

The Regular Meeting of the Town Board of the Town of Brighton was held Thursday, December 13, 2001 at 7:00 p.m. at the Brighton Town Hall, Paul Smiths, NY, with the following:

PRESENT: Supervisor Christopher Leifheit
Council Members: Alicia Bodmer
Linda Dobson
John Quenell
Roger Smith

ABSENT: None

OTHERS PRESENT: Elaine Sater-Town Clerk, Tom Willis-Historians, Nik Santagate-Justice

GUESTS: None

RESIDENTS: There was 1 resident present

Meeting was **Called to Order** by Supervisor Christopher Leifheit at **7:05 p.m.**

APPROVAL OF MINUTES:

Motion made by Supervisor Christopher Leifheit to accept the minutes of the Regular Town of Brighton Board Meeting November 8, 2001, as written, second by Alicia Bodmer, All Aye

Motion made by Supervisor Christopher Leifheit to accept the minutes of the Public Hearing for Budget 2002, November 15, 2001, as written, second by Alicia Bodmer, All Aye

Motion made by Supervisor Christopher Leifheit to accept the minutes of the Special Town Board Meeting, November 15, 2001, as written, second by Alicia Bodmer, All Aye

TOWN CLERK REPORT

Total Revenue to Supervisor as of November 30, 2001 was \$97.65

- 1 DEC Sport Licenses
- 1 Certified Copy of Vital Record
- 1 Copier Use
- 2 Dog Licenses
- 2 Building Permits (BRI2001-43 and 45)

1. Received notification dated November 28, 2001 from the Board of Elections, Re: Election results, Christopher Leifheit was elected for a two-year term to Supervisor, Steven Tucker and John Quenell were elected for four-year terms as Council Members, Donald Oliver was elected for a two-year term as Superintendent of Highways, Amber McKernan was elected for a two-year un-expired term as Tax Collector.
2. Excess Equipment: Typewriters will go out for bid with opening at January 10 meeting
3. Training for newly elected official is in Albany Jan 7-9 (Mon – Wed), Registration fee is \$160 per person. Hotel registration is separate.
4. Faxed a notice to the Adirondack Daily Enterprise, Re: 2000 Annual Financial Report is on file, published December 4, 2001
5. Received notice from Franklin County Legislature, Re: Dog Quarantine in Franklin County, all dogs must be securely confined between December 18, 2001 and May 1, 2002 to protect the deer.
6. Town Hall Schedule: Food Pantry-Dec 13, Town Clerk's Office will be closed December 18, 25, and January 1.
7. Park Use: No requests

SUPERVISOR'S REPORT AND CORRESPONDENCE:

BUSINESS AT HAND:

1. **BALANCES OF ACCOUNTS** as of December 13 were not available

2. BUDGET 2001 AMENDMENT #10: GENERAL FUND

RESOLUTION #100

AUTHORIZATION FOR BUDGET 2001 AMMENDMENT #10 FOR GENERAL FUND

Motion made by Supervisor Christopher Leifheit to approve Budget 2001 Amendment #10 to the General Fund and the following amounts be and the same hereby are transferred:

\$1,027.00 from Account No. A1620.4 (Buildings CE) to Account No. A9060.8 (Medical and Hospital Insurance)

\$59.00 from Account No. A8810.4 (Cemetery CE) to Account No. A8810.2 (Cemetery Equipment)

\$260.00 from Account A1990.4 (Contingent) to Account No. A5010.4 (Highway and Street Administration CE)

\$3,470.00 from Account A1990.4 (Contingent) to Account No. A6460.4 (Agency HUD)

\$51.00 from Account No. A1410.4 (Town Clerk CE) to Account No. A4020.4 (Reg of Vital Statistics CE)

\$511.00 from Account No. A1990.4 (Contingent) to Account No. A3620.4 (Safety Inspector CE)

\$1,555.00 from Account No. A1910.4 (Unallocated Insurance CE) to A1420.4 (Attorney CE)

\$128.00 from Account No. A1410.4 (Town Clerk) to Account No. A1355.4 (Assessor CE)

Second by Alicia Bodmer, All Aye

Roll Call Vote:

Supervisor Christopher Leifheit Aye

Council Members: Alicia Bodmer Aye
 Linda Dobson Aye
 John Quenell Aye
 Roger Smith Aye

Resolution #100 declared duly adopted.

3. BUDGET 2001 AMENDMENT #3 FOR HIGHWAY FUND: Funds are needed in Capital Improvements to cover additional expenses for paving the White Pine Camp Road

RESOLUITON #101

AUTHORIZATION FOR BUDGET 2001 AMENDMENT #3 FOR HIGHWAY FUND

Motion made by Supervisor Christopher Leifheit to approve Budget 2001 Amendment #3 for Highway Fund and the following amounts be and the same hereby are transferred:

\$3,371.00 from Account No. DA5130.4 (Machinery CE) to Account No. DA5112.2 (Capital Improvements)

\$1,729.00 from Account No. DA5148.1 (Services-Other Govt PS) to Account No. DA5142.1 (Snow Removal PS)

\$5,390.00 from Account No. DA5148.1 (Services-Other Govt PS) to Account No. DA5142.4 (Snow Removal CE)

\$780.00 from Account No. DA5110.1 (General Repairs PS) to Account No. DA5112.2 (Capital Improvements)

\$415.00 from Account No. DA5130.4 (Machinery CE) to Account No. DA5112.2 (Capital Improvements)

\$1,808.00 from Account No. DA885 (Equipment Reserve) to Account No. DA5112.2 (Capital Improvements)

Second by Alicia Bodmer, All Aye

Roll Call Vote:

Supervisor Christopher Leifheit Aye
Council Members: Alicia Bodmer Aye
 Linda Dobson Aye
 John Quenell Aye
 Roger Smith Aye

Resolution #101 declared duly adopted

4. CORRECTIONS TO 2000 TAX COLLECTION DEPOSITS: Taxes collected during 2000 were deposited in the incorrect accounts. Taxes collected of \$23,562.00 were deposited into the Highway Fund instead of the General Fund. These funds need to be transferred out of the Highway Account and deposited into the General Fund Account. Taxes collected of \$1,000 were deposited into the Special District for Fire Fund Account and need to be transferred into the General Fund Account

RESOLUITON #102

AUTHORIZATION TO TRANSFER FUNDS TO CORRECT HIGHWAY FUND FOR 2000

Motion made by Supervisor Christopher Leifheit to authorize a transfer of \$23,562.00 (deposited in error into the Highway Fund Account during 2000) by writing a check from the Highway Fund Account and depositing \$23,652.00 into the General Fund Account, second by Linda Dobson, All Aye

Roll Call Vote:

Supervisor Christopher Leifheit Aye
Council Members: Alicia Bodmer Aye
 Linda Dobson Aye
 John Quenell Aye
 Roger Smith Aye

Resolution #102 declared duly adopted

RESOLUTION #103

AUTHORIZATION TO TRANSFER FUNDS TO CORRECT FIRE DISTRICT FUND FOR 2000

Motion made by Supervisor Christopher Leifheit to authorize a transfer of \$1,000.00 (deposited in error into the Special District (Fire) Fund Account during 2000) by writing a check from the Special District (Fire) Fund Account and depositing \$1,000.00 into the General Fund Account, second by Alicia Bodmer, All Aye

Roll Call Vote:

Supervisor Christopher Leifheit Aye
Council Members: Alicia Bodmer Aye
 Linda Dobson Aye
 John Quenell Aye
 Roger Smith Aye

Resolution #103 declared duly adopted

5. FAREWELL TO ROGER SMITH: Supervisor Christopher Leifheit read a letter to Roger Smith thanking him for his long service (over 10 years) to the Town of Brighton as a Council Member. He also presented Roger Smith with a farewell gift. Roger said he would miss sitting on the board.

6. REMOVAL OF THE FIRE TOWER ON ST REGIS MOUNTAIN

RESOLUTION #104

OPPOSITION TO THE REMOVAL OF THE FIRE TOWER ON ST. REGIS MOUNTAIN

WHEREAS, the Town of Brighton considers the Fire Tower on St. Regis Mountain to be of significant local value: as a historic landmark, as an important orienting beacon, and as a factor in the aesthetic quality of a large portion of the Town, and

WHEREAS, the State of New York has expressed its intentions of removing the Fire Tower from the mountain in the near future, and

WHEREAS, the Town of Brighton feels that the State of New York is, or should be, capable of flexibility in the administration of its Master Plan,

THEREFORE BE IT RESOLVED that the Town of Brighton opposes the removal of the Fire Tower on St. Regis Mountain and would enjoy being a part of any discussion with the State of New York that explores other options to that removal.

Motion made by Supervisor Christopher Leifheit, Second by Alicia Bodmer, All Aye

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Roger Smith	Aye

Resolution #104 declared duly adopted

7. JUNKYARD OF EASY STREET (Route 86): The Code Enforcement Officer issued by an appearance ticket for Dec 19, 2001 to a resident on Easy Street for junk in the yard in violation of Local Law 4-2001, Prohibiting Litter, Clutter, and Debris.

8. HUD Update: Friends of the North Country requested payment for November services. Supervisor Christopher Leifheit drafted a letter to Ann Holland regarding his letter of September 4, 2001 that requests backup documentation to support the charges made to the Town.

Motion made by John Quenell authorizing Supervisor Christopher Leifheit to send a letter to Ann Holland at Friends of the North Country reminding her that the Town of Brighton would like to see documentation to support the charges made to the Town for services rendered before payment is made, second by Alicia Bodmer, All Aye

9. AUDIT UPDATE: The auditor would like to meet with members of the Town to discuss the audit he preformed on the Town for 2001 on Thursday, January 3, 2002 at 10:00 am.

10. 2002 ORGANIZATIONAL MEETING: Scheduled for January 10 at 6:30 p.m. to be followed by the regular monthly board meeting. Vouchers will be audited at 6:15 p.m.

11. BID OPENING-SNOWPLOW: A second bid opening was held on November 20, 2001. Only one bid was received from M.A. Jerry & Co, Inc of Plattsburgh, NY, for a new 2002 Snowplow.

RESOLUTION #105

AUTHORIZATION TO ACCEPT BID FOR 2002 TANDEM SNOW PLOW

Motion made by Supervisor Christopher Leifheit to accept the single bid for \$127,957.00 for a 2002 International Tandem Snowplow from M.A. Jerry & Company, Inc. of Plattsburgh, NY, with a 5-year/500,000 miles warranty on the Cummins engine and an 8-year Chassis warranty for \$1,746.00, second by Alicia Bodmer, Aye 3, Abstain 2 (Smith & Dobson)

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
Council Members: Alicia Bodmer	Aye
Linda Dobson	Abstain
John Quenell	Aye
Roger Smith	Abstain

Resolution #105 declared duly adopted

12. Council Members:

John Quenell –

1. Stunzi Project: The Stunzis would like the Town to discharge their mortgage of \$15,000 from the first HUD loan (1994) they received from the Town. The Attorney for the Town, Janet Bliss, recommends the Town not discharge the mortgage until the Town secures an agreement from the Stunzis that they admit to noncompliance with the terms of the second HUD loan granted in 1998 in the amount of \$5,039 and return the entire amount of that loan. The Stunzis are willing to discuss a partial noncompliance with regard to the second loan and would give back most but not the entire \$5,039 loan. They maintain the two loans are not linked, they have complied with the terms of the first loan and the town is now obliged to discharge the mortgage without regard to any circumstances concerning the second loan. The Attorney for the Town, Janet Bliss, finds this unacceptable. The Stunzis have contacted the regional HUD Office in Buffalo and are preparing an appeal.
2. Evergreen Trailer Park Update: November 20, 2001 the Department of Health held an Administrative Tribunal for Charlies, owners of the Evergreen Mobil Home Park. They were fined \$7,750 for five health law violations (absence of chlorination in the water supply, dangerous roads, abandoned trailers, no park manager, overflowing septic system). The Charlies were ordered to remedy the violations promptly and the DOH said they would examine the park on December 15 for compliance. If violations still exist at that time it is likely there will be further enforcement action. The Charlies appear to be interested in selling the park. At least four potential buyers have expressed an interest in the park.

NEW BUSINESS:

There was no new business

COMMITTEE REPORTS:

- 1. JUSTICE- Nik Santagate:** Disposed several cases during November; check to the Comptroller's for \$2,100.00
The court has been extremely busy and December is the same way.
- 2. HIGHWAY – Don Oliver:** No Report
- 3. INSURANCE - John Quenell:** New Blue Cross Blue Shield rates for the Highway Department health insurance contract have been announced. They represent an 18.8% increase. The rate for the General Fund employee policy represents a 20.4% increases. A 20% increase overall went into the 2002 Budget.
- 4. ASSESSOR- Doug Tichenor:** No Report
- 5. TAX COLLECTOR- Amber McKernan (by John Quenell):**
 - a. Business is becoming more brisk as tax collection time draws near. Tax servicing institutes and mortgage holders are requesting 2002 tax bills
 - b. Received 2 court related phone calls.
 - c. Will be out of Town until December 27.
- 6. CODE ENFORCEMENT OFFICER-Ed Lagree:** No Report, mileage reports are available from Supervisor Christopher Leifheit.
- 7. CEMETERY-Linda Dobson:** Reviewed cemetery policy and rules, revised copy for board members to review and discuss at next board meeting
- 8. PARK-Alicia Bodmer:** No snow

CITIZENS COMMENTS:

Tom Willis-Garondah Road:

- Who will the Resolution for the Fire Tower be sent to? Governor and others who can change the policy will get a copy. A grass roots effort is underway to keep the tower in place.
- Brighton 2000 Open House will be on Saturday December 15, 2001, from 1-4 pm. Pictures and Compact Disc will be available for viewing. Chris Ortlof sent a letter complementing the CD he received.
- Delivery Date on the new truck? Not available yet.

RESOLUTION #106-2001

AUTHORIZATION TO PAY ALL BILLS LISTED ON ABSTRACTS

Motion made by Supervisor Christopher Leifheit **to pay the vouchers as listed on the abstracts attached to these minutes as follows:**

ABSTRACT #12–All Funds: Pre-Paid Voucher #12A though and including #12K as follows: General Fund \$5,321.75, Highway Fund \$2,227.24, Street Lighting \$58.70 and 2000 Fund Transfers of \$24,562.00

ABSTRACT #12-General Fund: Voucher #226 through and including Voucher #248 as follows: \$3,704.79

ABSTRACT #12-Highway Fund: Voucher #145 through and including Voucher #155 as follows: \$3,869.99

Second by Alicia Bodmer, All Aye

Roll Call Vote:

Supervisor Christopher Leifheit	Aye
Council Members: Alicia Bodmer	Aye
Linda Dobson	Aye
John Quenell	Aye
Roger Smith	Aye

Resolution #106 declared duly adopted.

Motion made by Supervisor Christopher Leifheit **to adjourn the Regular Town Board Meeting at 7:50 pm**
second by Roger Smith

Respectfully submitted,

Elaine W. Sater
Brighton Town Clerk