

SPECIAL BOARD MEETING - TOWN OF BRIGHTON - FRANKLIN COUNTY, NY
September 25, 2008

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A Special Meeting of the Town Board of the Town of Brighton was held Thursday, September 25, 2008 at 7:30 p.m. at the Brighton Town Hall, Paul Smiths, NY, with the following:

CALL TO ORDER:

Meeting was Called to Order by Deputy Supervisor Steve Tucker at 7:31 p.m.
The "Pledge to the Flag" was recited

ROLL CALL OF OFFICERS

PRESENT: Deputy Supervisor Steve Tucker

Council Members: Sheila Delarm, Jeffrey Leavitt, and Lydia Wright

ABSENT: None

OTHERS PRESENT: Amber McKernan - Tax Collector and Elaine Sater - Town Clerk

RESIDENTS: There were two residents present and a representative of the media

NOTICE OF MEETING: Notice of this meeting was given to the Adirondack Daily Enterprise on September 23 by Deputy Supervisor Steve Tucker. Notice was posted on the Town Clerk's Sign Board on September 25.

- 1. TOWN BOARD COMMUNICATIONS:** Discussion was held on how to proceed. Different issues concerning communication between Board members and others such as the Attorney for the Town were discussed. No issues were resolved and were tabled until the next meeting. The Town Board will review the "Town Law" concerning their duties and the Supervisor's responsibilities.
- 2. WHITE PINE ROAD BRIDGE:** Discussion was held on the ownership of the bridge. It is still not clear as to who owns it. The County says they turned it over to the Town in 1995 by Resolution #66, but this resolution only references the road, it states "...the White Pine Road Over Osgood Outlet Bridge BIN3338310;..." . There is no information in the Town's files showing the Town asked for the ownership of the bridge or accepted the ownership of it from the County. The County says it was a verbal agreement. Town minutes from this time frame show that the County was waiting for a reply to a grant application but there is no further mention of it after September 1996. A FOIL was sent to the County for records of repair and bridge surveys. According to the records, the County repaired the bridge up until 1994. Surveys records are missing at the County for 1997/1998. According to the County records the bridge was "yellow flagged" in 1994. The "yellow flag" was removed in 1995 after the repairs were completed by the County. Jeffrey Leavitt said he spoke with David McDowell, the former Town HUD Administrator. He told Jeffrey Leavitt that White Pine Camp was asking for a grant to repair the Camp and the bridge was part of the repair project. It appears the grant was never received. The bridge could well be privately owned. Paul Smith's College owned the land surrounding the bridge and pieces have been sold to others over the years. Sheila Delarm and Steve Tucker met with County Legislatures Paul Maroun, Gordy Crossman and Tim Burpoe on Monday, September 22 to discuss this issue. Paul Maroun and Tim Burpoe have been very helpful with the ownership of the bridge.
- 3. ORDER ON CONSENT:** Received a copy of the Order on Consent signed by NYS DEC on September 12, 2008, from the Attorney of the Town, Scott Goldie. The check for \$2,500 needs to be sent to Attorney Landon at DEC. A letter needs to be included with the check stating that the Town complied with the compliance schedule.

RESOLUTION #88

AUTHORIZATION TO SIGN A LETTER OF COMPLIANCE FOR NYSDEC ORDER ON CONSENT

Motion made by Deputy Supervisor Steve Tucker, **second** by Lydia Wright, **To Wit:**

RESOLVED that the Deputy Supervisor be authorized to sign a letter to notify the NYS DEC that according to the Superintendent of Highways, Andy Crary, the Compliance Schedule has been completed as per Article II of the Order on Consent DEC Case Number CO 5-20070829-1.

ROLL CALL VOTE: Aye 4 (Delarm, Leavitt, Tucker, Wright), Nay 0, Vacant 1 (Supervisor)

RESOLUTION #88 declared duly adopted

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David Knapp entered the meeting.

- 4. APPOINTMENT OF NEW SUPERVISOR:** There are two names on the November 4 General Election ballot for Supervisor, David Knapp and Steve Tucker.

RESOLUTION #89

APPOINTMENT OF DAVID KNAPP AS SUPERVISOR

Motion made by Sheila Delarm, **second** by Steve Tucker, To Wit:

WHEREAS, Peter Martin, Sr. resigned as Supervisor on September 11, 2008, and

WHEREAS, the deadline for getting names on the November General Election ballot for Supervisor was September 25, 2008, and

WHEREAS, there are two candidates on the November 4, 2008 General Election ballot for Supervisor,

NOW THEREFORE BE IT RESOLVED that the Town Board appoints David Knapp as Supervisor effective immediately for the remainder of the year until December 31, 2008 and

BE IT FURTHER RESOLVED that the Supervisor be paid the remainder of the salary of Supervisor according to the 2008 Budget.

ROLL CALL VOTE: Aye 4 (Delarm, Leavitt, Tucker, Wright), Nay 0, Vacant 1 (Supervisor)

RESOLUTION #89 declared duly adopted

- 5. APPOINTMENT OF DEPUTY SUPERVISOR:** Supervisor David Knapp appointed Steve Tucker as Deputy Supervisor.

- 6. FINANCIAL TRANSACTIONS:** Names need to be changed on bank accounts and CLASS accounts

RESOLUTION #90

AUTHORIZATION TO CONDUCT FINANCIAL TRANSACTIONS

RESOLVED that Supervisor David Knapp and Deputy Supervisor Steve Tucker are authorized to sign checks, make deposits, and transfer funds from all Town accounts including the CLASS accounts.

ROLL CALL VOTE: Aye 5 (Delarm, Knapp, Leavitt, Tucker, Wright), Nay 0

RESOLUTION #90 declared duly adopted.

- 7. RESCUE CONTRACT FOR 2009:** Steve Tucker and Supervisor David Knapp will attend a meeting with the Village of Saranac Lake to discuss the 2009 Rescue Contract

- 8. SMART GROWTH GRANT COMMITTEE:** The Smart Growth Grant Committee will meet on Monday, September 29 at 3 p.m. at the Town Hall.

- 9. PARK:** Electrical bill at the Park dropped from over 500 kwh to 130 kwh since Jeffrey Leavitt removed the hose from the hot water heater and turned it off. The hot water was being used to keep the skating rink smooth.

- 10. TOWN HALL:** Jeffrey Leavitt had Hyde Fuel clean the furnace at the Town Hall and got it working. The locks have been changed on the doors to the building.

- 11. TELEPHONE SYSTEM:** Sheila Delarm is looking into getting more voice mail access for Town Officials.

- 12. BUDGET 2009 MEETINGS:** Supervisor David Knapp set the 2009 Budget meetings for October 16 and 23 at 6 p.m. The Board needs to review the request from the Assessor before the first meeting.

ADJOURNMENT

Motion to Adjourn at 10:05 p.m. made by Steve Tucker, **Second** by Supervisor David Knapp, **Aye 5 (Delarm, Knapp, Leavitt, Tucker, Wright) Nay 0**

Respectfully Submitted,

Elaine Sater, Brighton Town Clerk