

October 17, 2017

The regular Town Board meeting of the Town of Stony Creek was held on October 17, 2017.

Supervisor Frank Thomas called the meeting to order at 7:02 PM with member present:

Councilman Nathan Thomas

Councilwoman Doreen Ryan

Councilman John Thomas

Councilman Carl Thomas

Counsel to the Town: Matthew Fuller

September 19th, 2017 minutes; correction:

Page 65 change fence to vents.

A motion was made by Councilman Carl Thomas seconded by Councilman John Thomas to accept the September 19th, 2017 minutes with this correction. All in favor, motion carried.

October 3rd, 2017- 2018 Budget minutes; corrections:

Page 75 change chuck to chunk. Page 76 Big to Pave NY.

A motion was made by Councilwoman Ryan seconded by Councilman Carl Thomas to accept the October 3rd, 2017 with these corrections. All in favor, motion carried.

111-17. A resolution was made by Councilman Nathan Thomas seconded by Councilwoman Ryan to pay the General Fund bills in the amount of \$12,136.16. Roll call vote, all in favor.

112-17. A resolution was made by Councilman John Thomas seconded by Councilwoman Ryan to pay the Highway Fund bills in the amount of \$13,311.09. Roll call vote, all in favor.

Town Clerk report:

Conservation licenses	\$ 74.89
Cemetery Lots	\$ 400.00
Death Copy	\$ 50.00
Fax	\$ 5.00
Marriage License	\$ 17.50
Copies	<u>\$ 2.25</u>
Total Town Clerk Fees	\$ 549.64
Dog licenses	\$ 95.00
Total Town Revenues to Supervisor	<u>\$ 644.64</u>
NYS Ag & Markets	\$ 19.00
NYS Dept. of Health	\$ 22.50
NYS Dept. of EnCon	<u>\$1284.11</u>
Total disbursed	\$1970.25

Correspondence:

Dog Control Log-September 2017.

Donna Black-used the Town Park Oct. 7, 2017 from 1:00 PM -3:00 PM for a Family Reunion.

Courtney Cortes-permission to use the Town Park Oct. 21, 2017 from 1:00 PM-5:00 PM for a Birthday Party.

Carl Thomas-used the town hall Oct. 13, 2017 for a Wake from 12-4:00 PM.

Stony Creek Chamber of Commerce-Permission to use the town park for the Mountain Day Festival August 3rd, 4th and 5th 2018.

Stony Creek Free Library-requesting Occupancy Tax Funds in the amount of \$1900.00 for the Winter Concert Series from January- April 2018.

Adirondack Local Government Review Board- 2017-2018 Agreement.

AATV-resolution to support proposal #3 on the ballot: Authorizing the use of Forest Preserve Land for specified purposes. The proposed amendment will create a land account with up to 250 acres of Forest Preserve Land eligible for use by towns, villages, and counties that have no viable alternative to using Forest Preserve Land to address specific public health and safety concerns; as a substitute for the land removed from the forest preserve, another 250 acres of land, will be added to the forest preserve, subject to legislative approval. The proposed amendment also will allow bicycle trails and certain public utility lines to be located within the width of specified highways that cross the forest preserve while minimizing removal of trees and vegetation.

A motion was made by Councilman Nathan Thomas seconded by Councilwoman Ryan authorizing the following:

Courtney Cortes permission to use the Town Park Oct. 21, 2017 from 1:00 PM-5:00 PM for a Birthday Party.

Stony Creek Chamber of Commerce permission to use the town park for the Mountain Day Festival August 3rd, 4th and 5th 2018. All in favor, motion carried.

7:12 PM Supervisor Thomas opened the Public Hearing on the 2018 Town Budget.

No comments made, hearing was left opened.

7:13 PM Supervisor Thomas opened the Public Hearing on the 2017 Stony Creek Historical Association Contract in the amount of \$5600.00.

Carol LaGrasse stated that she doesn't see at the Historical Association Building the schedule of hours. Do they publish the hours where the public can actually see the building? Supervisor Thomas stated they have only been opened for a couple weekends a month in the Summer and they published the hours in the Pennysaver, other than that or a special event they haven't. Mrs. LaGrasse stated when they have a special event they're opened they don't have regular hours at all. Supervisor Thomas stated he wouldn't say that no. Mrs. LaGrasse stated it's well maintained and if people came for the trails you would think they would have it opened along with the trails. Its tax money it should be a building that's accessible like the library with its hours. Supervisor Thomas stated other than paying somebody he doesn't know how you're going to accomplish it.

Mrs. LaGrasse stated the contract with the Historical Association. Perhaps in the contract the requirement that it be opened every weekend from Memorial Day to Labor Day a certain amount of hours on Saturday and Sundays. It might be good for them too because they could get members. Mrs. LaGrasse stated she remembers she made an offer with the Legislature and they were going to get a Member Item from Bob Prentiss, who owns property in town and they never replied to his letter. They don't know the potential of what they have. Maybe if they are required to display it more because people would appreciate seeing those buildings. Supervisor Thomas stated when you have 5-6 members being opened every weekend is going to be a problem. Mrs. LaGrasse stated maybe they would feel more welcome if they had to do something, get some people in to do it. Supervisor Thomas asked when she was going to join. Mrs. LaGrasse stated she tried to and she was always found to be a pariah, she took pain with that. But she did arrange, Bob Prentiss was going to give them a Member Item and they didn't know what a Member Item was and it would have been big money and now he isn't in the Legislature anymore.

7:16PM the Town Board reviewed the 2018 Town Budget.

7:34 PM Being no comments Supervisor Thomas closed the Public Hearing on the Stony Creek Historical Association Contract and opened the Public Hearing on the 2018 Stony Creek Free Library Contract in the amount of \$23,500.00.

Reviewing budget resumed.

7:45 PM being no comments Supervisor Thomas closed the Public Hearing on the 2018 Stony Creek Free Library Contract and opened the Public Hearing on the 2018 Stony Creek Fire Protection Contract in the amount of \$92,000.00.

Carol LaGrasse made a comment before, she feels that the Town Board should require the full report from the fire co. not just the report on the portion that is contributed by the Town. In other words the Town Board should have in its files a copy of the 501C3 report that's made to the IRS from the fire co. She doesn't think you could responsibly evaluate the need of the fire co. unless you fully understand its finances.

Reviewing budget resumed.

Supervisor Thomas reported:

The General and Highway amount to be raised by taxes is \$645,759.00.

2017 Taxable value is \$1,360,783.00, which gives the 2018 tax rate of \$474.58.

Amount to be raised by tax in 2017 was \$632,611.00.

2017 tax rate was \$458.22. A difference per \$1000.00 is \$16.35.

The percentage of increase is 3.569% or 3.6%.

The State tax levy limit is \$766,043.00.

This is \$2569.00 below the tax cap.

7:55 PM. Being no comments Supervisor Thomas closed the Public Hearing on the 2018 Town Budget and also being no comments Supervisor Thomas closed the public hearing on the 2018 Stony Creek Fire Protection Contract.

113-17. A resolution was made by Councilman Nathan Thomas seconded by Councilwoman Ryan to adopt the 2018 Town Budget as follows:

	Appropriations and Provisions <u>for other uses</u>	Less Estimated <u>Revenues</u>	Less Unexpended <u>Balance</u>	Amount to be raised <u>by taxes</u>
General	\$601,537.00	\$399,873.00	\$50,000.00	\$151,664.00
Highway				
Townwide	\$881,766.00	\$340,635.00	\$47,000.00	\$494,131.00
Fire				
Protection	<u>\$117,652.00</u>	<u>0.00</u>	<u>0.00</u>	<u>\$117,652.00</u>
Totals	\$1,600,955.00	\$740,508.00	\$97,000.00	\$763,447.00

Roll call vote, Councilman Carl Thomas-Abstained, Councilman John Thomas-yes, Councilman Nathan Thomas-yes, Councilwoman Ryan-yes, Supervisor Thomas-yes.

Old business; 945 Harrisburg Road:

Supervisor Thomas reported that he talked with Charlie Wallace with Warren County Building Codes and he hasn't heard from him. He did at the time seem to be ready to go see the folks and see what could be done however he hasn't heard anything from him. Councilman John Thomas stated he went by their place and it does look like they are tempting to clean some up. The trailer and stuff that was on the edge of the road seems to be cleaned up they still have he thinks five vehicles lined along the road but backed up a little then they were. It seems like they made an attempt to.

Ron Brooks asked what happened if the snowplow hits it all. Councilman John Thomas stated it looks like they moved everything back far enough so the snowplow would just miss it. It's about where the vehicles are lined up, just off the county line. They had stuff right out on the edge of the road. The trailer with the vehicle on it was right on the white line. It depends on whether they continue to clean up or whether that's as far as they're going.

Ron Brooks asked if the town is liable if the snowplow hits the stuff. Supervisor Thomas stated not if it's in the right of way we're not he would think.

Attorney Fuller stated it's shaky. If you hit something that you know is there and you intentionally struck it you going to be liable for that, but generally no. Councilman John Thomas stated he doesn't think the town has any laws on the books where we can force them to remove those vehicles. Supervisor Thomas stated probably not. Councilman John Thomas stated if Charlie at the county didn't get anyplace then the next step would be? Supervisor Thomas stated he doesn't know if he did or not because he hasn't called him back. Councilman John Thomas suggest to give him another call see where he is at on it. Supervisor Thomas agreed. Supervisor Thomas stated that last month Attorney Meyers did say there are some things the town could do legally through Town Law and the General Municipal Law. Attorney Fuller stated yes, if there is a nuisance statue then they can address it, if the town wants them to go in that direction, they can look into it.

Ron Brooks asked if you could use health reason. Attorney Fuller stated you have to be able to prove it, it's not assumed. Supervisor Thomas stated he will talk with Charlie but he thinks we should also know the options with the laws as far as the town acting on itself because it seems to be that's what we'll end up doing in Stony Creek is acting for ourselves, because we can't seem to get much production out of our brothering over at the county. Attorney Fuller stated you not alone in that.

Robert Brooks stated that's on wetlands too isn't it, on the back? Isn't there a statue where junk cars are on wetlands or something? Councilman John Thomas stated he would think you have to involve DEC to check and see if there is a leak or if something is leaking into the wetlands. It seems it would be better to try the nice route first. Like he said it does appear that he is cleaning up, it could be a fluke he could be making room for more stuff. Councilwoman Ryan asked if anyone has talked to him. Supervisor Thomas stated he doubts it and will keep pursuing it. Councilman John Thomas stated just so it doesn't go on, if Charlie hasn't made any progress do we want to have a letter sent to this gentleman telling him what could happen if he doesn't continue his cleanup rather than spread it out another month. Supervisor Thomas stated yes and asked if it's something the Town Attorney could draft for the town. Attorney Fuller stated they do have those yes, and you have to be ready to enforce. Councilman Nathan Thomas stated that Supervisor Thomas received a letter in regards to that. Supervisor Thomas stated someone contacted the APA about the situation there and they had contacted these folks. It's a young lady that owns the place. That's all he has heard from them, that they made contact with them and he is thinking they didn't pursue it very far either, but doesn't know for sure. Councilman John Thomas asked how wide the county's right of way is because it is a county road. Supervisor Thomas stated he would assume it's about three rods or 28 feet from the center approximately and that probably depends to. Councilman John Thomas stated it wouldn't seem right to pay for repairs on a dump truck parked on the edge of the road in case we nick it during the winter time. Councilman John Thomas asked if there was any chance the county could go in and clearly mark where there right of way is and maybe help them out a little bit. Supervisor Thomas stated we can try that. He will ask the attorney to draft a letter. Before it's mailed out we can review it, get ahold of building codes see what our options are and he will talk to Mr. Tennyson about the county right of way and maybe we can send the sheriff, we talked about that. Councilman John Thomas stated he would think if it's on the county right of way it would give the town a little more leverage to get things taken care of as long as they know it's on the county right of way.

SESAC:

Supervisor Thomas stated this was discussed last month and asked Attorney Fuller if this was something the town is required to do. Attorney Fuller stated yes, you have to be careful. There are three different organizations, SESAC, ASCAP and BMI. Those are the three main licensing organizations. What they do is they send people out looking for tips to send these letters to and the people get paid. He has dealt with it in restaurants and things like that. The restaurant letters they get are far more threatening than the town got. Because those are thousands of dollars and those people make anywhere from \$500.00 to \$800.00 per tip that those companies collect on. To answer Supervisor Thomas's question, yes if you're going to have live music played, unless those people are only playing their own music, original works of their own. If there playing covers then you're going to get nicked for these fees and you can't push that back to the artist that you're hiring in a contract.

You can imagine you're not more creative than anybody else that has been to try to get around this. Those have all been tested. Contract wise you can't push it back on somebody that's coming here to play a guitar and tell him he has to be licensed it doesn't work, everybody has to pay. Between the three of them the licensing fees for something like municipalities it can be like \$1000.00 a year. For restaurants it can \$3000.00 to \$5000.00 a year minimum and the restaurant, the bar and the place where its being held is one of the parties responsible there's no way around it. The one thing you can do is and he has seen some municipalities argue this, is that you are a charity. The charitable exemption from those licensing fees. So if you have an event going on and it's a charitable event and the music is secondary to that event, meaning you're not charging people to come and see this artist play these songs you can try to get around it, it's an argument. Attorney Fuller asked for a little background on the event. It's a general concert in the park series, people show up and play music. Supervisor Thomas stated yes, we contract with the bands. Attorney Fuller stated then yes the licensing is going to kick up on you. The kicker is SESAC is very small. For being the smallest they're the more aggressive. A lot of theirs is European stuff, they have about 400,000 artists. It's not as big as BMI and ASCAP, they are far larger. They represent the big acts.

If an artist shows up here and are playing any sort of cover tunes the town is liable for these fees. So fortunately you have to be careful of what you allow even if you put in your contract that you're not allowed to play covers, you can only play original acts. If they play a cover tune you are liable. You're not more creative than anybody else that's tried to get around this. There's no defense to, we didn't allow it. You almost have to pull the plug and shut it right down and say you're not allowed. Councilman John Thomas stated what if we do the music to bring people so the library can sell food to make funds for them. Attorney Fuller stated if it's a library a not for profit function. Councilman John Thomas stated yes, because they do sell food there every time there is a concert. Attorney Fuller stated the music can't be the main draw. So again if its, you're having a big culture affair and you have a lot of vendors and somebody is off in a corner playing music that's different but if the stage is why people are coming there, there on the lawn to watch the music, listen to the music and the library or someone is selling food that's secondary. Again you're not going to be more creative than anybody else that's tried to do this. They know it. The question is are they going to come after you that he can't predict. Obviously someone tipped them off. If it was on a Facebook post or something. They have trolls that sit there and watch for this stuff and they have robo servers, internet servers that look for these events. They scroll all through Facebook and Social Media stuff looking for concert series and if they get a tip, like a person that wrote the letter, it might be an independent contractor, they sit and surf the web find these tips and if they get someone to pay, they get part of it.

Councilman Carl Thomas asked if there is any regulation or oversight as to the fee they can charge. Attorney Fuller stated not for SESAC as far as ASCAP and BMI yes. There was a big lawsuit years ago it wasn't from the subscriber side, you would be the subscriber, it's from the artist side that these companies were charging absorbent fees and not paying back to the artists. So as part of that settlement, it's sort of like a court that sets there fees for those two big companies. SESAC isn't part of that, they are on their own. They draft a good letter but they are like 1%. The other two control 99% of the artist. Councilman Nathan Thomas stated with the musicians that they use or we use somebody to schedule them to do we set them up individually? Attorney Fuller stated it really doesn't matter.

Councilman Nathan Thomas stated he was worrying if they had like an association of musicians that all play in the area, if they pay the fee would they be responsible on top. Attorney Fuller stated you sure would, not only are they responsible they have to subscribe and so do you. They have the hand in their pocket all the way around. So they can go after the artist playing covers and go after you for posting the event. The copyright law is very very strong. As you can imagine for the artist. It was for a good reason you can see now it's become industrialized. If you go on-line and look at some of the numbers, about a billion dollars ASAP made last year and paid out about \$800 million in fees to artist. The Town Clerk asked if other towns have gotten any of this. Supervisor Thomas stated that Lake George has this, he's not sure of other towns. Attorney Fuller stated Lake George Village pay bill because of Wood Park. Councilman Nathan Thomas stated he can see the royalties on the Elvis feast. Attorney Fuller stated that is bigger because of the events. Those fees are much more expensive and there is multiple locations, Shepard's Park, Wood Park, that's each. Ronald Brooks stated if they change the words in the song it wouldn't be technically that song Attorney Fuller stated your right but it would be the artist, you still have to be careful. The town isn't going to be the one to defend the lawsuit and the way the cards are stacked if you host an event you have to prove you didn't play that music. So unless you kept the recording and showed that only original music were played it's presumed that you played an artist music. So the amount of work it would take to defend yourself you have to ask yourself. He's not saying to get right out and pay these people. Councilman Nathan Thomas stated once you pay for one does that cover you for the other two. Attorney Fuller stated it does not. Councilman Nathan Thomas stated so all three can come shop. Attorney Fuller stated they will come running. You're suspecting that person doesn't work for one company and being the smallest the other two come running like clockwork. Councilman John Thomas asked what could this end up costing us for all three? Attorney Fuller stated about \$1000.00 a year. If not more it depends on events and things like that. Councilman Nathan Thomas stated it just doubles the cost of our concert series. Now the library does concerts so the library would technically be responsible because they use the town's building for the Winter Concert Series. Attorney Fuller stated you are responsible and so are they. They may get a charitable exclusion the town will not. Councilman John Thomas stated because they are using the towns facility. Councilman Nathan Thomas stated it's across the board they can no longer teach the Heimlich maneuver because the Heimlich Family sued for the name so not it's called abdominal thrusts, to be taken through the American Heart because of the name royalties. So it's not just music it's everywhere. Something they have teaching for many years has just been thrown out because somebody wanted to collect a fee on a name.

Supervisor Thomas stated our best plan of option is delay as long as possible. Attorney Fuller stated that's the other thing is if you look at the agreement they are looking for three years. This agreement was dated January 1, 2016, it also has a 5% rider in it minimum. If you pay one year the way this thing was written and immediately you're getting a bill for 2017. Councilman John Thomas stated and from the other two.

Carol LaGrasse stated some of the music played is advertised as Folk Music, it's some of the music domain? Attorney Fuller stated there is if the music dates, he wants to say 1920's then the answer is yes, its classical music exception so they basically deem music. There are different time frames. Some are 70 years plus the life of the artist.

If the artist dies in 2020 its 70 years beyond 2020. So right now the running numbers are in the 1920's for certain types of music. So yes there are exceptions for virial music if your crowd is showing up to hear per 1920 music you are probably ok.

There is some music that could be public but a lot of it is not. That's where something like SESAC comes in because some Folk Music has a traditional European origin. That's where they come in a lot of their artist is overseas. The European domain that has been adopted to Folk Music, that's where they make their money. So to answer Mrs. LaGrasse partially yes, partially no, which is never a good answer but it's not a blanket that all Folk Music is out, be couldn't tell you that. Mrs. LaGrasse stated she understands copyright in a theoretically sense nobody composed it how can anyone have possession of it. Attorney Fuller stated right, that's the gamble you run.

Ronda Thomas asked if The Inn had to pay anything. Councilman Nathan Thomas stated he doesn't have no idea. Attorney Fuller asked who. Councilman Nathan Thomas stated the local restaurants in town that do live music. Attorney Fuller stated if they haven't been nicked yet, they will without question, they are under that yes. Attorney Fuller stated his wife and himself own a store in Glens Falls and they are subject to that but they are just under 2000 sq. ft. and they only play the radio because the radio is exempt from those licensing fees. Ronald Brooks asked if you could do movies. Attorney Fuller stated no, it's the same licensing thing.

Ronda Thomas stated that the library had to buy a license through SALS if they wanted to show a movie.

Councilman John Thomas stated so if we don't do it we get dinged. Attorney Fuller stated the violation fees are a heck of a lot more the \$378.00. It's thousands per violation. Attorney Fuller stated does he think they will show up and sue Stony Creek, he doesn't know about that, but they have gone after some big municipalities, Tampa Bay, Houston, big music centers, they win big. They get attorney fees and copyright laws to protect the artists.

Committee reports

Supervisor Thomas reported that the Stony Creek Ranch Resort came to an agreement with the train to host, he thinks it's "The Train to Christmas Town" and it's going to run from mid-November to the week before Christmas. He believes it will go from the ranch to Corinth and back to the ranch.

Parks; Beach area:

Supervisor Thomas reported the Highway Dept. has been working on the two walls at the town beach. They have pretty much all of one side done and most of the other side. They will have to get a few more blocks. They have to cut the ground at the top a little bit and dig the grade down a little bit. It looks like it will do what he thought. What they done so far looks great.

Robert Brooks asked if there would be a fence on it so no one falls off it. Supervisor Thomas stated he is thinking it won't be that high, he's thinking it will be two, two and half feet high. He will see what the final product is, but he is thinking no. If it was higher than that then defiantly.

114-17. A resolution was made by Supervisor Thomas seconded by Councilman Nathan Thomas RESOLUTION SUPPORTING STATEWIDE CONSTITUTIONAL AMENDMENT BALLOT PROPOSAL #3 THAT CREATES A LAND ACCOUNT TO ADDRESS SPECIFIC PUBLIC HEALTH AND SAFETY CONCERNS FOR USE BY TOWNS, VILLAGES, AND COUNTIES HAVING NO VIABLE ALTERNATIVE OTHER THAN USING FOREST PRESERVE LAND.

WHEREAS, the NY State Forest Preserve lands, in many *instances*, border local and *state highways* where local government needs to use a portion of land to straighten a dangerous road, replace a culvert to prevent floods, create a safer bike path, drill a water supply well, or install broadband and other critical infrastructure, and

Whereas, the proposed Amendment will create a land account with up to 250-acres of State Forest Preserve Land eligible for use by towns, villages, and counties that have no viable alternative to using State Forest Preserve Land to address specific public health or safety concerns, and

WHEREAS, as in exchange for the land removed from the State Forest Preserve, another 250-acres of land, will be added to the State Forest Preserve, subject to NY State Legislative approval, and

WHEREAS, the proposed Amendment also will allow bicycle trails and certain public utility lines to be located within the width of specific highways that cross the State Forest Preserve while minimizing removal of trees and vegetation, and

WHEREAS, the NY State Constitution has been amended to allow such projects in the past, requiring approval by two separately elected NY State Legislatures and a Statewide Referendum, and

WHEREAS, there exists currently a NYS DOT land bank for NY State road projects which has a longstanding record of success, and

WHEREAS, if approved by the voters of New York State, Ballot Proposal #3 would eliminate the time-consuming and costly bureaucratic process for completing important road maintenance, utility installation and bicycle path creation projects in the Adirondacks and Catskills, a process not faced by communities in any other region of New York State, and

WHEREAS, the amendment has wide bi-partisan support from Local Governments, Environmental Protection Organizations, Business Groups, Recreational Enthusiasts, and others for two simple reasons; It's for public good and it's rooted in plain old common sense, and

WHEREAS, this Amendment represents the best possible solution to long standing or continuing issues, which Local Government leaders have work for many years to resolve, and

WHEREAS, Ballot Proposal #3 on November 7, 2017 warrants the support of all the voters of New York State.

NOW, THEREFORE, BE IT RESOLVED that the Town of Stony Creek Town Board does hereby support Ballot Proposal #3 on November 7, 2017, which is deemed critically important to our communities, the State Forest Preserve, the Environment and the People of the State of New York, and

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be forwarded to NYSAC and the Adirondack Association of Towns and Villages. Roll call vote, all in favor.

115-17. A resolution was made by Councilwoman Ryan seconded by Councilman Carl Thomas Authorizing the Supervisor to sign the Agreement between the Town of Stony Creek and the Adirondack Government Review Board:

This Agreement made October 17, 2017 between the Town of Stony Creek hereinafter referred to as the Town, and the Adirondack Park Local Government Review Board, a Board duly organized and existing pursuant to the provisions of §803-a of the Executive Law of the State of New York, acting by and through its duly appointed members, hereinafter referred to as the Review Board.

WHEREAS, the Review Board was created by the Legislatures of the State of New York and is composed of representatives appointed by the County Legislatures of the Counties lying in whole or in part within the Adirondack Park; and

Whereas, the Legislature of the State of New York has provided only partial funding for the Review Board to perform its statutory functions as outlined in Executive Law §803-a, and recently reduced that funding by 53%, and

WHEREAS, the Town has authorized an appropriation in the sum of three hundred dollars (\$300.00) in support of the work of the Review Board in representing the interests of the Local Governments of the Adirondacks; and

NOW THEREFORE, it is agreed as follows:

1. The Town agrees to pay to the Review Board the sum of three hundred dollars (\$300.00) for the services of the Review Board in representing the town in matters relating to the Adirondack Park.
2. The Review Board agrees to provide to the Town the benefits of its services, including but not limited to, attendance at meetings of the Adirondack Park Agency, attendance and participation at public hearings conducted by the Adirondack Park Agency on projects and State Land Classification under review by said agency, periodic reports on the activities of the Adirondack Park Agency to the Supervisor of the Town, especially as such activities affect the residents of the Town and generally to report on the administration and enforcement of the Land Use and Development Plan set forth in the Executive Law of the State of New York. Roll call vote, all in favor.

116-17. A resolution was made by Councilman Carl Thomas seconded by Councilman John Thomas authorizing the expenditures of Occupancy Bed Tax funds in the amount of \$1900.00 to the Stony Creek Free Library for the Winter Concert Series from January- April 2018. Roll call vote, all in favor.

117-17. A resolution was made by Councilman John Thomas seconded by Councilman Nathan Thomas Authorizing the following budget transfer:

Debit Fend Balance in the amount of \$8000.00.

Credit A7110.4 Parks Contractual in the amount of \$8000.00. Roll call vote, all in favor

From the floor:

Robert Brooks asked if there was anyway a newsletter could be sent out regarding the hours at the park. He has been running people out of the park at 10:00 PM-11:00 PM. There is a lot of new people in town.

Supervisor Thomas stated they can put up more signage too.

Also the streetlight by Bakers driveway is out.

Councilman John Thomas asked what the hours are at the park. Supervisor Thomas stated 9:00 PM. Ronald Brooks asked if there was a sign. Supervisor Thomas and Councilwoman Ryan stated yes, it's in the parking lot. Councilwoman Ryan suggested putting a sign on the gate where people could see it.

Councilman John Thomas asked if the sign says "By Order of the Town Board". Supervisor Thomas stated yes, he thinks it does say that at the bottom also if we want to change the sign we should like at the rules we may want to change them.

Mrs. LaGrasse stated maybe the sheriff patrol could make a run about 9:30 PM and if they see people down there they can ask then to leave that may carry more weight than an ordinary person. Supervisor Thomas agreed and stated either that or hire a Peace Officer.

Councilman Nathan Thomas stated he talked with Ken Brooks and the Thurman Snowmobile Club obtained permission from landowners to get to the 13 Lanfear Road so it will interconnect into town. Supervisor Thomas stated he hasn't heard from the count yet if the State has drafted a contract but there is approximately \$200,000.00 that will be Stony Creek's. He doesn't dare do too much until it's actually signed because they won't pay for anything. Councilman John Thomas asked we can use that for the bridge. Supervisor Thomas stated yes, we can use it for trails and or the bridge.

Ken Brooks asked if the club could cross the town's property and also asking to the possibly plowing of the new property for a parking lot. Councilman Nathan Thomas stated the only other place to park in Stony Creek is the end of West Stony Creek Road when there's room and that's a plow turnaround or maybe unload at the ranch. Supervisor Thomas stated it's up to the Board, he doesn't have a problem with it. Ronda Thomas asked if it would be the same area that the Historian and Chamber of Commerce would park into. They would have space available if it's plowed out. Supervisor Thomas stated yes, he would assume so. Councilman Nathan Thomas asked if Supervisor Thomas could ask Supt. Bradley what is feasible to plow or come up with. Councilman John Thomas stated there is no way to get across the blacktop parking lot by the park, which would be much easier to keep cleaned out for the winter. It would be an easier spot, it's plowed out any how versus trying to plow out what's on the other side.

Ken Brooks stated the club will supply a Certificate of Insurance.

Carol LaGrasse invited everyone to the 21st Annual National Conference on Private Property Rights on Saturday October 21, 2017 at The Century House in Latham, NY.

A motion was made by Councilwoman Ryan seconded by Councilman John Thomas to adjourn the meeting at 8:54PM. All in favor, motion carried.

Respectfully submitted

Susan Harrington
Town Clerk