

August 18, 2015

The regular Town Board meeting of the Town of Stony Creek was held on August 18, 2015. Supervisor Frank Thomas called the meeting to order at 7:01 PM with members present:

Councilman Nathan Thomas
Councilwoman Doreen Ryan
Councilman Carl Thomas
Attorney James Cooper
Absent: Councilman John Thomas

July 16, 2015 minutes:

Due to pages 56 and 57 missing corrections will be made at the September 15th meeting.

095-15. A resolution was made by Councilman Nathan Thomas seconded by Councilman Carl Thomas to pay the General Fund bills in the amount of \$10,264.81. Roll call vote, all in favor.

096-15. A resolution was made by Councilwoman Ryan seconded by Councilman Nathan Thomas to pay the Highway Fund bills in the amount of \$124,468.18.

Discussion: Supervisor Thomas stated the bills for Palette Stone and Peckham totaled \$121293.12 and were for Capital Improvements, paving and rubble. Roll call vote, all in favor.

Town Clerk Report:

Conservation licenses	\$ 9.66
Faxes	5.00
Copies	<u>1.00</u>
Total Town Clerk fees	\$ 15.66
Dog licenses	<u>\$100.00</u>
Total Town Revenues to Supervisor	\$115.66
NYS Agriculture and Markets	\$ 20.00
NYS Dept. of EnCon	<u>\$165.34</u>
Total disbursed	\$301.00

Correspondence:

Dog control log- July 2015

Cheyenne Thomas, Vice President Stony Creek Fire Co.-Permission to use the town park for their family picnic Saturday September 19, 2015.

Stony Creek Seniors 50 Plus Club-permission to use the town park for the annual picnic September 11, 2015.

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

Stony Creek Fire Co.-Permission to use the town park for their family picnic Saturday September 19, 2015.

Stony Creek Seniors 50 Plus Club-permission to use the town park for the annual picnic September 11, 2015. All in favor motion carried.

Old Business:

Landfill/Transfer Station: TV's and CRT's.

Supervisor Thomas stated last month we talked about the TV's and CRT's and we have to pay 25¢ a lb. to dispose of them and we established just a general fee of \$5.00 for small, \$7.00 for medium and \$10.00 for large. At that time he talked about maybe buying a scale. He went into a couple of catalogs and printed out a page from Uline, they have several varieties from \$2100.00 to \$529.00, that's for a digital floor model. He did find another, it's a digital hanging scale, 100 lb. capacity for \$119.00. He passed this information to the Board members to see if that's what they want to do or just leave it the way it is. He does know that people have been using their free dump cards because it doesn't say on the dump cards you can't dispose the TV's.

Councilwoman Ryan stated we changed it for the tires so maybe we can change that too.

Supervisor Thomas stated yes the next time around. Councilman Carl Thomas stated he has seen some platform scales up to 500 lbs. with weights on them, he didn't look at the price tag.

Councilwoman Ryan asked if we are going to do it by pound now or still do it by small, medium or large. Supervisor Thomas stated that's up to the Board. He just looked into the scales, which would be a good idea. If the TV is 100 pounds it would cost \$25.00 to get rid of the TV.

Councilman Nathan Thomas asked if this was just for the CRT's. Supervisor Thomas stated yes.

Councilman Nathan Thomas stated how do we describe the difference, are they labeled CRT.

Supervisor Thomas stated anything with a tube. Councilman Carl Thomas stated he thinks everyone has gone to a flat screen. Councilman Nathan Thomas stated hopefully everyone has gotten down to mostly a flat screens. Supervisor Thomas stated people have had three years to dispose of their TV's for free and like he said last month they can take them back to the manufacturer for free if you can find their drop-off location. Councilman Carl Thomas stated he thinks Ray Supply has one behind their building and there is another place in Glens Falls.

Councilwoman Ryan stated we just don't want to see them lying beside the road.

Councilman Nathan Thomas stated at least we're getting something back on the sliding scale we have right now and to put \$3-500.00 in a scale is, Supervisor Thomas stated defeating the purpose. Councilwoman Ryan likes the flat fee for small, medium and large, we may be paying a little more but it still is a service to the town.

Parks and Rec.: Pavilion use.

Supervisor Thomas stated the Town Board was given the proposed or possible Pavilion Reservation Form. He thinks this should be talked about and look it over for a month. He doesn't think it's anything that will be proposed this year but start in 2016.

He thinks it would be very helpful to everybody. It will ask pertinent questions. You get the phone number, the number of people that will use it. It includes if they will have a bounce house, tents, dates and everyone here will know what's going on. The only thing that might need to be added to it is if we feel there needs to be some rules about certain items. If they are going to set up a bounce house and tents they should issue the town a Certificate of Insurance, making the town additional insured. Councilman Nathan Thomas stated it's very common any place. They used the Hadley Senior Center and that's standard now you need a rider from the insurance co. Supervisor Thomas stated we have no way of controlling what they put up. Councilman Nathan Thomas stated you put a cover letter with it stating the purpose. He doesn't know if we're going to do a separate idea for, first reserve for residents or first reserve for non-residents so people understand what's going on. Supervisor Thomas stated he thinks these are the things that need to be thought should be discussed and if it's a form or policy.

Attorney Cooper stated New York has a Statue called the General Obligations Law and there is a provision in that, that exempts a property owner from liability for certain recreational activities on the property and over the years its grown from hikers, hunters to include swimmers, ATV'ers snowmobilers and the list has gotten quite broad. The only exception to this shelter, this isn't saying you can't be sued, but the lawsuit should be dismissed very quickly if you can prove the plaintiff in one of these classes of recreational, the exception is if you charge a fee. So he would suggest along the things we put in the back of your minds or at the next meeting that we take out the words "and the immediate area" of the very first sentence in the form because if somebody hurts themselves playing just in the grass outside of the pavilion we don't want the fact that we charged the fee to eliminate the towns exemption under the General Obligations Law.

Supervisor Thomas stated a lot of places have rules of similar types of process. Some of them allow alcohol and some of them don't allow alcohol. We do have an open container law in Stony Creek however people do partake drinking alcohol down there. That's something that needs to be determined one way or another and the other thing he mentioned last month was charging a fee to folks from out of town. There seems to be getting a lot of out of towners. There's been actually one or two from town.

Councilman Carl Thomas stated on the alcoholic beverages we can general post it.

Supervisor Thomas asked the board to look it over and see what should be added, taken out or changed and get it approved, that way it will be consistent.

Committee Reports:

Councilwoman Ryan reported the Stony Creek Fire Co. will have a Car Show at the town park on Sunday September 13, 2015.

Supervisor Thomas reported the CFA application grant for the Municipal Wastewater System study was not submitted because it was a 50/50 grant.

Dean Farm Trails:

Supervisor Thomas reported the trails are coming to an end. Sandy, Cathy and Bill have missed a couple of weeks for vacation and Sandy and Cathy competed in the Iron Man Competition in Lake Placid. They are spreading rubble on the existing trail and there are a few more items to get done and the other wagon needs to be finished.

New Business:

Youth:

097-15. A resolution was made by Councilman Carl Thomas seconded by Councilwoman Ryan authorizing the Supervisor to sign the Reimbursement Agreement between the County of Warren acting on behalf of the Warren County Youth Bureau and the Town of Stony Creek for the year 2015. The Town agrees to accept from the County as reimbursement the sum of \$825.00 for providing Youth Recreational Programs to the town during 2015. Roll call vote, all in favor.

Town Park:

Basketball court:

Supervisor Thomas reported the Scout leader Sue Brooks and her son would like to repave the basketball court. He spoke to Supt. Bradley and he said it would cost \$3600.00. 60 ton at \$60.00 a ton. Sue Brooks stated it would cost \$2400.00. Councilman Nathan Thomas suggested getting together with the Boy Scouts and see what is going on.

Supervisor Thomas stated there is chain link fence at the landfill and there is \$1571.00 that was donated from the Stony Creek Restoration Committee when they dissolved that can go toward this.

Supervisor Thomas reported that Mrs. Brooks was going to get a private company to do the paving. Councilman Nathan Thomas stated he would like to have a timeline and plans from them. Supervisor Thomas stated that Moses Corliss will be making Bat and Bird houses to be placed on the Dean Farm Trails.

Budget transfers:

098-15. A resolution was made by Councilwoman Ryan seconded by Councilman Nathan Thomas authorizing the following budget transfer:

Debit A1990.4 Contingent in the amount of \$1212.01.

Credit A7989.4 Other Culture (Library Grant) in the amount of \$210.00.

Credit A7550.4 Celebrations in the amount of \$1002.01. Roll call vote, all in favor.

099-15. A resolution was made by Councilman Nathan Thomas seconded by Councilwoman Ryan authorizing the following budget transfer:

Debit A6410.4 Publicity in the amount of \$5000.00.

Credit A7180.2 Special Recreation Equipment in the amount of \$1265.00.

Credit A7180.4 Special Recreation Contractual in the amount of \$3735.00.

Roll call vote, all in favor.

From the floor:

Carol LaGrasse reported that Peter had a request from Sandra Payne on a movie that was made at the slave cave on the Haskell Property. Mrs. LaGrasse asked if there was anyone that could make a copy of this VCR tape in case the original was destroyed. Attorney Cooper stated Adirondack Video in Queensbury and Councilman Carl Thomas stated that Ray Supply also.

Mrs. LaGrasse will check on this.

A motion was made by Councilman Nathan Thomas seconded by Councilman Carl Thomas to adjourn the meeting at 7:39 PM. all in favor, motion carried.

Respectfully submitted,

Susan Harrington, RMC
Town Clerk