENT EFFICIENCY PLAN; 4) MAKE ALL SUCH CERTIFICATIONS AS MAY BE REQUIRED BY NEW YORK STATE AND 5) TAKE ANY AND ALL SUCH OTHER AND FURTHER ACTION AND EXECUTE SUCH DOCUMENTS AND CERTIFICATIONS THAT MAY BE NECESSARY OR ADVISABLE TO CAUSE THE TOWN OF LAKE LUZERNE TO BE AN ELIGIBLE AND QUALIFIED PARTY TO THE WARREN COUNTY GOVERNMENT EFFICIENCY PLAN AND SECURE THE TAX CREDIT FOR RESIDENTS.

ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE.

RESOLUTION 70 OF 2015 – RESOLVED UPON A MOTION BY COUNCILMAN WATERHOUSE, SECONDED BY COUNCILMAN CIRILLO TO SUPPORT A TOWN WIDE

TOWN OF LAKE LUZERNE
REGULAR TOWN BOARD MEETING AND PUBLIC HEARING
MAY 11, 2015

ASSESSMENT UPDATE FOR 2016. ROLL CALL VOTE: COUNCILMAN TRACKEY, AYE, COUNCILMAN CIRILLO, AYE, COUNCILMAN MCLAIN, AYE, COUNCILMAN WATERHOUSE, AYE, SUPERVISOR MERLINO, AYE.

TOWN CLERK REPORT: CYNTHIA SHERWOOD

- GAVE BOARD MONTHLY FINANCIAL REPORT TO THE SUPERVISOR FOR APRIL.
- READ EMAIL FROM HL TEACHERS ASSOCIATION PICKED UP TRASH ON GLENS FALLS MOUNTAIN ROAD LAST SATURDAY AND WILL DO IT AGAIN IN THE FALL.
- READ CORRESPONDENCE FROM CORENA NELSON REGARDING STAND UP PADDLE BOARDS. SHE IS REQUESTING A VENDORS PERMIT TO OPERATE AT THE BEACH BOAT LAUNCH.
- GAVE INFORMATION FROM NYS DMV REGARDING THE CHANGE IN APPEARANCE OF DISABILITY PARKING TAGS AND SIGNAGE.
- CLERK REPORTED ON NYS TOWN CLERK'S ASSOCIATION CONFERENCE IN ROCHESTER NOTING IT WAS ONE OF THE BEST YET. CLASSES WERE DIVERSE AND INCLUDED FOUR COMPUTER CLASSES AND MUCH INFORMATION REGARDING TOWN BOARD POLICY AND PROCEDURES FROM THE COMPTROLLERS OFFICE INCLUDING CLASSES ON ETHICS, LOCAL LAWS, ORDINANCES, THE DEC COMPUTER UPDATE AND NYS DEPT OF HEALTH FILING OF DEATH RECORDS ELECTRONICALLY. TRAINING ON THAT IS COMING IN JUNE.

SUPERVISOR REPORT: EUGENE MERLINO

- THERE WAS A CAR IN THE LAKE THAT HAS BEEN REMOVED.
- LAND NEAR KASTNERS MOTEL WAS ACQUIRED BY THE TOWN OF LAKE LUZERNE. THE OWNER OF THE MOTEL WOULD LIKE TO PURCHASE IT FROM THE TOWN
- DISCUSSION REGARDING FEASIBILITY OF PADDLE BOARD RENTAL AT THE BEACH. BOARD TO VISIT THE SITE FOR FEASIBILITY.
- HENRY CHASE STILL HAS CONCERNS OVER NOISE AT THE SAWMILL.

TOWN OF LAKE LUZERNE
REGULAR TOWN BOARD MEETING AND PUBLIC HEARING
MAY 11, 2015

SUPERVISOR GAVE FINANCIAL REPORT NOTING THE EXPENSES ARE ON TARGET COMPARED TO LAST YEAR AT THE SAME TIME.

FLOOR OPEN :

DOUG WOOD – DISCUSSION ON CHIMNEY REPAIR PROJECT. ESTIMATE IS \$27,000 IF STARTED RIGHT AWAY. ON A SATURDAY WHEN THERE IS TIME IT WOULD COST \$15,000. SOMETIME THIS YEAR. A GRANT WOULD BE TO REIMBURSE THE EXPENSES.

DISCUSSION OF BRIDGE OVER WELLS CREEK THAT DOUG SAYS WAS LAST REPAIRED IN 1963.

PAM MORIN – IS THE STATE GOING TO CLEAN UP THE WINTER BLOW DOWN OF TREES ON RT. 9N?

SUPERVISOR HAS ASKED D.O.T TO REPAIR THE ROAD AND CLEAN UP THE TREES. STATE SAYS THEY ARE WORKING ON IT.

THERE IS A NEW SIGN AT EXIT 21 WITH 6 BUSINESSES ON IT, THREE OF WHICH ARE IN LAKE LUZERNE.: DOUBLE H RANCH, ADIRONDACK FOLK SCHOOL AND THE BENEVENTO GALLERY.

COUNCILMAN MCLAIN WOULD LIKE TO SEE ADDITIONAL NO LITTERING SIGNS IN LAKE LUZERNE AND STIFFER FINES.

MEETING ADJOURNED UPON A MOTION BY COUNCILMAN WATERHOUSE, SECONDED BY COUNCILMAN TRACKEY AT 8:30 PM

RESPECTFULLY SUBMITTED,

CYNTHIA SHERWOOD, RMC, TOWN CLERK