

State of New York  
County of Fulton  
Town of Caroga

Minutes of the regular monthly Caroga Town Board meeting held Wednesday May 10, 2017 at the municipal building located at 1840 State Highway #10 at 7:00 pm with the following persons in attendance by Roll Call:

Supervisor Beth Morris- Here  
Council Member John Glenn – Here  
Council Member Anthony Sturchio - Here  
Council Member Jeremy Manning – Here

Other town department representatives in attendance were Steve Jennings – Golf Pro, Manager, and Greenskeeper, Steve Putman – Highway Superintendent, Deputy Town Clerk – Judith Aldinger, Deputy Hwy Superintendent – Charles Wager, Donald Travis –Janitor, and Gene Centi – Weed Harvesting Coordinator. There were 66 members of the public in attendance. By the end of the meeting there were 72 people in attendance and 3 out in the hall.

Supervisor Morris called the meeting to order at 7:07 pm. The flag salute followed.

Supervisor Morris made a motion to waive the reading of the minutes of the April 12, 2017 meeting. Council Member Sturchio seconded the motion.

Supervisor Morris read the following Proclamation announcing Municipal Clerks Week, May 7 – May 13<sup>th</sup> 2017

**Whereas**, the Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

**Whereas**, The Office of the Municipal Clerk is the oldest among public servants, and

**Whereas**, Town Clerks are the municipal clerks in the 932 towns of New York State, and

**Whereas**, The Office of the Town Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

**Whereas**, Town Clerks have pledged to be ever mindful of their neutrality and impartiality rendering equal service to all, and

**Whereas**, The Town Clerk serves as the information center on functions of local government and community, and

**Whereas**, Town Clerks continually strive to improve the administration of the affairs of the Office of the Town Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, county and professional organizations, and

**Whereas,** it is most appropriate that I recognize the accomplishments of the Office of the Town Clerk,

**Now, Therefore, I,** Beth Y Morris do recognize the week of May 7 through May 13<sup>th</sup> 2017 as Municipal Clerks Week and further extend appreciation to all Town Clerks for the vital services they perform and their exemplary dedication to the communities they represent. Applause

Council Member Sturchio further noted that a letter was received from the NYSTCA informing the board that Linda M. Gilbert Town Clerk has been awarded the associations Certification as a Registered Municipal Clerk. The award recognizes the professional competency of Ms. Gilbert in fulfilling the responsibilities of her office. The certification reflects the understanding of purpose of the association and her commitment to professional growth and development. Applause.

The board thanks Mrs. Gilbert for her hard work especially on board meeting days. The Deputy Town Clerk Judy Aldinger was thanked for her work on board meeting days also.

Rules for public speaking were read by Supervisor Morris. Reasonable rules of procedure for public participation must be reasonable and uniformly enforced. They should be made widely available to the public beforehand and read at the beginning of the public comment period. Rules indicate at what point during the meeting public comment will be permitted. (Beginning or end) The rules might include the amount of time each person may speak and whether they may speak on any issue or just issues on the agenda. The Committee on Open Government (COOG) has noted that the Town Board should adopt rules to prevent verbal interruption, shouting, or other outbursts as well as slanderous or obscene language or sign and movement during the meeting in order to ensure an orderly meeting and provide the clear ability for those in attendance to hear and observe the discussions and proceedings. The COOG has further opined that if the rules are not followed the town supervisor may contact the local law enforcement agency. If a person continues to interrupt, the COOG has opined that the town supervisor may ask the officer to remove the person or persons from the meeting. Supervisor Morris stated that from here on out the agenda shall note that these rules will be enforced from here on out.

Supervisor Morris stated the meetings are going to be civil and respectful. Every person will have 3 minutes to make a comment on anything they wish. After that the next person will be called upon. When the public speaking is closed it is closed for the rest of the meeting. The board is available for the public during the month. She asked the public to contact the board with any question they have and they will be happy to answer any questions they have.

***Public:***

Mr. Capparella stated one of the things that made things heated is Sherman's'. Since we got it, it has done nothing for the community but divide it. He did not want to spend any more tax money on it. He wished we could give it back because it is going nowhere. He asked if Mr. Abdella got back to the board about the letter that was sent. The board did not respond except to say to talk to them later. He asked what we were going to do with the place. "We have to get rid of it." It came off the tax rolls. Supposing it was an illegal transaction.....can't we start with that and give it back to him? He stated the town has no provisions to take care of that place. He doesn't

want to spend any more money on it thing or fight about it anymore. That is all we have been doing for two years.

Mr. Long stated in previous meetings it has been alleged that there is a cloud over Sherman's. Reportedly it is a legal cloud. He asserted based on what Attorney Ferlazzo has said that the cloud very much exists but it is in part the fact that this thing floods (a photo was given to each board member) It has no sewer district and cannot be disposed of either by lease or sales without permissive referendum objective being raised by the citizens. So there is a real cloud over it. But it is not a legal cloud. Attorney Ferlazzo has repeatedly said that the town owns it free and clear. For that reason Mr. Long sees no reason to embark on a declaratory judgement which is in effect a lawsuit. The statute of limitation for the article 78 has passed. He noted there is no reason to start a lawsuit which may drag on for years and drag this town down.

Public speaking was then closed.

Lynne Delesky thanked everyone who came out last Saturday to clean up garbage on the roads in the Town. She thanked Mr. Travis for getting all the equipment out. They picked up 25 bags of trash. There are still some sections of roads that need to be cleaned up.

**Assessor Report:** Victoria Hayner submitted a written report. The 2017 Tentative Assessment Roll has been completed and is available for public review. A hard copy is available in the Town Clerk's Office or on the county website. If property owners have questions regarding their assessments, she invited them to come in and speak to her, or email, or leave a phone message.

During the month of May, in addition to her Tuesday regular hours, she will sit with the roll on Monday evening May 15 from 4 – 7 pm, and on Saturday May 27<sup>th</sup> form 9 am to 1 pm. Grievance Day is scheduled for Wednesday May 31, from 4 – 8 pm at town hall. She is in the office on Tuesdays from 8 – 2 pm. Her email is [value411@mycap.rr.com](mailto:value411@mycap.rr.com).

The assessor has requested to spend up to \$500 for a consultant to work on the software for the reevaluation for next year. The board will discuss this later.

**BTI-** Mr. Delesky was unable to be at this meeting; Lynne Delesky showed the board a picture taken by John Burns. It illustrates the larva - what we are after. Without the BTI team eliminating them in the streams each larva would emerge as an adult biting black fly. Most of the streams have returned to their normal banks of flow after the 1 ½ inches of rain. All 6 applicators are out monitoring and treating as needed. They have used approx. 25 gallons of Vectobac so far this year. The picture was circulated among the public.

**Clerk/Registrar:** Linda Gilbert submitted her monthly report for the month of April. She thanked the board for acknowledging Municipal Clerk week.

**Code Enforcement & Sanitation:** Mr. Duesler had computer problems so a monthly report was not submitted at this time. The code officer has handed in his resignation. His last day is May 24<sup>th</sup>. A resolution will be made to place an ad for a Code Officer.

**Blight:** Council Member Glenn stated he was working on putting out dumpsters each month for May, June and July. A hiccup is putting one on private land. The town can't do that for liability issues. He is going to ask some private citizens if they will allow dumpsters on their land. He will ask the Highway Superintendent to have one in August up by the Town Barn. Council Member Glenn wanted the first one to be placed by the campsite, the second one near Sherman's Park and another at town hall. He wants to set up a blight committee meeting.

**Dog Control:** Mr. Dutcher reported to the clerk that he had 5 calls for the month, he had a report of a dog bite, and he issued one ticket.

**Golf:** Mr. Jennings reported he has conducted soil tests in the last two weeks – and we are not in a drought. Not much to report due to the weather. He has fertilized but it is touch and go with mowing.

In the fall the #7 hole is slated to be worked on. The board will discuss the resolution for his contract at the end of the meeting.

**Highway** – Mr. Putman has had his crew grading roads prior to the rain. He is starting to install new road signs for nearly every road. He asked people to watch that no one rips them down. He asked everyone if they see something say something.

He will post a full time job opening that will become available in July due to a retirement. It will be advertised.

Mr. Putman has some new paperwork from Council Member Sturchio and Mr. Centi for some funding from the Water Quality Improvement Project with DEC. He asked the board to look into it. He also showed the board a new catalog on Salt Sheds.

Mr. Putman noted someone had dropped stone in the roadway from the Carver plant right through town. He tracked it to Morey Road. It was not a town truck. He noted the danger for motorcycles and windshields. Again if you see something say something to the sheriff.

The county sent the town a mowing contract for maintaining the county road rights-of-away. The town has 7.23 miles to be mowed. The county has offered a rate of \$400.00 per mile. As far as Mr. Putman is concerned it would be tight for him to do the work. He stated the county only counted one side of the road. He does not have the equipment to do the work. Our own equipment needs to be upgraded. If we were to do this the town should purchase a new mower with a side arm. He spoke to Mr. Yost who said he would probably be able to make a mower available to the town.

Council Member Sturchio noted the need for a concrete cover out in the parking lot. It is the one against the wall Mr. Travis reported. Mr. Costello was contacted about the work. Mr. Travis noted he would do the cap, fix the front step, and the crack in the block would be caulked. Mr. Putman will not pave until the end of May.

Council Member Sturchio is looking into a generator for the building. It would require a cement pad. He asked Mr. Putman if the highway department could help with that. He stated he would.

Council Member Sturchio noted the funding is to relocate a salt storage pile and or construct a structure to cover a salt storage pile. They will pay up to 75% of the total project cost for a salt shed. The procedure to apply for a WQIP round 14 funding is through the consolidated funding application website. There is a workshop at SUNY Oneonta for help with the grant application. Council Member Sturchio was interested in going on June 14<sup>th</sup>. Mr. Putman thought the session was during the time he would be at highway school. He is not ready to fill out the application; He stated it would have to go out to bid. He was not sure if the structure would be a clear span. The board has to discuss the details. He would like permanent poured walls. The applications are due July 28<sup>th</sup>. Council Member Manning thought it would take a month to write. There is a lot to be decided in the next two weeks to do this round of funding. The Highway Superintendent didn't like rushing this. He wondered if the board could talk to some political figures for some help for an extension. Council Member Sturchio will reach out for more information. Supervisor Morris stated she would talk to Assemblyman Butler. Mr. Putman stated he loses about 2/3 of the sand pile because it is stored outside.

**Lake Stewards:** The program is run with 2 part time and 2 full time stewards. One new person is needed this year. The program begins the last week of May around Memorial Day. The sites are open 10 hours a day on Monday through Thursday. And 12 hours a day Friday, Saturday, and Sunday. The Canada Lake Association will have a shed at the West Lake access this year for protection from the elements and to secure their equipment.

**Town Hall:** Mr. Travis reiterated that Mr. Costello will begin working on Wednesday next week on the various projects previously discussed. He noted the new lights on the outside of the building installed by the contractor for National Grid are coming off the wall. Matt Hillock will be contacted to secure them.

The clinic deck repairs have to be rebid. The bidder has to adhere to the specifications. The people who submitted bids last year will be called to resubmit.

Council Member Sturchio understood that Mr. Costello was not paid for the work at the end of the building where the bulkhead was. The job was not completed and he has not submitted a bill.

**Weeds:** Gene Centi stated that so far he has three divers and a tender. There is a possibility of one or two more divers and another tender. They met the past Saturday. They are enthusiastic to get back in the water. They need to make a few adjustments to the harvester mostly for safety reasons. They have to put a throttle control on, and a back flow valve is needed for the compressors. There are two compressors one for each diver. The housing has broken hoods. They expose the divers to hazardous situations. It needs a muffler – the noise is excessive. They have ear plugs but Mr. Centi suggested headset protection. Lastly he needs filters. They should be replaced every 50 hours, the divers stated they were only replaced once or twice during the season. He would like to have a case on hand.

The boat was to be launched this coming Monday. They were unable to locate the daily workbook binder and keys for the harvester or the battery. The Clerk – Linda Gilbert tracked down the keys and binder. They are in Florida. They will be sent back up to us. The battery is locked up in the previous Weed Director's house. Mr. Centi indicated he would buy a new battery.

The town owns four regulators – they were left in a plastic bag in the trailer for the winter. There was a lot of moisture in the bag. They were sent out to be checked. Mr. Centi has been unable to speak to Leigh Walrath of the APA. He wants to discuss an Echo Harvester with him. One is being used in the Adirondacks under a beta program. The town currently has a permit to hand harvest and to put down mats. Mr. Centi noted the need for a lake assessment. The APA is asking for it to be done. There is money in the budget for one. He will contact Larry Eckler to see what the cost is.

So far Mr. Centi has located 3 large, 3 medium and 5 small beds of milfoil on East Caroga Lake. He would like to get pictures from a drone and an underwater camera to see how large they are. He asked the public if they see floating milfoil to pull it out of the lake. There is a lot washed up by the campsite. The area is 2 feet wide and 6 – 8” deep. If you have a milfoil site in front of your home put a plastic jug out to mark it.

Mr. Centi gave the 2015 CSLAP report to Council Member Glenn. The report states the milfoil is problematic. One of the things we can do is to buy and use fertilizer and soap products that do not have phosphates in it. Septic systems should be dye tested when problems are reportedly found. On page 7 of the report Council Member Glenn reads; the “Evaluation of the Lake Condition Impacts to Lake Uses”. East Caroga Lake is one of the lakes listed in the 2003 Mohawk River basin priority water body list. The recreation listed is threatened due to excessive weeds. The CSLAP data of East Caroga Lake including water chemistry data, physical measurements, and volunteer sampler’s perception data is inadequate to evaluate the use of lake water as potable water. The lake is not classified for this use.

As for public bathing it would be fully support except if there is a presence of Blue Green Algae bloom, although additional data will help to determine if this was a one-time phenomenon.

Mr. Centi noted if you see the algae do not swim in it or allow pets in it. The reports states that aquatic life may be threatened by road salt run off, deep water hypoxia, and the presences of aquatic plants. The report is available on line at the DEC website. The CSLAP testing is done on a volunteer basis on various lakes. Council Member Glenn stated his son would be helping Mr. Long in doing some chemical studies.

Mr. Centi noted the work going on at the campsite. There is a Caroga Lake Public Campground Unit Management Plan on the DEC website. Comments will be accepted until the 15<sup>th</sup> of May. Mr. Centi stated they do not mention the aquatic weeds. He plans to make comment on the report. Council Member Glenn asked if the public beach used for swimming would be tested. Mr. Centi noted CSLAP does not test for bacteria. There is a report on the DEC website about West Caroga as well.

**Youth:** Supervisor Morris made a motion to accept the resignation of the Youth Director Rachael Simonds. Council Member Manning seconded the motion. All board members were in favor of the motion.

Council Member Manning noted many people are upset about losing the director. He will be the liaison now, and Supervisor Morris will be the liaison for the building. Two applications were received for the position. Council Member Manning met with Mr. Ruberti from the school and some others who have worked in the program before. They would like someone with experience with the program for continuity with the programing and the students. He would like to have a

meeting this week to hire someone. Ms. Simonds has offered to help draft the curriculum. A meeting was set for Friday May 12<sup>th</sup> at 3 pm. Mr. Ruberti will be invited to attend. There are two components to the program Enrichment and Recreation. The school oversees the enrichment part but is all under the umbrella of the Caroga Youth Program. A google based survey will be done with the students as to what is working and what is not working in the program. Both applicants will be contacted to attend. The previous counselors will be contacted.

***Sherman's Advisory Committee:*** Kent Kirch noted at the last board meeting there was a high level review of the two final proposals for Sherman's. Since then the Town Clerk – Linda has posted them on the town website. Both applicants are available the week of June 12<sup>th</sup>. They are willing to do a Saturday presentation. A meeting was set for Saturday June 12<sup>th</sup> at 9:30 am.

### ***Supervisor's Report***

- 1) Lawn Tech will be called about mowing the Sherman's property this year.
- 2) There is a meeting set with Mr. Mraz to review the Wastewater proposals. Unfortunately the Nick Stoner Snowmobile club is already scheduled to use the meeting room. Susan Collins stated they would change their meeting. Council Member Glenn noted Mr. Tedesco needs information on the project by the end of May. The board needs to narrow down the figures of how much to spend.
- 3) The insurance company is requesting structural engineering be done at the Sherman's property.

An Electrical inspection from Brian Sweet will cost \$300 – \$400.00.

Charles Ackerbauer submitted a quote of \$700 and Fred Franko of Hyman and Hayes submitted a quote of \$3,500. 00. The supervisor noted if the building was used a fire alarm system would need to be installed for a cost of \$10,000 - \$15,000.00. We are not looking into this at the time. Mr. Duesler wrote some notes for Supervisor Morris. The pavilion will probably need to be demoed. These structures will need to be secured – the Ferris Wheel, and the ice cream stand. Mr. Duesler discussed this situation with Whitney Russell at the Dept. of State.

**Resolution2017-048 to Hire Brian Sweet to do an electrical inspection on the Sherman's Property** was offered by Supervisor Morris at the regular monthly meeting of the Caroga Town Board held on Wednesday May 10, 2017 at Caroga Town Hall, and

**WHEREAS**, the Caroga Town board met to conduct town business, and

**WHEREAS**, the board discussed the need to have an electrical inspection done on the Sherman's property per recommendations by the town's insurer, NBT/Mang Insurance, now therefore be it

**RESOLVED**, that the Caroga Town board does hereby move to hire Electrical Inspector- Brian Sweet of 166 Calbet Road Ft. Plain NY 13339 (518) 673-5123 to conduct an electrical inspection of the Sherman's property at a cost not to exceed \$400.00.

Council Member Sturchio seconded the motion.

Adopted by a vote of 4 Ayes: Morris, Glenn, Sturchio, Glenn

Council Member Manning stated he has had forensic experience with Hyman and Hayes. In reviewing what they have laid out Council Member Manning believes it is what the board is looking for.

**Resolution 2017-049 to Hire Hyman and Hayes to do an structural inspection on the Sherman's Property** was offered by Supervisor Morris at the regular monthly meeting of the Caroga Town Board held on May 10, 2017 at Caroga Town Hall, and

**WHEREAS**, the Caroga Town Board met to conduct town business, and

**WHEREAS**, the board discussed the need to have a structural inspection done on the Sherman's property per recommendations by the town's insurer, NBT/Mang Insurance, now therefore be it

**RESOLVED**, that the Caroga Town board does hereby move to hire Hyman and Hayes of 6 Wembley Court Albany NY 12205 to conduct an inspection of the buildings of the Sherman's property at a cost not to exceed \$3,500.00.

Council Member Glenn seconded the motion.

Adopted by a vote of 4 Ayes: Morris, Glenn, Sturchio, Glenn

Supervisor Morris will contact Derby Office of Gloversville about banners for our utility poles. The American Flags need to be properly lit and it is expensive to do that. The town could start small. She noted there is \$2,000.00 in the celebration line item. Doing only some of the poles this year was discussed. It was noted that banners can also be found online.

Supervisor Morris has been approached by several businesses who would like the town to purchase locally instead of going to the city for paper towels. Council Member Sturchio asked the janitor to check prices with Grooms Store to see if he can help him. Mr. Travis stated he combines his purchasing with trips to the city to turn in water samples or other necessary trips for items he can't get in town.

Joe Ricciardi offered the town an opportunity to fly a flag that was on the Verrazano Narrows Bridge. The size covered the whole side of Sherman's.

Council Member Manning is working with the town attorney to draft a new resolution that would cease the offering of lifetime health benefits to future employees in the Town of Caroga. The board had a draft which is open for discussion. The existing resolution from 1996 states employees who work for the town for 12 years receive the benefit. He noted it doesn't say "continuous years." Does the board want to allow people who have previously accrued time to come into this program after this date or would it just effect anybody who is newly appointed. Council Member Manning read a draft resolution.

**WHEREAS**, on or about January 3, 1996, the Board of the Town of Caroga (the "Town") passed three separate resolutions relating to the provision of medical coverage for elected officials and/or full-time appointed officials and such resolutions are identified as #7/96, #8/96, and #9/96, respectively (collectively, the "Resolutions"); and



**WHEREAS**, among other things the Resolutions provide that any individual serving as an elected official and/or full-time appointed official in the Town for a period of at least twelve (12) years shall be entitled to individual medical coverage for the rest of his or her life with the option for family coverage at his or her own expense; and

**WHEREAS**, having discussed the matter the Town desires to limit the lifetime benefits identified in the Resolutions to only those persons eligible to receive them as of [date] and, going forward, such lifetime benefits will not be available for those elected officials and/or full-time appointed officials who are elected or appointed after [date] and who have not previously held elected or appointed office in the Town prior to [date].

**NOW, THEREFORE, BE IT RESOLVED THAT** the availability of lifetime health insurance benefits set forth in Town Resolutions #7/96, #8/96, and #9/96 shall remain in force and effect only for eligible elected officials and/or full-time appointed officials elected or appointed prior to [date]. Elected officials and/or full-time appointed officials who are elected and/or appointed on or after [date] and who have not previously held elected or appointed office in the Town prior to [date] shall not be eligible to receive the lifetime health benefits set forth in the Resolutions, irrespective of position held or years of service provided to the Town.

Supervisor Morris stated anyone in the system now is grandfathered in. We cannot touch them. Any Elected or appointed we will be looked at this and set policy. Supervisor Morris noted the Highway department contract has to be looked at. That would be a separate. Council Member Sturchio noted it would be a big burden off the town if all the elected officials were removed from this. If someone were to start working for the town at age 35 and finished at age 47 now the town would have to pay 20 years of health benefits. Council Member Manning wondered about people who have held office in the past and have 6 years under their belt if they come back in after this resolution is passed would they then be offered lifetime benefits. This is to be discussed. Council Member Sturchio suggested adding the word consecutive years. Supervisor Morris stated this is a good start. More parameters will be given to the attorney. Council Member Sturchio brought up the fact that there are people who ran 4 years ago with the benefit in place. They would have been grandfathered in. Did the board want to protect that parameter to include/protect the benefit for those who have a certain number of years in?

The town clerk noted when the resolution was created in 1996 it referred to the job title and person who were entitled to the benefit. Maybe the board could pursue that avenue. It may be worth doing some homework on.

Council Members Sturchio and Manning met with Mr. Abdella for two hours. Council Member Sturchio stated the short take away that he got was that the only cloud he sees is that Sherman's is not to be sold. He gave it as a good faith gesture to the town. He wants the town to remain owners of the property. Mr. Abdella basically said if you sell that place I will come after you with everything that I have. Council Member Manning asked Mr. Abdella what he would like to see happen there and what would he be behind? Mr. Abdella is behind the music group taking it. He would back that 100% we could lease it to them but not sell it to them. Mr. Abdella asked Mr. Sturchio to put himself in his place how would you feel if someone sold your gift. He seemed genuine.

Council Member Manning had expectations of walking out of there extremely frustrated. He thought the meeting was productive. He indicated he would be behind anything the town wanted

to do that did not involve selling it. Council Member Manning thought there was a course of action that he would get behind. A long term lease would put the town at the lowest possible risk. If it were a town owned park or an educational center Mr. Abdella would like those ideas. Council Member Manning thinks he is someone the town can work with and thinks he should be involved in the process.

Council Member Sturchio noted the structures needed to be evaluated to find out what we have. The buildings did not fall into disrepair totally in the last two years. What we have is what Mr. Abdella gave us. Mr. Abdella stated he knows nothing lasts forever. If something has to come down something could be put up in its place. Council Member Sturchio knows the town cannot pay for something like that. Maybe who ever leased it could be responsible for doing it. Mr. Abdella would take it back but, but he would like to be compensated for his....(public begins to mumber) Mr. Abdella would have to discuss this with the board.

Council Member Glenn stated he met with Mr. Abdella 3 times about a year and a half ago. He reported back to the board exactly what was just laid out. He is kind of miffed we did not act a year and a half ago. After Council Members Sturchio and Manning met with Mr. Abdella Council Member Glenn received a call with an invite to meet with him tomorrow night. Mr. Abdella did say to him that it was a productive meeting.

Council Member Manning stated Mr. Abdella wants a dialog and did not think it was a bad thing. The individual member can't promise him anything.

Council Member Glenn stated before the Sherman's Committee was formed he told the town board that Mr. Abdella would sue if the property was sold. Council Member Sturchio stated developers won't happen. Council Member Glenn wondered about land development companies. What about the vision in the Comprehensive Plan? Mr. Abdella was all for that – Sherman's was the centerpiece. The plan had a mini hotel a 4 season resort. Mr. Abdella was not in favor of condos. Council Member Manning noted we may have to build bit by bit build slowly. In the short term Mr. Abdella wants to see picnic tables out, flowers planted and get it to where people can use it. He does not want to see a fence up.

Supervisor Morris noted when our attorney was here last week he expressed his legal opinion as far as the next step. The board is divided on that. No decision was going to be made tonight. This will be discussed over the next several months. Supervisor Morris stated it is unfortunate the board is at a stalemate. None of the board are happy about where they are but are trying to move forward by having the property inspected.

**Correspondence:**

Request for Nick Stoner Golf Package Littauer's Adirondack Challenge 7/14  
Common Ground Alliance meeting July 11<sup>th</sup> in Old Forge  
Transfer Station May 29<sup>th</sup> Holiday, Closed but open 5/30 Tuesday 9 – 4  
1<sup>st</sup> Quarter 2017 Workers Compensation Report

**RESOLUTION #2017-050 to spend up to \$500.00 for a software consultant** was offered by Supervisor Morris at the regular monthly meeting of the Caroga Town Board held on May 10, 2017 at Caroga Town Hall, and

**WHEREAS**, the assessor has discussed with the board her desire and need to conduct a reevaluation of the town of Caroga, and

**WHEREAS**, Mrs. Hayner has a person who works to set up paramaters and values via a computer program which she would use in the reevaluation, now therefore be it

**RESOLVED**, that the Caroga town board does hereby authorize a \$500.00 expenditure to develop a software program to assist the Assessor Victoria Hayner with a reevaluation.

Council Member Manning seconded the motion.

Adopted by a vote of 4 Ayes: Morris, Glenn, Sturchio, Glenn

**RESOLUTION #2017-051 to Contract with Stephen Jennings for his services as the Nick Stoner Municipal Golf Course Greens keeper, Course Manager, and Golf Pro** was offered by Supervisor Morris at the regular monthly meeting of the Caroga Town Board held on May 10, 2017 at Caroga Town Hall, and

**WHEREAS**, the Caroga Town Board held its regular monthly meeting on May 10, 2017, and

**WHEREAS**, the Board did discuss the need to renew the contract with Stephen Jennings, Now therefore be it

**RESOLVED**, that the Town Board of the Town of Caroga desires to enter into an agreement with Stephen Jennings to act as the Golf pro, Greens keeper, Course Manager of the Nick Stoner Municipal Golf Course for the year 2017 as follows:

This Agreement made the 10th day of May 2017 by and between the Town and Stephen Jennings:

**WHEREAS**, The Town of Caroga, a duly incorporated municipality existing in the County of Fulton, New York State owns and operates a golf course, including a pro shop, a summer residential apartment and attendant rooms and buildings, and

**WHEREAS**, the Town Board of the Town of Caroga (hereinafter the Town) desires to have its municipal golf course professionally managed, its greens and fairways capably maintained and the services of a qualified golf professional available to its customers, and

**WHEREAS**, Stephen Jennings (hereafter Mr. Jennings) possesses the prerequisite qualifications to perform all the above services, and

**WHEREAS**, Mr. Jennings desires to enter into an agreement with the Town to act as the Manager of the municipal golf course, its Greens keeper and golf pro, for hire, and

**WHEREAS**, Mr. Jennings wishes to use the summer residence and space in the attendant real estate to place vending machines, retail golf –related merchandise, and store and rent golf carts,

**THEREFORE**

That, in return for the use of these premises and other good and valuable considerations and compensations, the receipt of which is hereby mutually acknowledged by the parties, who agrees as follows:

1. That the Town agrees to pay Stephen Jennings for his services as Course manager, Greens keeper, and Golf Pro the sum of forty one thousand three hundred seventy five dollars (\$41,375.00) to be paid semi-monthly from January 1, 2017 through December 31, 2017 in twenty-four installments.

2. Stephen Jennings agrees to his employment in this capacity for this amount, paid under these terms, and the other considerations extended to him.

3. Stephen Jennings agrees to keep all necessary licenses and certifications updated and that he will notify the Town Board of any additional instruction or training, the need of which might arise, whether required for his position or as voluntary enhancement to it.

4. The Town agrees to pay Stephen Jennings New York State retirement contribution and family health insurance coverage, the carrier of which is at the town's discretion.

5. The Town will allow Stephen Jennings the use of the residential apartment above the pro shop during the tenure of this agreement.

6. The town agrees to allocate to Stephen Jennings the space in and around the clubhouse for vending machines, the storage and maintenance of golf carts and the display of retail golf-related items.

7. Mr. Jennings agrees to provide the Town Supervisor with a copy of his comprehensive Liability Insurance policy, naming the Town as additional insured.

8. Mr. Jennings agrees to provide the Town Board with a list of proposed new hires each year, to become Town employees, when applicable.

9. Mr. Jennings agrees to execute his duties as course manager, Greenskeeper, and resident golf pro in a capable and professional manner, those duties shall include, but are not limited to:

a. the sale of memberships and tickets (supplied by the Town), a report of memberships will be summarized at the end of each month and copies given to Supervisor and Golf Course Committee members.

b. to record said memberships and any tournaments, that record to be broken down into the number of members and non-members playing.

c. to record all locker rentals

d. to make available a starter, when required

e. to give a minimum of two seminars for students at the Wheelerville School each spring. The Supervisor is to be notified of the date and time of the golf seminars.

f. to submit a weekly sales reconciliation form to the supervisor, the form to be supplied by the Town of Caroga. The weekly sale reconciliation form shall also have the Year to Date sale information and prior year comparison.

g. to provide and maintain a non-member log of players. A register of cash tickets and sales (Log Book) will be maintained daily and reviewed with the Golf Course Committee Monthly.

10. The Town agrees to provide maintenance and custodial services to the course.

11. The town assumes no liability nor responsibility for the condition of or potential damage to the golf carts.

12. Any and all existing or future concessions are the responsibility of Mr. Jennings with the prior approval of the Town Board

Council Member Manning seconded the motion.

Adopted by a vote of 4 Ayes: Morris, Glenn, Sturchio, Glenn

Mr. Dutcher – Health Officer discussed with Supervisor Morris and the Town Clerk a structure in town that has unsanitary conditions. SERVPRO would come in to evaluate the property and charge \$150.00. That cost would be applied as credit to the bill if they were hired to do the job. It was noted the town may have to put a lien on the vacant property.

**RESOLUTION #2017-052 spend \$150.00 to evaluate cleaning up a property** was offered by Supervisor Morris at the regular monthly meeting of the Caroga Town Board held on May 10, 2017 at Caroga Town Hall, and

**WHEREAS**, Mr. Dutcher – Health Officer discussed conditions of a vacant house in the town with Supervisor Morris and the Town Clerk that has unsanitary conditions and

**WHEREAS**, SERVPRO an industrial cleaning service was called to get an estimate to do the cleanup, and

**WHEREAS**, they would charge \$150.00 to evaluate the property but that cost would be applied to the bill if they were hired to do the job, now therefor be it

**RESOLVED**, that the Caroga town board does hereby move to authorize SERVPRO to evaluate the structure at a cost of \$150.00 for their services and be it further **RESOLVED**, It was noted the town may have to put a lien on the property to recoup the cleanup costs.

The motion was seconded by Council Member Manning

Adopted by a vote of 4 Ayes: Morris, Glenn, Sturchio, Glenn

At 8:40 pm 8 people leave the meeting.

**RESOLUTION #2017 -053 to donate golf passes to Nathan Littauer Hospital Adirondack Challenge** was offered by Supervisor Morris at the regular monthly meeting of the Caroga Town Board held on May 10, 2017 at Caroga Town Hall, and

**WHEREAS**, the clerk received a letter from Kelly Colby the Foundation Coordinator dated April 25, 2017 asking the board to donate to their annual golf tournament on July 14, 2017, and

**WHEREAS**, Steve Jennings, Golf Pro, Manage was notified of the request, Now therefore be it

**RESOLVED**, that the Caroga Town Board does hereby move to donate four passes for 18 holes of golf at the Nick Stoner Municipal Golf Course and Mr. Jennings has offered 2 carts to be donated to the Nathan Littauer Foundation which supports their clinic in Speculator NY.

The motion was seconded by Council Member Sturchio

Adopted by a vote of 4 Ayes: Morris, Glenn, Sturchio, Glenn

Supervisor Morris noted the position has to be part time otherwise if it goes over 20 hours it is civil service protected. The salary is to be negotiated but the job is paid hourly.

**RESOLUTION #2017-054 to advertise for the position of Code Officer** was offered by Supervisor Morris at the regular monthly meeting of the Caroga Town Board held on May 10, 2017 at Caroga Town Hall, and

**WHEREAS**, the board was given two weeks notification by Mr. Duesler that he will resign his position as Code Officer in the Town of Caroga effective May 24, 2017, and

**WHEREAS**, the board desires to advertise the position for five days in the Leader Herald newspaper, and

**WHEREAS**, the position is up to 20 hours a week with some Saturday hours during the summer, and

**WHEREAS**, the salary is to be negotiated, and

**WHEREAS**, resumes, applications, and or letters of interest are due into the town by May 19, 2017, now therefore be it

**RESOLVED**, that the Caroga Town Board does hereby move to advertise the code officer position.

The motion was seconded by Council Member Sturchio

Adopted by a vote of 4 Ayes: Morris, Glenn, Sturchio, Glenn

Council Member Manning announced that the Sherman's proposals are on the town website at the bottom of the page. If anyone has a problem with the website the Town clerk will make copies available to the public.

The Town clerk recently contacted the Fulton County IT Dept. I am looking for a surplus computer to upgrade the Department of Environmental Conservation Automated License Sales DECALS program. I am still running an XP model which is not supported. The County is about to put some computers up for auction. I hope to be given an opportunity to upgrade at a minimal expense. The county would do the transfer over.

The Town Clerk/Records management officer has made arrangements with Attorney Ayres to pick up the copies of the documents he requested from the Public Hearing on the Morey Road on Friday.

Supervisor Morris made a motion to pay the bills as presented for audit. Accept the minutes of the March 29 and April 5 work sessions and the April 12<sup>th</sup> town board meeting. Council Member Sturchio seconded the motion. All board members were in favor of the motion.

At 8:58 pm Council Member Glenn made a motion to adjourn. All board members were in favor of the motion.

Respectfully Submitted,

Linda M. Gilbert, RMC, CMC  
Caroga Town Clerk

General #120-#148 \$13,587.48 Highway #62- #84 \$21,083.91

General Park #16-#24 \$4,966.78 Prepaid #79- #89 \$21,554.82