

April 20, 2010

The regular Town Board meeting of the Town of Stony Creek was held on April 20, 2010. The meeting was called to order at 7:00 PM by Supervisor Thomas with members present:

Councilman Dale Aldrich

Councilman Stanley Ross

Councilman William Liebl

Councilman Harry Paul Gill

Absent: Attorney James Cooper

Correction to the March 16, 2010 minutes is as follows:

Page 188 change incumbent to encumbered.

A motion was made by accept the March 16, 2010 minutes with this correction. All in favor, motion carried.

061-10. A resolution was made by Councilman Aldrich seconded by Councilman Liebl to pay the General Fund bills in the amount of \$30,332.18.

Discussion: Councilman Aldrich stated the major part of that was \$21,252.45 for Rose and Kiernan for the insurance. Supervisor Thomas stated that is the town's property and causality and vehicle insurance. Councilman Aldrich stated this is substantially less then a couple years ago. Roll call vote, all in favor.

062-10. A resolution was made by Councilman Liebl seconded by Councilman Gill to pay the Highway Fund bills in the amount of \$15,618.73.

Discussion:

Supt. Bradley reported the T&T for the valve he doesn't know what that one is, he is assuming we did buy it but he didn't get that bill so he is not sure what that is. Supervisor Thomas stated it just came yesterday.

Magnet Paint: the amount is for freight not sales tax. He called to make sure.

Rick's Sandblasting: Supt Bradley told everybody he would be doing it. There is nobody else around. Supervisor Thomas stated why don't we have it done in-house is that feasible.

Supt. Bradley stated he would love to do it. Everybody would have to shave.

But can't because we have a spot blaster we shouldn't be using according to PASH.

But actually to go out and sandblast trucks. We use to do that and when PASH came in they said no. We have everything, the respirators and everything. We would need a bigger blaster but that is ministerial to what the sandblasting bill is. Nobody is willing to really shave and it would be a big issue because they would be doing someone else's truck and that can't happen.

Everyone takes care of their own truck. It would be a huge Union issue.

Supervisor Thomas stated because of facial hair you can't get the respirators tight.

Supt. Bradley stated exactly. Then you have to use the right sand. It has to nonsilicon no matter what and other safety issues that you have to address. Absolutely it would be more beneficial to us doing it in-house. One way to look at it too is by them doing it, it saves time, this year we spent allot of time on the trucks. To answer your question yes we could do it in-house but it would entail a lot of fighting with the Union and PASH.

Supervisor Thomas asked if there is anyway around that, some other kind of mask.

Supt. Bradley stated no there is no other mask. You would have to be cleaned shaved. Supervisor Thomas asked about a hood, Supt. Bradley stated that is what it is a hood and the mask goes under it. We were doing something else when they were doing it. It may not have been as much. Roll call vote, all in favor.

063-10. A resolution was made by Councilman Liebl seconded by Councilman Aldrich to pay the Fire Protection bill in the amount of \$743.70. Roll call vote, Councilman Aldrich-Yes, Councilman Ross-Abstained, Councilman Liebl-Yes, Councilman Gill-Yes, Supervisor Thomas-Yes.

Town Clerk Report:

Certified Birth copy:	\$10.00
Photocopies	<u>1.00</u>
Total Town Clerk fees	11.00
Dog Licenses	<u>42.08</u>
Total town revenues to Supervisor	53.08
County Treasurer for dog licenses	12.92
NYS Ag & Markets	<u>6.00</u>
Total disbursed	\$72.00

Correspondence:

Dog Control Log- March 2010

NY State Board of Real Property Services and Warren County Real Property-Regarding the termination of Carl Thomas as Assessor due to failing to comply with the training and certification requirements.

Carl Thomas-applying for the position of Assessors.

Tara T. Fisher-applying for the position of Assessor.

Katie Jo. Smith-request to use the park pavilion on May 8, 2010 for a Birthday Party also requesting permission to have a bounce house.

Tanya Liebl- Don and Pat Liebl requesting the use of the park pavilion on June 5th, 2010.

A motion was made by Councilman Gill seconded by Councilman Aldrich authorizing Katie Jo Smith use of the town park for a birthday party and also to have a bounce house at her expense and also the liability, also permission for Don and Pat Liebl to use the town park on June 5th, 2010. All in favor, motion carried.

Old business

Logging on Fodder Road using the towns right of way for the logging operation:

Supervisor Thomas stated last month we had an extensive discussion about it and we wanted to take the opportunity to go up and look at it and think about it. The gentleman that owns the property is here.

Councilman Ross stated he owns the property that is going to be logged?

Supervisor Thomas stated yes and asked if the Board wanted to make a decision. Mr.

Vanderwerker asked if they got a chance to go up and look at it.

Supervisor Thomas stated yes he did. It didn't change his mind, in his opinion it just puts the town in a bad position. If anything happened the town would get sued.

Councilman Liebl agreed. Supervisor Thomas stated by someone running into the logs or if a log goes on the other landowner he will come after the town. Councilman Liebl stated he is sure he carries insurance but if somebody got killed there do you have enough insurance? They would come back on the town. We never came up against this problem in all his years of being on the town board and he is not in favor of it. Councilman Liebl stated you can't use that right of way to get in there.

Mr. Vanderwerker stated they are going to use the right of way to get in there. Councilman Liebl stated you are going to use it. Mr. Vanderwerker stated yes we are. Councilman Liebl stated he thinks that's your way to go right there, go into your property and set up.

Mr. Vanderwerker stated that is the other alternative since we met with you last month.

They talked to two other landowners and we could have used the one that was the second lot over on the east. When they logged that they also logged the lot next to it, West of that which is almost to where the right of way goes. He is the one from Jersey. He had them log the upper end that goes right to his property line, so there is a skidder road that goes to his property line over to Steve Underwood's property line. He was all set to let them use it to skid logs then they wouldn't be close to the road, but there is a bunch of ledges in there. The other guy's property goes up to the top of the ledges and they asked him if they could use three hundred feet to go to the corner and he denied it so they are back to square one. Mr. Koskinen from General Timber looked at the road and said they can widen that road out put stone down keep within the twenty foot right of way and get the truck up to his property put the header in his property and set the timber up there and if they have to stack it they will and log the truck and drive it back down.

That is the latest.

Councilman Liebl stated he thinks that is they way to go. The feasibility of the town giving him permission opens up a can of worms or Pandora's box.

Mr. Vanderwerker stated to address that particular item your talking about. He thinks the Town Board should take action against those loggers down the street from him who logged in there and have since long gone. There is timber left along the road. If your worried about somebody hitting timber, they are going to run into that stuff or skid off the road and run into that. You're going to be back to where you were before, in the middle of a liability case. They left a mess down there and that is what started this whole thing. The mess they left. He would like to request the Board to look into that and do whatever legally. Whatever you have to do to get that mess cleaned up because if he is going through this, then there is no reason why some else shouldn't go through it. This is above Armbruster's. The logs are along the shoulders and they were left there. They are probably back from the shoulders. If somebody's coming up the road and there is ice on the road or if your coming down the road they are liable to go into those just as easily as if he had logs stacked there for two days waiting for the truck to come and load them and get them out of there. This was a condition that Mr. Koskinen was suppose to met, that those logs were not going to be left over a day and he guaranteed him that they wouldn't be because of this issue. If you are denying him that privilege and there is no reason why that mess should be left there.

Supt. Bradley stated he didn't notice it being in the right of way, it may be questionable.

Mr. Vanderwerker stated originally it is off the road. Just as far as it would be if they left the logs that they requested the distance to leave the logs off the road for them.

Supt. Bradley stated the two issues on yours was the conflict with the landowner and in case someone hit the logs.

Councilman Liebl asked in his deed, does it specify the width of his right of way.

Mr. Vanderwerker stated yes it's 20 feet. These guys that he is working with understand the situation and they are not to go over the 20 feet. They have been trying to do whatever they can to do it legal and the right way.

Supt. Bradley asked if the town owns property by the bridge pass Fodder Road.

Mr. Vanderwerker stated the bridge was fixed about three years ago.

Councilman Aldrich stated the County did. Supt. Bradley stated they redecked it. The property is a v-shape piece of property. Supervisor Thomas asked how much. Supt. Bradley stated he wasn't sure and will have to look at the tax map. The people that are logging are on the road within three feet of the road and he told them to get back from the road. Supervisor Thomas will check into this.

Supervisor Thomas apologized to Mr. Vanderwerker. Mr. Vanderwerker stated he thinks they will have a reasonable solution and thanked the Town Board for looking into it.

Purchase Order/Procurement Policy:

Supervisor Thomas stated he didn't think they had a highway committee. So it really doesn't change anything where they were at the last meeting. Councilman Aldrich stated he thinks Supt. Bradley brought up a point when they were going over the bills. The Comptroller would give the Board some insight into this. Supt. Bradley talked to him.

Supt. Bradley stated he talked to two examiners not the boss, both told him the same thing, they thought we were talking about thousands of dollars for PO's. This is what he was told by him, that is why he thinks that should be verified more. He doesn't want the Board to go by his word. The Examiner asked if it was \$5000.00 they were talking about or more. Supt. Bradley told him no it was a PO for everything. The Examiner stated he thinks that was a little excessive. This is what he told Supt. Bradley. He would like Supervisor Thomas to call, if he hasn't yet.

That is one. There are only three towns in Warren County that has PO's that he is aware of. The Village which Rick doesn't use them, the Town of Johnsbury they don't have a problem with them, and Bolton because of the size of it. He asked the State Comptroller why there weren't more towns in Warren County using PO's. He said to be honest with you they are a pain in the butt. He said you shouldn't be going to a PO with such a small amount of money.

Supervisor Thomas stated then they should read their own audit shouldn't they.

Supt. Bradley stated absolutely, he sat here when the Comptroller told him. He explained his situation to the Examiner that Ronda is here from 9-3 and he said you mean you have to get a PO for a tire. Supt. Bradley told him absolutely that is what he will have to do. The Examiner stated that wasn't right that's not what we intended. Supt. Bradley stated this is why, he doesn't understand why, how come we don't have the State Comptroller sit here telling us, you going in this blind and saying. No other town has this only three. One is the size, two is because.

Supervisor Thomas stated there are four, the Town of Horicon has a Purchase Order.

Supt. Bradley stated that is a little far he only called the ones around this area. Either they had them and are gone away from them because of the nightmare. He was talking to the Thurman Supervisor he said it was the biggest mistake they ever made. One of the big reasons it was a mistake is when they had a town that couldn't get stone to repair their own road because they had to get a PO, and there was no one around to get a PO, they would come and take stone from them because they couldn't get a PO to buy stone in an emergency.

Supt. Bradley asked if anyone talked to the Town of Thurman about why they got rid of them. Supervisor Thomas stated no, he has only been Supervisor for a year and couple months.

Supt. Bradley stated he is getting information from here and there whatever he can do. He doesn't have a problem with PO's he just can't see him getting a PO for something that is \$100.00, \$500.00. He doesn't see where that is going to be feasible when there is nobody here. You say you can get a hold of. It's impossible anyone can get a hold of 24 hours a day.

We start at 5:00 in the morning in the summers. So you want me to wake you up at 5:00 when another town calls him up and says we need trucks for paving, hauling. We are all the time sending trucks somewhere, someone calls in sick, he needs someone to run the grader and he calls in sick because there are only two people that can run the grader. So now he has to jumble his whole day around to see what he is going to do now. There are two guys off sick and now he has to have guys haul stone because he wants to kill time to figure out what we are doing or something else. He can't plan his day for every obstacle that comes along. That's crazy. How can anybody do that? He would have to sit around until 9:00, especially winter. He needs something, he has trucks down and he has to wait to get a PO.

For that amount of money whatever it is, it's crazy. If somebody was here 8-9 hours a day it would be totally different but we're not. In the wintertime we start at 5:00 in the morning. He called the State Examiners. He called one and asked him, they told him the same exact thing. Absolutely he is responsibly for coding his bills nobody else. The mail should be going to him. Supervisor Thomas stated at a town mailbox it should be, he doesn't know about his house. Supt. Bradley stated receipts should be stapled to the thing, should not be paying off of a receipt, you get a receipt do not pay off the receipt. The only time, when the invoice comes in the mail and that part has been received and everything is satisfied then we pay that bill. So if he gets that bill two days before a meeting and the deadline is cut off he would technically have to wait until the next month or if he got it the day of the meeting and he has the receipt he does not pay off that receipt he pays off the invoice they send him, that was very clear to them. He doesn't know where we are getting that. He sees where you are circling where he is a month or two late, there are certain things that he may have missed most of that stuff is because we send it back or did not decide to send it back and ended up keeping it. Supervisor Thomas stated all he knows is him and this Board is responsible for the money in this town. Supt. Bradley stated absolutely. Supervisor Thomas stated you have a budget, we are responsible for the money, he is responsible for keeping track of it and that seems to be where his problem is. If he sees something that he doesn't like that he's buying he will take care of that here or try to. He needs to account for this money and thinks we are having a problem there.

Supt. Bradley stated how have we gone over? and I hope we have gone over because he can tell you the problem we have been having. But where have we gone over on our budget?

Supervisor Thomas asked where have we gone over? Supt. Bradley stated where have we gone over to get you in hot water. Supervisor Thomas stated he is not in hot water he is just saying he has to account for this money and he wants to account for this, he wants to do his job.

Supt. Bradley stated the State Comptroller told him you are responsible for your department, you should figure out where the money comes from. You are the alternate boss on where it goes.

He needs to decide where that money is coming from, what accounts it's coming out of, where it's going, he has to make sure there is money in his account.

Supervisor Thomas stated you hand in bills just about every month that we paid the prior month.

Supt. Bradley stated because he doesn't see half of his bills, he didn't see that one bill, he doesn't see half have the Home Depot bills, he doesn't get them. Supervisor Thomas stated you get the receipts, somebody gets the receipt. Supt. Bradley stated absolutely. But when he doesn't get the mail he can't go through and figure out, if he has the receipt that's a good point but a lot of stuff he doesn't get, when the guys get stuff it's not a credit card receipt, it's just an invoice with no numbers on it. If he isn't getting the mail he can't go back and back track to see if they have the stuff or not. When you are coding my bills and sending them off with out him even seeing them. Supervisor Thomas stated you need to check your box, that's all he can tell you because when a bill comes in that belongs to you we open it up make a copy of it and put the bill in your box. Supt. Bradley stated why is the bill coming here why isn't coming to his mailbox. My bills go to Neil and he will give them to the accounts payable. That's how it should be. Supervisor Thomas stated then we get back to the Purchase Orders because we need to know what your spending because the minute you go to order something whether you received it or whether you haven't the money needs to be encumber. So we need to know what you're spending when you spend it. Supt. Bradley stated up to a certain amount is what he is arguing, he is not arguing a Purchase Order he doesn't care, he just doesn't see, it is not going to work, the amount you have on there. He doesn't mind a PO system, it has to be something that is reasonable. He will do it he doesn't care, he will do whatever he has to do, but he can't see a PO for everything that we buy. It's ludicrous and the State Comptroller told him the same thing. He will get a PO from everything he buys, if he buys 10 bolts, he'll walk in and get 10 PO's that's what it will be. You won't be able to keep up. He's not saying he is going to do that, He is just saying if he wanted, it would be a nightmare. He is just asking from what he heard, why aren't you listening to different towns. Supervisor Thomas stated he guesses from what you heard we are doing it wrong, we are doing everything wrong. Supt. Bradley stated because he is asking different towns and they have done it. He asked the State Comptroller and the State Comptroller told him the same thing. Supervisor Thomas stated maybe we should get the State Comptroller over here. Supt. Bradley stated absolutely, he even said he would be willing to come over and work with the Board on this. Supervisor Thomas stated we will do that then. Councilman Liebl stated we can beat this back and forth he agrees, get the State Comptroller over here and let him tells us what's right and what's wrong. We put that man on a budget and we approve that budget, why are you worried about how he spends his budget. Supervisor Thomas stated that's not the point, you're missing the point. It's not how he spends his money, if he has a problem with one of his bills he will take care of it right here, he will vote to remove the bill and not pay it. That's not the point. The point is when he spends money, he is responsible for keeping track of the money, he needs to know when this money is being spent. Councilman Liebl asked if he is responsible for his budget, you already approve it. Supervisor Thomas stated everybody up here is responsible for his budget. Councilman Liebl stated because we approved it. Supervisor Thomas stated you are suppose to look at the bills, review the bills and why do you do that, otherwise what's even the point of reviewing the bills, if he has a budget let him buy whatever he wants, as long as he doesn't go over his budget we're fine right. Is that what your saying. Councilman Aldrich stated he thinks the big problem is or a problem that we have is lack of communications other then your bills to Ronda and to the Board. That's his opinion there is something that we're missing here and we can't hash it out, we're not hashing it out right. Supt. Bradley stated he is not against PO's and wants that on record, he is not against them, he just against the amounts. You guys aren't there you don't know.

Supervisor Thomas stated yes, he doesn't disagree with him. Supt. Bradley stated don't take it from me go down and maybe they (highway guys) mean nothing to you, go down and ask them. What are they going to do when they need a part? He gives them a certain amount of freedom, everything that comes in he has to ok but if he had to baby-sit every little thing that comes in there that's crazy. They would be tied up for days. His job as Superintendent isn't to sit there and micromanage them. He tells them what they do, they do it and it's done good and other towns may want to sit there and micromanage there guys and sit there and say this is exactly how. Nobody comes down and asked about or asks to see the items. Councilman Aldrich does come down on and off and gives him crap. He has a reason for everything maybe you think he buys things just to buy. If you concerned about what he is buying you need to go down there and look and see what he is buying.

Councilman Aldrich stated he doesn't think we are concerned about where the money is going. Everything you bought we never said no. We have questioned it to a certain extent and you have always explained it. It's just things that he would like after talking to Ronda, Frank and yourself, more control, a control of the expenditures whether you do it Purchase Orders. With the Comptroller, let him come to us and have a meeting here at the table and explain it to us. Supt. Bradley stated Thurman Supt. Pat let's them do his bills and payroll. If that's what you guys want and then he will do that, he will give you the bills and you can decipher where it's suppose to go to begin with. Then it will be less of a problem.

Supervisor Thomas stated he just wants to able to account for the money and where it's being spent. That's his job and that's what he wants to do. Supt. Bradley stated he told you he would be happy with \$500.00. He told the State Comptroller he would be happy with \$500.00, he agreed and said that's a bit low but that's up to the Board. He asked what it was now Supt. Bradley told him \$1500.00, he said he thought that was adequate and before that he was talking \$5000.00 and over for PO's. That's what he said. He wished you'd call the State Comptroller and ask them. He knows what they said here, but he thinks something got misunderstood because what he is gathering that is not what they are telling. They are telling him that the town is too small to have that small of a PO system. We are not a big enough town to have them. It's not necessary. Supervisor Thomas stated then we are getting two stories he thinks. He does agree to have a purchase order for every purchase is ridiculous. That's where we started out that doesn't mean that's where we are going to end up in his opinion. So whether we want to keep hashing it out or do we want to set up an appointment with the Comptroller and go from there or what. Councilman Ross stated he doesn't think we are going to hash it out. Councilman Liebl stated he would like to set up an appointment with the Comptroller.

Councilman Ross stated personally he doesn't see where it's going to change anything, he does see what he is talking about and Supervisor Thomas needs to know where it's being spent. You don't have to necessarily approve it, he doesn't see a controlled problem as long as he is within his budget. He really doesn't care what he spends it on but Supervisor Thomas needs to know where it's being spent and what it's being spent on, as the financial person for the town.

Supervisor Thomas stated otherwise these consolidated reports he gives the Board you might just as well throw them in the air because they don't mean anything. If they aren't accurate that don't mean anything. If what bills are here and there are three or four bills hanging out there somewhere that we don't know anything about, except for maybe Neil, then they are not accurate. They aren't even close. Councilman Ross stated, then he needs to do his job a little better if he isn't getting his bills on time.

Councilman Ross stated he actually talked to Pauline Smead from Hadley and they don't use them and they go to \$3000.00 without Board approval. He talked to Linda Mason from lake Luzerne she said they wanted to but talked them out of it. He hasn't talked to Dick Lucia or Brad Winslow but understands that Corinth doesn't use them but doesn't know for a fact. Councilman Ross stated he thinks there is a resolution to be had here and is probably something simple.

Supervisor Thomas will invite the Comptroller from the Glens Falls Office and go from there.

Councilman Aldrich stated whatever is convenient for them.

Supt. Bradley stated he agrees on the Staples card so he will close that out and will give that back and can he get permission right now to open up a mailbox so that doesn't come out of his pocket.

Supervisor Thomas stated as far as he is concern yes. Ronda stated to let her know and she will cut the check. Supervisor Thomas stated that would be your .4 in the General Fund. Supt.

Bradley stated 5010.4 General Fund, Yes.

Committee Reports:

Supervisor Thomas reported on the 31st of March himself and a couple people from Planning, Mr. LaMothe and Sheri Norton, Dave Wicks and Jim Lieberum from Soil and Water and Laurel Gailor from Cooperative Extension met up at the Historical Association and ESF property. They walked up through the field on the left hand side of the historical and they had a GPS and they kind of mapped out four trails and located the best spot for trails and then did one across the street up around by Shultz's pond and back down. They will use this to come up with a map. Soil and Water was going to contact the Park Agency so they could come down and review what wetlands there are and re-flag them out and tell where we can and can't go.

Councilman Liebl stated while going through some picture he came across pictures of the old town hall after the fire and asked if they could be blown up and put in the town hall meeting room.

Supt. Bradley reported the bridge on Wolf Pond Road needs to be repaired.

New Business:

Supervisor Thomas reported on the Lakes to Lock. This is to promote tourism for the Town of Stony Creek in the Warren County Quadricentennial Program.

064-10 A Resolution was made by Councilman Aldrich seconded by Councilman Ross Authorizing the Town of Stony Creek to enter into an Agreement with Lakes To Locks Passage, INC. For the Warren County Quadricentennial Program.

WHEREAS, the Town of Stony Creek wishes to participate in the Warren County Quadricentennial Program to commemorate the 400th anniversary of the explorations of Henry Hudson which provides an opportunity for Warren County communities to invest in tourism infrastructure that will benefit the region for years to come, and

WHEREAS, in accordance with a New York State Fiscal Year 2008/09 Environmental Protection Fund appropriation, Warren County, on behalf of various local communities, applied for, and received, a \$45,000 grant award from the New York State Department of Environmental Conservation for the purpose of the Hudson-Fulton-Champlain Quadricentennial celebrations, projects and programs, and

WHEREAS, by Resolution No.'s: 695 of 2008 and 513 of 2009, the Warren County Board of Supervisors authorized Warren County to enter into an agreement with the Town of Stony Creek for no more than \$3,461 of Quad funds will be available for reimbursement under the Program, and WHEREAS, the Town Board approved and authorized the Intermunicipal Agreement with Warren County concerning participation in the Warren County Quadricentennial Program through resolution 64, and

WHEREAS, Warren County has passed resolution 205 of 2007 supporting Lakes to Locks Passage Inc. coordinating efforts of Warren County Quadricentennial and resolution 695 of 2008 authorizing submission and contract execution of Quadricentennial program in cooperation with Lakes to Locks Passage Inc. that will assist Warren County Communities to implement Quadricentennial Commemoration projects that support the branding of Warren County's First Wilderness Heritage Corridor and Lake George Loop of Lakes to Locks Passage, and

WHEREAS, Lakes to Locks Passage Inc. is designated as a Hudson-Fulton-Champlain Quadricentennial Ambassador, and serves to promote an understanding of history and a sense of place along the historic waterway through the implementation of a "palette" of projects that will help the thirteen Warren County communities "meet and greet" the visitor and deliver an authentic experience that will be able to ensure a unified presentation of Warren County, attract national and international travelers, and deliver a "seamless" visitor experience for years to come, the Stony Creek Town Board believes that it is in the best interest of the Town of Stony Creek to cooperate with the County of Warren and Lakes to Locks Passage, Inc. in the development of the activities related to such project, and

NOW, THEREFORE, BE IT RESOLVED, that the Stony Creek Town Board hereby approves and authorizes the expenditure of funds in the amount of \$3,461 for the development of two "Passage Minutes" for the Town of Stony Creek in connection with the Warren County Quadricentennial Program as delineated in the preambles of this Resolution, to be paid for with \$3,461 to be reimbursed to the Town from grant funds received by Warren County, and

BE IT FURTHER RESOLVED, the Town Board further authorizes and directs the Town Supervisor to enter into an agreement with Lakes to Locks Passage, Inc. for \$3,461 to develop two "Passage Minutes" for the Town of Stony Creek in connection with the Warren County Quadricentennial Program, and

BE IT FURTHER RESOLVED, the Town Board further authorizes and directs the Town Supervisor to take such other and further action as may be necessary to effectuate the terms of this Resolution.

Duly adopted this 20th day of April 2010. Roll call vote, all in favor.

Supervisor Thomas reported that Carl Thomas was removed for not complying with the training and certification requirements and cannot be reappointed by the town board. He will be able to run for this position in November.

065-10 A resolution was made by Councilman Liebl seconded by Councilman Ross appointing Tara T. Fisher of 24 Tucker Road Stony Creek, NY as Assessor to fill the vacancy created by Carl L. Thomas of 4 Seth Mountain Road Stony Creek, NY. This term expires December 31, 2010. Roll call vote, Councilman Aldrich-Yes, Councilman Ross-Yes, Councilman Liebl-Yes, Councilman Gill-Yes, Supervisor Thomas-No.

066-10. A resolution was made by Councilman Aldrich seconded by Supervisor Thomas to sell 20 used 4X4's, which was taken out from the bridge on Tucker Road, for \$6.00 each to David Farrell. Roll call vote, all in favor.

Supervisor Thomas reported that a proposal was received from LA Group for the Smart Growth Grant that was awarded to Stony Creek from the Department of Environmental Conservation in the amount of \$25,000.00. He isn't asking to approve the proposal and if the Board should get more proposals we can do that. Also at the end of the proposal there is another proposal to expend \$5000.00, which is not grant money it's town money on the feasibility study for a development of a business park at the town transfer center. This is separate from the grant, other proposals can be received there are companies or firms like LA Group. However LA Group is pretty reputable and well known.

We should get somebody and pay him some chunk of money and tell us what is feasible on that one side, if it's feasible. What type of business to locate there and how to set it up. You are going to spend money to do that unless you know someone that does that for a living and donate their time. The Town Board will review the proposal and a Special Meeting will be held on May 4th at 6:30 PM to get input on the La Group and also maybe meet with the Comptroller before that or maybe that day to iron out the purchase order.

Councilman Gill stated a couple years ago they were talking about fixing the creek in front of his house. They were suppose to do it last year and postponed it to this year. He asked if Supervisor Thomas heard when they were going to do that. Supervisor Thomas stated nobody told him. Councilman Gill stated they came up and surveyed it a year ago and said they were going to straighten it out. Supervisor Thomas will check on this.

Councilman Gill stated some people in town were wondering about the garbage pickup and about getting a company to come in and doing garbage pickup at their house he can get prices. Supervisor Thomas stated we did check into that, it was a couple years ago. We could set up a district and could have garbage pickup, license or lease with private companies. Councilman Gill stated he knows some companies and can get quotes. Supt. Bradley stated in theory you could eliminate the job to two days a week and offset the cost of it. Supervisor Thomas stated that would be a good idea.

Councilman Liebl asked about the update on the railroad. Supervisor Thomas stated Upper Hudson still has the contract till the end of the year. The County is in the process of putting together another Request For Proposals for other operators. A meeting was held at the beginning of February and Iowa-Pacific, a company out of Chicago and another out of Maine that runs a similar tourism train put on a presentation. The guy from Iowa-Pacific has several of them. Hopefully we get the right RFP together and get these people interested we will hire one of those fellows and get rid of these so called operators we have now. The ones that came to the presentation, they all want freight rights. They want to be connected to Saratoga and they want to be connected to Schenectady.

One company was willing to put up one million dollars of insurance and maintain the tracks as long as they can have the freight rights and develop business.

Councilman Liebl asked what was the objection of giving them the freight rights.

Supervisor Thomas stated he doesn't know that there is. They put out an RFP and didn't get any responses other than Upper Hudson. He doesn't think it was put together right and didn't advertise in the right places. That's why we brought these other people here to kind of educate us. He thinks if you get the right company operating on that line and get connected to Saratoga and on to Schenectady he thinks it will be fine, but as long as we have these guys that's on it now it's a waste of time, as far as he is concerned. He would have fired them last year and he made sure everybody knew that.

They are going to operate this summer. The way they are talking they are going to do two trains. They are going to have a train in North Creek doing what they've been doing for years and then they are going to have one going from Corinth to Thurman probably a couple days a week.

Councilman Liebl asked about the update on the trash plant. Supervisor Thomas stated he thinks the bonds are paid off next year, this is the last the County had to budget for it. Next year there is money in an escrow account that will cover the expense next year. Last year the County had a problem with it, the electric was so low with it.

Whatever contract they got together back when they did this, if the price of electricity gets high enough they get revenue from it but if it drops the County has to make up the shortfall.

Last year it cost the County a three million dollar shortfall. That was part of the budget problem.

Supt. Bradley asked if the town at one time, did Thurman offer to go in halves with Stony Creek for their garbage truck? Supervisor Thomas stated last year he talked about it. Supt. Bradley stated they told him Stony Creek turned the partnership down. Supervisor Thomas stated he didn't know for sure.

Supt. Bradley asked if we are looking for a new tandem truck or not. Are we going to, should he get figures together and see what the Board wants to do? Councilman Ross stated, aren't you on a plan to replace trucks in so many years. Supt. Bradley stated yes, but its not set in stone, He brought it up that he thought we needed one. The Board thought it was a good idea that's as far as it got. Do you want him to continue getting figures? If you ordered it now you wouldn't get it before winter it takes six months. Supervisor Thomas stated he would say get some information, prices, gives us options. Supt. Bradley stated he has four options and will bring them at the May 4th meeting.

Supt. Bradley asked about sloping the hill, at the Recreation Field, by the garage and road going in to the recreation field. Supervisor Thomas stated they are planning to take down the fence knock the lower hill off and get grass growing. Councilman Gill asked about the light by the basketball court. Harold Hastings has been working on this.

A motion was made by Councilman Ross seconded by Councilman Gill to adjourn the meeting at 8:36 PM. All in favor, motion carried.

Respectfully submitted,

Susan Harrington
Town Clerk