

State of New York
County of Fulton
Town of Caroga

Minutes of a Caroga Town Board meeting held Wednesday September 14, 2022 at the municipal building located at 1840 State Highway #10 at 6:00 pm with the following persons in attendance by roll call. The flag salute followed.

Supervisor Scott Horton - Here
Council Member John Glenn – Here
Council Member Barbara DeLuca – arrived at 6:03 pm
Council Member Richard Sturgess – Here
Council Member Donald Travis – Here

Tor Shekerjian Confidential Secretary to the Supervisor facilitated the Zoom portion of the meeting. Department Heads: Larry Voght – Highway Superintendent, Jeremy Manning Bike Trail, Steve Stedman Golf Course Greens keeper, and Town Attorney Jay Girvin were in attendance. There were fourteen people in attendance at town hall and thirty-two people online using zoom.

Council Member Glenn made a motion to waive the reading of the minutes. Council Member Sturgess seconded the motion. All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis.

At 6:03 pm Supervisor Horton made a motion to enter into an executive session with the Town Attorney in regard to our highway department. Council Member Glenn seconded the motion. All board members were in favor of the motion: Horton, Glenn, Sturgess, Travis. Mr. Voght was asked to join them.

At 6:23 pm Council Member Travis made a motion to exit from the executive session. Council Member Glenn seconded the motion. All board members were in favor of the motion: Horton, Glenn, De Luca, Sturgess, Travis.

Supervisor Horton stated this was attorney client privilege and matters discussed with the Town Attorney will be handled by the Town Attorney for the town.

Department Reports:

Wheelerville Bike Trail – Jeremy Manning reported on the festival from two weeks ago. A lot of site work and prep work was done for the event. There were a lot of people to thank. The first person there came in on Friday from northern Maine. A lot of the people had not been to Caroga before, they did not know it existed. The weekend went great. There were skills clinics, jump competitions, guided rides, and a downhill race. There were lots of great vendors. Mr. Manning thanked Larry – the highway department, the Volunteer Fire Department, Pure ADK – clothing vendor. We have a \$1,900.00 profit on T-shirts. He thanked AFTA – they have raised over \$11,000.00 to be put back in the trails. Bike ADK donated \$250.00 and Tim O’Shea donated \$690.00 from his skills workshops during the weekend. The vendors were thanked

Commonwealth Brewery, Sacandaga Brewery, Nick Stoner Inn, Upstate Coffee, Canada Lake Store, Campers Corner Store, Dicks Sporting of Utica, Bike works from Johnstown and Josh Clevenstine from Saratoga for emceeing all weekend.

Jeremy will be attending the first annual Mountain Bike summit being held in North Creek next week. There will be representatives from every trail system in the Adirondack Park. They will talk about how they can all work together and also discuss broad scale fundraising.

The trails are in great condition. Jeremy stated he will be leaf blowing the 10 miles of trails every other day. A survey was put together and put on the Wheelerville Bike Trail site. It is geared toward the trail users and festival attendees. It asks how far a person traveled, do they visit businesses in town, where do they stay. A report will be given to the board at the next meeting.

Council Member Glenn asked how many people attended the festival. The reply was about 400 people. The survey is on the Wheelerville Trail Facebook page. Email addresses will be collected. A random person who filled out the survey will get a T-shirt. So far, they have had 150 responses. Oct. 7th is the last day of the survey.

BTI –Lynne Delesky reported for John Delesky that he is compiling information from the technicians for the year-end report. An inventory has been taken of the product left and he thinks there will be enough for next year.

Sole Assessor – no report. Supervisor Horton stated the final assessment for the town has been verified by Real Property Services in the County. The assessed value had increased by \$2 Million dollars. He explained how the assessed value correlates with the tax rate. The assessor is out there doing her job making it fair for everybody. He congratulated her today.

Town Clerk/Tax Collector/Registrar/RMO – Linda Gilbert submitted the monthly report signed by the Supervisor.

Code Enforcement & Sanitation –the board received the financial permit report dated 8/1/2022 to 8/31/2022. Mr. Fancher gave a report to Supervisor Horton on three issues going on. In regards to 108 Outlet Road he contacted the owner on 9/8 and she assured him she was working on getting the property cleaned up. On 9/10 workers were there to cut the grass and fumigate. They started to pile garbage up for a dumpster. On 9/13 a dumpster was placed in the driveway. He will continue to monitor the cleanup process. He will do a full inspection of the house once it is cleaned up.

In regards to 353 East Stoner Lake Rd violations were sent out to the owner on 7/25/22, 8/10/22 and 9/9/22. There has been no response to any of the letters. The code officer has reached out to the town attorney to see what the next course of action would be. This is about a structure in very poor shape.

In regards to the Dave Falvo issue. Supervisor Horton stated, “we’ve gotten an awful lot of comments about... he is being watched very closely. He will not be renting the storage space and he plans on breaking ground for the house late this fall.

Dog Control – Howard Dutcher spoke to the Supervisor today. He told him he has responded to many, many bites. There is one bite issue where the dog was supposedly put down by the owner but it needs to be verified.

Supervisor Horton stated he made a proposal on the County Board level to look into having an Animal Control Officer funded by the county to cover all areas of the county. The Supervisor thought this would save money and offer animal control instead of just dog control.

He stated there were some feline rabies issues going on. Laurel Headwell the County Health Director believes cats capturing bats contracted rabies giving it to individuals and other animals.

Golf Course – Mr. Stedman stated he would be in cruise mode this month. There are 13 outings this month. There are five outings this week, Wednesday – Sunday. The course will be closed virtually every morning. There are nine more outings in the next two weeks. After Oct. 2 he will begin aerifying things. He will get the course ready to go to bed. He will be doing more tree work, some small drainage projects, and whatever else before it snows.

Council Member Glenn had an opportunity to play the course twice, it is outstanding. Mr. Stedman stated he is cleaning up Tee boxes. Some can’t be used because of the brush.

Council Member Sturgess stated the numbers so far it looks like the course will exceed the budgeted revenues by almost 10% for the season. He thanked Mr. Stedman, everyone in the pro shop and those who supported the course. He stated that three years ago the course brought in \$140,000.00 this year it will be close to the \$300,000.00 mark.

Highway – Larry Voght reported he has a big project going on, on Kasson Drive. The road is closed down. They are putting in 13 feet wide 55-foot-long culvert. This was a FEMA project from three years ago. It took over a year to get the culvert. He is doing routine road repairs and getting the snow plows and sanders ready for season.

Supervisor Horton noted there are two projects being worked on the salt shed and the highway garage. Mr. Voght rented a bulldozer and did a lot of the rough grading. This saved money. The Supervisor noted the town received the culver around 11 am on Monday. It is fabricated in large pieces and have to be assembled. The money for this about 87.5% is reimburse by FEMA. The total estimated cost of the project is about \$97,000.00. Tor Shekerjian has done a lot of legwork on this project. Fulton County Soil & Wates will help with the install. If the project comes in under budget, then we would have to give some of the money back. Mr. Voght stated there are 2400 bolts put in the culvert.

Council Member DeLuca thanked Mr. Voght and his workers for cleaning up the two cemeteries. Mr. Voght is a veteran and didn’t want to see the flags brush the tall grass.

Lakes Management Program – Council Member Glenn reported the harvester is up and running again. He read from the report submitted by Mr. Hogan who stated he is continuing to work with Aaron Ziemann on submitting our invasive species reports from 2019-2021. Mr. Hogan is looking into using a new computerized program and is testing it by back loading data from three years ago. The software can pinpoint the location and the number of baskets harvested can be recorded before moving to the next site. The bad injector was repaired and has been running well. The 2nd injector will be replaced as will a 4” hose on the suctioning system. The sonar device is being sent back to the company for repair. The boat engine began sending signals that it was overheating or an oil pressure problem. It was taken to Canada Lake Marine for service and winter setup. He would like to discuss downsizing to a smaller unit.

Milfoil Removal August total was 943 bushels YTD 1899 bushels. West Caroga Lake is usually done in August but there was a patch of milfoil found off Vrooman Road and on the western side of the lake so they have spent a little over a week clearing a portion of it.

Mr. Hogan is continuing to research using ProcettaCOR in selected area. The possible use of this herbicide would not be undertaken until all the information confirms no harm to the water, native plant species, fish and community by in. The permit could take up to 2 years.

Council Member Glenn read from the report submitted by John Olm for May 28th – July 12th. The Caroga boat wash station inspected 135 watercraft, 80 of which were decontaminated. Eurasian watermilfoil was identified and removed from two watercraft. Advice on best practices to stop the spread of aquatic invasive species was given to 209 boaters.

The East Caroga Lake Campground launch inspected 305 watercraft. Eurasian watermilfoil was identified and removed from two watercraft. Advice on best practices to stop the spread of aquatic invasive species was given to 432 boaters.

The West Lake Fishing Access site launch inspected 985 watercraft. Eurasian watermilfoil was identified and removed from two watercraft. Advice on best practices to stop the spread of aquatic invasive species was given to 1659 boaters.

Recent changes to Environmental Conservation Law became effective on June 2, 2022 requires motorized boat users to obtain certification that they have cleaned, drained, and dried their boats and equipment each time they launch into a new waterbody in the Adirondack Park and within ten miles of the Blue Line. Self-issued certificates are available in the clerk’s office or on the DEC website.

Stewards are providing boaters with information on the new law. Overall, boaters have been receptive to the Clean-Drain-Dry standards to prevent the spread of aquatic invasive species.

Council Member Glenn is planning a meeting this coming month at town hall with the lake associations about where the program is going.

Town Hall Building – Council Member Travis reported the closer on the front door broke again. Another will be put in by the code officer. It will be attached differently.

The clerk asked about the alarm that was buzzing last week. Council Member Travis stated it is off, and hasn't come back on.

CTC (former PLRT) – Council Member DeLuca noted the work she put in on the Bike Trail Festival, getting the Dept. of Transportation paperwork/permit. It should be done a month in advance. The end of the summer celebration was a success. The group is working on the Halloween Trunk or Treat event and a few other events. They want to get more businesses involved with the Halloween event. She again noted the lack of members and invited anyone interested to contact her. Supervisor Horton complimented the traffic control for the bike event. Having the bike lane to go from the lower lot to the upper lot made a lot of sense. Council Member DeLuca commented on what a great group of people. No one complained about anything, they were very grateful, and talked about how wonderful the trials were and what a great venue it was. She was surprised so many people were from so very far away. Next year will be bigger and better.

Club House /Town Hall Project – Supervisor Horton told everyone that the project with the Town Hall Club house has been slowed down. He wants to dive into it more with the architects to see if we can save some money on this project. He has received lots of comments from the public. The overriding factor on this is they like the idea they know we have to get out of this building. He thought most people were accepting of combining the buildings. But the cost projections are a little on the scary side.

The first part of the capitol project once that is complete the public will have more confidence. It is hard to postpone a project when you know the cost will go up due to inflation. He thought this was the prudent way to approach this. He has been doing the project management for this for almost 2 years. With his background he wanted to save taxpayers money. Eventually he will have to hand it off to another professional. There are a lot of parts and piece to big projects like this to protect the public's interest. It is a 20 – 25 hour a week job just to work on these projects.

Supervisor Horton and Tor Shekerjian met with Real-term Energy and National Grid today. This project started in April of 2020. (Actually, started by a previous administration the supervisor noted) There is a tentative start date to begin replacing the light fixtures, of sometime in October. There are lots of rules and regulations with National Grid. Today they notified us of a change whereby they won't allow an electrical contractor to do the final disconnect on the secondary line. This will be an additional cost, but we do have a nice credit coming. Mr. Shekerjian was thanked for all of his effort on this project.

At 7:05 pm the public comments and questions portion of the meeting was opened. Lance Lord of East Stoner Lake commented on the code report of 353 East Stoner Lake. He has worked the entire summer with the code officer trying to get some resolution to this problem. He has repeatedly refused to give him any concrete information. He has asked for copies of letters. He is never around. The board has a responsibility to enforce the statute on the books. He asked

the board what their intentions were. Mr. Lord again asked if he could get copies of the letters. The clerk stated he could submit a FOIL – Freedom of Information Law request for records. Mr. Lord noted the former code officer contacted the property owner back in 2016 and was able to get some resolution to some of the issues. He wants to make sure he has done what he has said he has done. His response has been less than stellar.

Gloria and Robert Brown have lived on the Outlet Road for 41 years. She is concerned about the rental property at 108 Outlet Road owned by Jackie Thomas. It has been a problem for at least eight years. There is a holding tank that she has never seen anyone empty. The smells are horrid over there. The well runs dry most of the time. The previous tenants of 5 – 6 people plus 3 dogs and puppies trashed a neighbor's house, stole from it and took the pipes from the well. They are all now in jail. The last family in there did not have the trash picked up for the past 4 years nor did they take it to the dump. It is all around the house back and front. The landlords' friend who when in to clean up told her they were using coffee cans for their toilet inside the house. There are cockroaches and other bugs. Another neighbor has spent hundreds of dollars to get rid of mice and cockroaches. Mrs. Brown stated the code officer, and town board has been called for years to do something with this house but it has only gotten worse. She asked the town to condemn the structure. The Brown's said the code officer told them he could not do anything to the property owner because she pays taxes. She called the Dept. of State Building Code division today and he said that was not true. The state official said there is a code ordinance against this kind of living and the property owner should have been fined. Mrs. Brown quoted from the property maintenance local law that was passed a few years ago. She stated the property is disgusting. Nothing, nothing has been done in 8 years.

Supervisor Horton asked for a copy of the written complaint she read from this evening. He stated maybe there should be a meeting with the code enforcement officer. The board is taking this seriously.

The other neighbor asked why the law isn't being enforced. Paulette O'Connell neighbor of 108 Outlet stated the absentee owner of the property lives in Florida and comes to Caroga for about 6 weeks in the summer. She is either ignoring the fact or in denial of the eyesore, rundown, dilapidated condition of the house. She stated the septic smell was so bad they could not sit out in their yard. She saw the tenants mow human feces into lawn at 11 pm. They have seen at least 75 bags of garbage on the lawn. They have spent over \$1000.00 if not more on mice and cockroach removal. The cabin is unlivable and should be condemned by the Town of Caroga. Mrs. O'Connell will be glad to show the board proof of her complaint. She has several texts from the owner.

Dan Bowler stated he has been going out with the Jackie the owner of 106 Outlet Road for 20 years. They have a place in Florida and he has a home on the Sacandaga. He acknowledged the problems with the renters. He has told Mr. Brown if there were problems to call him. Mr. Brown did call him and he would "do what he could do." Mr. Bowman stated the last people that were in there, "They are 100% right everything they said." He stated they could not get the renters out. He noted there is a holding tank out back they are supposed to pump it. The tank is full and up through the pipes. "They literally taped the toilet seat closed." He feels for these people and is doing the best he can. He is over there cleaning up. There is a dumpster there.

The renters owe back rent for \$3,000.00. The power was automatically turned back to Jackie and the bill was run up in her name. He feels bad about the condition of the house and how bad the people were who were in it. He did not know about the cockroaches. He has set off 9 bug bombs. The property owner was notified by text of the roaches on June 27, 2022.

The conversation was heated between the parties and Supervisor Horton used the gavel multiple times to keep order. The Supervisor stated there is not a simple solution. He felt for the people complaining and for the landlord being locked out. The Supervisor closed the discussion on this and wanted Mr. Bower's contact information. Council Member DeLuca asked if this was the first time, we are hearing about 108 Outlet Road? It was the first time the Supervisor has heard about this. The clerk indicated she has heard about problems there. Council Member Sturges and Council Members Travis were contacted.

Mr. Brown stated when Mr. Duesler was the code officer, he called him about the blight problem. He thought the problem was the people they rent to. Again, the Supervisor closed the discussion.

John Livingston of Green Lake Road stated it is his understanding that when Mr. Abdella donated Sherman's back to the Caroga Arts Collective (CAC) he didn't convey all the land that the previous town board had combined back to Balboa Land Development. It appears to him that there has been an illegal subdivision. He did not think the town or the code officer should give anymore building permits to the CAC until this has been resolved. He also thought this should be brought up with the Town Attorney. Supervisor Horton stated we will look into that.

Supervisor Horton asked if anyone else in the audience wanted to address the board. Mr. Shekerjian stated there was no one in the virtual.

New Business:

The town received an email from Karen Morlock from Vrooman's Ladies Golf League requesting a donation Golf for 4 with 2 carts. The clerk explained they are having their annual golf outing on September 24th at the Nick Stoner Course. They want to give the golf away as a prize.

RESOLUTION #2022-129 to donate a golf certificate to the Vrooman's Ladies Golf League was offered by Council Member Glenn at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, the clerk received an email from Karen Morlock from the Vrooman's Ladies Golf League requesting a donation of Golf for 4 with 2 carts to give away at their annual year end outing, and

WHEREAS, the Vrooman's Ladies League golfs on Wednesdays at the Nick Stoner Municipal Golf Course, now therefore be it

RESOLVED, that the Caroga Town Board does hereby move to donate a golf certificate for golf for four and two carts to the Vrooman's Ladies League.

Seconded by Council Member Sturgess

All Board Members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

The clerk received an application for a new liquor license to SLATE – A Rustic Tavern LLC for 2040 State Highway 10. It is for a Bar/Tavern and will have live music – bands on occasion. They want to have a license for an outdoor area – on question #15 patio or deck is checked. The business owner is Hope LaFreniere of 497 N. Shore Rd Peck Lake. The Representative/Attorney's name is John Springer of Port Jefferson NY. This is for Vrooman's. The clerk explained the town has to be notified. Supervisor Horton asked if they were looking for the consent or the objection of the town board to their application. The clerk stated it is a standard notice providing 30-day advance notice to the local municipality.

RESOLUTION #2022-130 to not provide an objection to the liquor application submitted to the Town Board for Slate – A Rustic Tavern LLC with one caveat was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022

WHEREAS, the clerk received notice on August 31st, 2022 via priority mail that an application had been filed with the New York State Liquor Authority for Slate – A Rustic Tavern LLC located at 2040 State Highway 10 Caroga Lake NY 12032 to have a Bar/Tavern with live music – Bands on Occasion and

WHEREAS, the application question #15 stated the license would be for an Outdoor Area – patio or deck, now therefore be it

RESOLVED, the caveat is that the approval for the liquor license does not include approval for any construction, as that has to go in front of the Planning or Zoning Board, this approval does not include anything being done with or to the structure it is for the liquor license only, and be it further

RESOLVED, that the approval of this application does not include the approval or denial of item #15 for the building of a patio or deck, it has to go through the town's building codes and ordinance as a separate issue.

Seconded by Council Member Sturgess

Discussion: Supervisor Horton stated in their application they mention doing construction and modifications. The clarification is to not have the approval by this town board to be anything more than the liquor license itself. Council Member Sturgess was not sure a resolution was needed. Supervisor Horton wanted to have no confusion that what is put in the application as building ambitions. It is not part of the town board approval process. The approval is only the approval that the State Liquor Authority granted them a liquor license. Supervisor Horton stated there isn't a patio or deck there. He did not want the Town Board to look as though they

approved a patio or deck. Supervisor Horton is trying to avoid a problem. If they want to do something outdoors, they may have to go back and reapply. Council Member DeLuca stated they would have to go through codes.

Council Member Sturgess stated the last thing we want to do is put a new business owner through a hard time. He did not want to do something that was not necessary. Council Member Sturgess did not want to tell the liquor authority that the board does not accept the fact that they potentially want to have something on a patio or deck. He has dealt with the liquor authority – one piece of paper can hold you up for months. This is the last thing Council Member Sturgess wanted to do.

Supervisor Horton stated the last thing he wanted to do is to grant the applicant the right to build something that may have to go before the Planning Board. Supervisor Horton did not want to automatically grant the applicant the right to build something that is not there now. Council Member Sturgess thought there should be a stipulation that the applicant has to follow the proper protocol to put this patio/deck in there. Supervisor Horton understood what Council Member Sturgess was saying but stated he was protecting the town's interest and not have this resolution interpreted as acceptance of the application as written as the town's approval for a patio or deck. We don't know the size or location.

Adopted by a vote of 5 ayes:

Supervisor Horton - Aye

Council Member Glenn – Yes

Council Member DeLuca – Yes

Council Member Sturgess – Yes

Council Member Travis – Yes

Correspondence:

8/25 Letter of appreciation to Larry Voght and crew for help with 5 – Point Cemetery

Sixteen Complaints regarding the garage at 300 County Highway 111

Letter thanking the town for not mowing the native wild flowers on Scott Rd

FC Solid Waste Transfer Station Closed Monday 10/10 but open 10/11 8 - Noon

Supervisor Horton stated there was lots of correspondence. He noted one thing about 300 Co. Hwy .111 – a lot of comments were received. None of them favorable that he has seen. He wondered if a meeting should be set up with code enforcement and the public so they can get the scope from him as to why the permit was granted and to answer the questions they have. The Supervisor has tried to answer some of the correspondence. Some people have said things that were not factual. There are a lot of people concerned about this, worried about precedent. When there is that many people with a concern their grievances should be addressed in some fashion. This is a code issue. Codes reports to the town board. Council Members Glenn and DeLuca thought it was a good idea. Council Member DeLuca thought the town board need to sit down with the code enforcement officer so each board member can understand exactly what is happening here. Council Member Sturgess was in favor of that. Council Member Glenn also wanted to talk about the problem at Stoner Lake and the Outlet Road. Supervisor Horton stated the first thing is he will address the town board maybe as early as Friday after 1 pm. Council

Member DeLuca suggested the first thing in the morning. The Supervisor and Council Member DeLuca had already planned to meet about the budget. She thought this issue was more important. Council Member Sturgess stated a special meeting would have to be called. The Supervisor said, “No., all we are doing is asking the code enforcement officer to brief us. We are not making any decisions.”

The clerk stated if the board is convened to discuss town business it is a meeting. Supervisor Horton didn’t want to do that. Supervisor Horton stated this is a codes department issue. It comes to the town board because people don’t feel like they have been properly addressed. The town board can direct the code officer to do something that he is perceived as not doing so he thought the board should in writing to the board members, not a public meeting and then he should meet with the concerned citizens and explain his position. The board does not know the code that is his job. Mr. Brown asked why the code officer was not here.

Supervisor Horton did not want to have a meeting until he knew more about it. It was suggested to have a committee meet with the Code Officer and then have a general meeting after that. Supervisor Horton asked for volunteers. Council Members DeLuca and Sturgess will meet with the code officer and have a meeting with him in regards to 300 County Highway 111 and 353 Stoner Lake and Outlet Road.

RESOLUTIONS:

RESOLUTION #2022-131 to submit retirement reporting for Larry Voght for 1/2020 to 12/31/2023 was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, the town was notified by the New York State Retirement Reporting Department that the three-month calendar needed to be properly filled out and submitted to them, now therefore be it

RESOLVED, that Larry Voght – Caroga Highway Superintendent did submit the necessary three-month calendar to the town clerk, and be it further

RESOLVED, that the Bookkeeper Joanne Young did calculate the days worked based on said calendar as follows:

Title	Last	First	Standard day	Last 4 SS#	Term Begins/ends	Employee time keeping Y/N	Days /Months
Highway Superintendent	Voght	Larry	8	1131	1/1/2020 - 12/31/2023	Y	22.9

Seconded by Council Member Travis

All board members were in favor of the resolution: Horton, Glenn, DeLuca, Sturgess, Travis

Supervisor Horton stated the bond council has given the board some direction. Supervisor Horton worked with them today on the State Environmental Quality Review Act Notice and Determination. Drawings of all three projects were given to them. First, we have to approve that the projects have no environmental impact. The Supervisor provided the board with the Short Environmental Assessment Form that he and bond council made out, reviewing the details of the proposed project. All of the boxes checked were of small or no impact. Going along with this is a resolution.

RESOLUTION #2022-132 State Environmental Quality Review Act Notice of Determination of Non-Significance, Negative Declaration made pursuant to New York State Environmental Conservation Law, Article 8 was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022

WHEREAS, The Town of Caroga (the “Town”), proposes the construction of a metal frame and siding, butler style building, approximately 4800 square foot building for a Highway Garage, (“Project A”) at 1913 State Highway 10 in the Town of Caroga; and

WHEREAS, the Town, proposes the construction of a new approximately 1,200 square foot galvanized steel truss and fabric salt/sand storage shed which will be built on concrete blocks (“Project B”) at 1913 State Highway 10 in the Town of Caroga;

WHEREAS, the Town, proposes the relocation and reconstruction of an existing, approximately 3,360 square foot post and beam building with metal roof and siding, approximately 40 feet from its current location, which will include pouring a foundation and reconstructing the building in the new location (“Project C”) at 1795 Route 10 in the Town of Caroga; and

WHEREAS, Project A, Project B, and Project C (collectively the “Projects” or the “Proposed Action”) are permitted uses in the Town; and

WHEREAS, the Projects were considered together as a single Proposed Action for purposes of review under the State Environmental Quality Review Act (“SEQRA”), although each Project will serve a separate and distinct purpose and Project C is located on a different property; and

WHEREAS, the Proposed Action is an Unlisted action for purposes of SEQRA and the Town has conducted a SEQRA review of the Projects; and

WHEREAS, Parts 1, 2 and 3 of the short environmental assessment form (“EAF”) were completed by the Town, which are made a part of this Resolution; and

WHEREAS, the Town has duly considered the Projects using the EAF, the criteria for determining significance as set forth in 6 NYCRR § 617.7(c) of the SEQRA regulations, and such other information deemed appropriate;

WHEREAS, the Town has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration, as necessary, for the basis of its determination,

NOW, THEREFORE, BE IT RESOLVED by the Town Board that:

1. The Projects will not result in any large and important impacts, and, therefore, it is an action which will not have a significant adverse impact on the environment; for this and the reasons included in the attached EAF, the Board issues the attached **negative declaration of environmental non-significance for the reasons stated therein.**
1. The Town Clerk shall file a copy of the negative declaration in the file for the Projects.
2. The Town Clerk shall prepare and file the negative declaration with all required New York State, County, and local agencies.
3. This Resolution shall take effect immediately.

The motion was seconded by Council Member Glenn

It was noted that the State Environmental Quality Review Act has to be completed first. Council Member DeLuca asked if the SEQR form was for all three projects. Supervisor Horton stated that was correct. Council Member DeLuca wondered if as the Town of Caroga, we don't have to go to zoning or planning for any of these projects. Supervisor Horton stated this is a SEQR, an environmental assessment form that all major projects have to go through. Council Member DeLuca pointed out certain questions on the SEQR that ask if the project being proposed is a permitted use under the zoning regulations. Supervisor Horton stated "this has nothing to do with that." Supervisor Horton stated this was a standardized form. Nothing can be changed on this. Council Member DeLuca reads will the proposed action result in the change in the use or intensity on use of the land. Supervisor Horton stated the land is used for the screen plant. It's got to do with significant. Council Member DeLuca questioned the word significance. Supervisor Horton stated the project site is 8 acres. The salt shed is less than ½ acre and the disturbance of the highway garage is less than ½ acres. That is not considered significant. Supervisor Horton compared this project to the building going on at Sherman's.

AYES

Supervisor Horton
Council Member Glenn
Council Member DeLuca
Council Member Sturgess
Council Member Travis

NAYS

*Note the resolution for the SEQRA Notice of determination from the bond council were not accurate and were corrected prior to adoption.

The foregoing resolution was thereupon declared duly adopted.

Supervisor Horton stated the resolutions have to be made separately. He was advised that when there are large projects like these that you do not want to use your current funds that the town should be bonding for it otherwise you will be over taxing people for. A building is good for 50 years if you take out a bond for 30 years then the people who are getting the benefit of that facility ten – twenty years when you are paying for it, they are paying for their use of it at that time. If you only go out ten years for something that will be enjoyed for the next 40 years that's over taxation. Council Member Sturgess wanted the projects labeled A, B, & C. Supervisor Horton wanted the documents verbatim from the bond council. With the SEQR resolution the projects were combined. Here each is separate.

RESOLUTION #2022-133 Bond Resolution dated September 14, 2022 to authorize the construction of a building to be used as a Town Barn, Authorizing the issuance of serial bonds of the Town of Caroga Fulton County New York in an aggregated principal amount not to exceed \$1,000,000.00 pursuant to the local finance law to finance said purpose and delegating the power to issued bond anticipation notes in anticipation of the sale of such bonds to the Town Supervisor, Supervisor Horton presented the following resolution and moved that it be adopted at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

PRESENT: Supervisor Scott Horton, Council Member John Glenn, Council Member Barbara DeLuca, Council Member Richard Sturgess, Council Member Donald Travis.

ABSENT:

BE IT RESOLVED, by the Town Board of the Town of Caroga, Fulton County, New York (the “Town”) (by favorable vote of not less than two-thirds of all the members of the Board) as follows:

Section 1. The Town shall construct an approximately 4,800 square foot metal frame and siding butler style building to be used as a Town barn, at a maximum cost of \$1,000,000, as more particularly described in Section 3 hereof.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the “Bonds”) in the aggregate principal amount of not to exceed \$1,000,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein.

Section 3. The class of objects or purposes (the “Purpose”) to be financed pursuant to this resolution is the construction of an approximately 4,800 square foot butler style building to be used

as a Town barn located at 1913 State Highway 10 in Caroga Lake in the Town of Caroga, Fulton County, New York, site work and the costs incidental thereto.

Section 4. It is hereby determined that said Purpose is an object or purpose described in paragraph (c) of Subdivision 12 of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is Thirty (30) years. It is hereby determined that the proposed maturity of the obligations authorized by this Resolution will be in excess of five years.

Section 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of such bonds by virtue of paragraph 9 of subsection d. of Section 1,000.00 of the Local Finance Law, with respect to all objects and purposes authorized to be financed hereby.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the Supervisor of the Town, the chief fiscal officer.

Section 7. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor of the Town. The Supervisor of the Town is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 8. The faith and credit of the Town of Caroga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as

the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property of the Town, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 9. This Resolution shall constitute the Town's "official intent", within the meaning of Section 1.150-2 of the Treasury Regulations, to finance the cost of the Purpose with the Bonds and notes herein authorized. The Town shall not reimburse itself from the proceeds of the Bonds or notes for any expenditures paid more than sixty days prior to the date hereof, unless specifically authorized by Section 1.150-2 of the Treasury Regulations.

Section 10. This Resolution is adopted subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law and Section 90.00 of the Town Law. The Town Clerk is hereby authorized and directed within ten (10) days after the adoption of said resolution, to cause to be published a notice which sets forth the date of the resolution's adoption and contains an abstract of the resolution concisely stating its purpose and effect.

Section 11. This Resolution, or a summary thereof, shall be published by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in each official newspaper of the Town. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 12. The firm Barclay Damon LLP is hereby appointed Bond Counsel to the Town in connection with the Bonds and bond anticipation notes herein authorized.

Section 13. This Resolution shall take effect upon the earlier of (a) expiration of the time for filing a petition requesting that the issuance of the Bonds be submitted to referendum or (b) a positive vote upon the referendum authorizing the issuance of the Bonds.

The motion having been duly seconded by Council Member Glenn.

Discussion: Supervisor Horton stated the resolutions have to be made separately. He was advised that when there are large projects like these that you do not want to use your current funds, that the town should be bonding for it otherwise you will be over taxing people. A building is good for 50 years if you take out a bond for 30 years then the people who are getting the benefit of that facility ten – twenty years when you are paying for it, they are paying for their use of it at that time. If you only go out ten years for something that will be enjoyed for the next 40 years that's over taxation.

Council Member Sturgess wanted the projects labeled A, B, & C. Supervisor Horton wanted the documents verbatim from the bond council. With the SEQR resolution the projects were combined. Here each is separate. Supervisor Horton stated the architect thought the highway barn would be about \$883,000.00. If passed this resolution allows the town board to do the financing. The financing is done in two stages. First is a BAN, Bond Anticipation Note – it is like a home equity loan. You borrow the money you need to pay your bills until the project is finished. Once the project is finished (say \$900,000.00) then you BOND only for \$900,000.00, not for the million dollars. We can't go over the amount without discussing this whole thing. It is important we follow procedure. During the period that you are borrowing money BAN you are paying interest only, not on the principal. Supervisor Horton stated the passing of this has to be by four votes and the resolution is subject to a permissive referendum.

Council Member Glenn confirmed the public has the right to petition this. Supervisor Horton stated on the town hall/club house project he would take a different approach on it. There would be a referendum before... this is a smaller project. We have been under consent since 2008 for the salt shed. It is an environmental hazard. The golf maintenance building the town has \$144,000.00 to help offset that \$450,000.00 but we have to spend that money before we get reimbursement from the insurance company.

The resolution was adopted and the following votes were cast:

AYES

Council Member Glenn
Council Member Sturgess

NAYS

Council Member DeLuca

Council Member Travis
Supervisor Horton

The foregoing resolution was thereupon declared duly adopted.

RESOLUTION #2022-134 Bond Resolution dated September 14, 2022 to authorize the relocation and reconstruction of a Golf Course Storage and Maintenance Facility Building Authorizing the issuance of serial bonds of the Town of Caroga, Fulton County, New York in an aggregated principal amount not to exceed \$450,000.00 pursuant to the local finance law to finance said purpose and delegating the power to issued bond anticipation notes in anticipation of the sale of such bonds to the Town Supervisor, Supervisor Horton presented the following resolution and moved that it be adopted at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

PRESENT: Supervisor Scott Horton, Council Member John Glenn, Council Member Barbara DeLuca, Council Member Richard Sturgess, Council Member Donald Travis.

ABSENT:

BE IT RESOLVED, by the Town Board of the Town of Caroga, Fulton County, New York (the “Town”) (by favorable vote of not less than two-thirds of all the members of the Board) as follows:

Section 1. The Town shall relocate and reconstruct a golf course storage and maintenance building, at a maximum cost of \$450,000, as more particularly described in Section 3 hereof.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the “Bonds”) in the aggregate principal amount of not to exceed \$450,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein.

Section 3. The class of objects or purposes (the “Purpose”) to be financed pursuant to this Resolution is the relocation of an existing golf course storage and maintenance facility building by forty feet, construction of a foundation and reconstruction of the approximately 3,360 square foot building located at 1801 State Highway 10, Caroga Lake in the Town of Caroga, Fulton County, New York, site work and the costs incidental thereto.

Section 4. It is hereby determined that said Purpose is an object or purpose described in paragraph (b) of Subdivision 11 of Section 11.00 of the Local Finance Law, and that the period of

probable usefulness of said purpose is twenty-five (25) years. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of such bonds by virtue of paragraph 9 of subsection d. of Section 107.00 of the Local Finance Law, with respect to all objects and purposes authorized to be financed hereby.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the Supervisor of the Town, the chief fiscal officer.

Section 7. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor of the Town. The Supervisor of the Town is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 8. The faith and credit of the Town of Caroga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property of the Town, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 9. This Resolution shall constitute the Town's "official intent", within the meaning of Section 1.150-2 of the Treasury Regulations, to finance the cost of the Purpose with the Bonds and notes herein authorized. The Town shall not reimburse itself from the proceeds of the Bonds or notes for any expenditures paid more than sixty days prior to the date hereof, unless specifically authorized by Section 1.150-2 of the Treasury Regulations.

Section 10. This resolution is adopted subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law and Section 90.00 of the Town Law. The Town Clerk is hereby authorized and directed within ten (10) days after the adoption of said resolution, to cause to be published a notice which sets forth the date of the resolution's adoption and contains an abstract of the resolution concisely stating its purpose and effect.

Section 11. This Resolution, or a summary thereof, shall be published by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in each official newspaper of the Town. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 12. The firm Barclay Damon LLP is hereby appointed Bond Counsel to the Town in connection with the Bonds and bond anticipation notes herein authorized.

Section 13. This Resolution shall take effect immediately upon its adoption.

The motion having been duly seconded by Council Member Sturgess,

Discussion: Council Member Travis noted the amount includes the cost to move the building.

It was adopted and the following votes were cast:

AYES

Council Member Sturgess
Council Member Travis
Supervisor Horton
Council Member Glenn

NAYS

Council Member DeLuca

The foregoing resolution was thereupon declared duly adopted.

RESOLUTION #2022-135 Bond Resolution dated September 14, 2022 authorizing the construction of a Salt/Sand Storage Building, Authorizing the issuance of serial bonds in the Town of Caroga, Fulton County, New York in an aggregate principal amount not to exceed \$107,000.00 pursuant to the local finance law to finance said purpose and delegating the power to issue bond anticipation notes in anticipation of the sale of such bonds to the Town Supervisor. Supervisor Horton presented the following resolution and moved that it be adopted at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

PRESENT: Supervisor Scott Horton, Council Member John Glenn, Council Member Barbara DeLuca, Council Member Richard Sturgess, Council Member Donald Travis.

ABSENT:

BE IT RESOLVED, by the Town Board of the Town of Caroga, Fulton County, New York (the “Town”) (by favorable vote of not less than two-thirds of all the members of the Board) as follows:

Section 1. The Town shall construct a salt/sand storage building, at a maximum cost of \$107,000, as more particularly described in Section 3 hereof.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the “Bonds”) in the aggregate principal amount of not to exceed \$107,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein.

Section 3. The class of objects or purposes (the “Purpose”) to be financed pursuant to this resolution is the construction of an approximately 1,200 square foot salt/sand galvanized steel

truss and fabric building on 1913 State Highway 10 in Caroga Lake in the Town of Caroga, Fulton County, New York, site work and the costs incidental thereto.

Section 4. It is hereby determined that said Purpose is an object or purpose described in paragraph (a) of Subdivision 11 of Section 12.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is fifteen (15) years. It is hereby determined that the proposed maturity of the obligations authorized by this Resolution will be in excess of five years.

Section 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of such bonds by virtue of paragraph 9 of subsection d. of Section 107.00 of the Local Finance Law, with respect to all objects and purposes authorized to be financed hereby.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the Supervisor of the Town, the chief fiscal officer.

Section 7. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor of the Town. The Supervisor of the Town is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 8. The faith and credit of the Town of Caroga, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as

the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property of the Town, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 9. This Resolution shall constitute the Town's "official intent", within the meaning of Section 1.150-2 of the Treasury Regulations, to finance the cost of the Purpose with the Bonds and notes herein authorized. The Town shall not reimburse itself from the proceeds of the Bonds or notes for any expenditures paid more than sixty days prior to the date hereof, unless specifically authorized by Section 1.150-2 of the Treasury Regulations.

Section 10. This Resolution is adopted subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law and Section 90.00 of the Town Law. The Town Clerk is hereby authorized and directed within ten (10) days after the adoption of said resolution, to cause to be published a notice which sets forth the date of the resolution's adoption and contains an abstract of the resolution concisely stating its purpose and effect.

Section 11. This Resolution, or a summary thereof, shall be published by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in each official newspaper of the Town. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 12. The firm Barclay Damon LLP is hereby appointed Bond Counsel to the Town in connection with the Bonds and bond anticipation notes herein authorized.

Section 13. This Resolution shall take effect upon the earlier of (a) expiration of the time for filing a petition requesting that the issuance of the Bonds be submitted to referendum or (b) a positive vote upon the referendum authorizing the issuance of the Bonds.

The motion having been duly seconded by Council Member Sturgess.

Discussion: Council Member DeLuca stated so instead of spending the money that we voted on before to spend the insurance money we are going to bond it? Supervisor Horton replied yes.

It was adopted and the following votes were cast:

AYES

Council Member Sturgess
Council Member Travis
Supervisor Horton
Council Member Glenn

NAYS

Council Member DeLuca

The foregoing resolution was thereupon declared duly adopted.

Supervisor Horton stated last week he sent out an amended Phinney Group AIA contract which included the highway garage. The contract signed with the Phinney Group was for town hall/ Club House Project, and the club house was part of the storage building. So, this clarifies that they will be helping the town with that building. That is different now. They will also do the engineering and site work for the highway garage.

RESOLUTION #2022-136 to approve Phinney Group Modified agreement was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, Supervisor Horton received a modified AIA Document B1-4-2017 dated June 27, 2022, now therefore be it

RESOLVED, that the Caroga Town Board does hereby move to approve the Phinney Group modified agreement.

Seconded by Council Member Sturgess

Adopted by a roll call vote as follows:

Council Member Travis - Yes

Supervisor Horton - Aye

Council Member Glenn - Yes

Council Member DeLuca - Yes

Council Member Sturgess – Yes

RESOLUTION #2022-137 to set a budget work session for October 5th at 6 pm was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, Supervisor Horton offered this resolution to set a budget work session, now therefore be it

RESOLVED, that the Caroga Town Board does hereby move to set a budget work session for Wednesday October 5th at 6 pm.at town hall.

Seconded by Council Member Sturgess

All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

RESOLUTION #2022-138 to make the following transfers as necessary to maintain a balanced budget: was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, the Bookkeeper Joanne Young has identified a need to make the following transfers now therefore be it **RESOLVED**, that the following transfer shall be made to maintain a balanced budget.

To: A1410.2 Town Clerk Equipment	\$ 35.00	
From: A1410.4 Town Clerk C/E		\$ 35.00
To: A7180.42 GC Merchandise	\$ 1,500.00	
From: A7180.13 Club House P/S		\$ 1,500.00
To: A1910.40 Unallocated Insurance C/E	\$ 5,000.00	
From: A1420.4 Attorney C/E		\$ 5,000.00
To: DA5110.4 General Repairs C/E	\$ 10,000.00	
From: DA5130.2 Equipment		\$10,000.00
To: DA5142.4 Snow Removal C/E	\$ 10,000.00	

From: DA5130.2 Equipment

\$ 10,000.00

Seconded by Council Member Sturgess

All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

Supervisor Horton noted last year the town received FEMA funds. The money will be used for the culvert work on Kasson Drive. The cost is around \$67,000.00. This resolution will move the money sitting in the account.

RESOLUTION #2022-139 to make a Budget transfer to maintain a balanced budget was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, the Bookkeeper Joanne Young has identified a need to make the following transfer now therefore be it **RESOLVED**, that the following transfer shall be made to maintain a balanced budget.

From: DA 4960 Federal State Aid

\$34,900.00

To: DA 5110.4

General Repairs

\$34,900.00

Seconded by Council Member Sturgess

All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

RESOLUTION #2022-140 to Set Trick or Treat in the Town of Caroga was offered by Council Member DeLuca at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, the town clerk received a call from the Wheelerville Union Free School where by the date for trick or treat was suggested for Oct 31 from 5 – 7 pm, now therefore be it

RESOLVED, that Trick or Treat will be held in the Town of Caroga on October 31st from 5 – 7 pm.

Seconded by Council Member Travis

All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

Yesterday Supervisor Horton met with the Chairman of the Zoning Board of Appeals (ZBA) Tony Russitano interviewed Patricia Cooper for a position on the ZBA that was vacated by Frank Malagisi. Supervisor Horton noted she worked for the City of Gloversville as the clerk in the Engineers office and for the Police Department for 37 year and retired from there.

RESOLUTION#2022-141 to Appoint Patricia Cooper to the Zoning Board of Appeals was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, the Town Supervisor and Chairman of the Zoning Board of Appeals met yesterday and interviewed a candidate for the Zoning Board, now therefore be it

RESOLVED, that the Caroga Town Board does hereby move to appoint Patricia Cooper of Beech Ridge Road in the Town of Caroga to the vacant seat on the Zoning Board of Appeals and whose term shall run until December 31, 2025.

Seconded by Council Member Glenn

All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

RESOLUTION #2022-142 to go out to bid on the salt shed foundation was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, the Town Supervisor stated the town went out to bid on the salt storage shed and was hoping to do the foundation in house but that is not going to happen, now therefore be it

RESOLVED, that the Caroga Town Board does hereby move to go out to bid for the salt shed foundation.

Seconded by Council Member Sturgess

Discussion: the clerk asked how much was it going to cost, and where the specifications were. The Supervisor stated he got the specs two days ago. The clerk asked where this would be advertised. Supervisor Horton stated usually we can advertise in the paper or we can just ask the Phinney Group to put it out for a public project. He will have to get advice on this. There is more work to be done before it can go in the paper. The clerk asked how we can go out to bid on this then. Supervisor Horton replied how can you go out to bid if you don't know what you are doing. He stated this is an authorization to go out to bid to get a price to put in the foundation. There is work to still be done to put it in the proper form, to let bidder know what they are bidding on. Council Member Sturgess understood what the clerk was asking. What can the clerk give to someone if it is not ready? Supervisor Horton was not sure the clerk would be handing this out. He stated he thought we would go out and solicit bids. The clerk asked if quotes could be obtained. Supervisor Horton thought the price would be in excess of \$20,000.00. Again, the clerk asked how this can be advertised or be given to the Phinney Group to advertise. The Supervisor has drawings and dimensions. He needs the contractual language. The Supervisor was looking for approval from the town board to get this ready to go out to bid.

All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

RESOLUTION #2022-143 to approve training for the code officer Anthony Fancher was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, Code Officer Anthony Fancher discussed an upcoming training with Supervisor Horton that he would like to attend for the Planning Board and Zoning Board in Old Forge NY, now therefore be it

RESOLVED, that the Caroga Town Board does hereby move to approve sending the Code Officer Anthony Fancher to the training in Old Forge New York on September 29th at a cost of \$40.00 per person plus travel.

Seconded by Council Member Sturgess

All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

Supervisor Horton gave the board members copies of the NYMIR Insurance Policy. He stated it arrived after the last board meeting and is dated 9/1/2022 to 8/31/2023. The total cost is \$55,684.06.

RESOLUTION #2022-144 to accept the NYMIR Insurance Policy was offered by Supervisor Horton at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, Supervisor Horton gave copies of the policy to the town board members, now therefore be it

RESOLVED, that the Caroga Town Board does hereby move to enter into the policy with New York Municipal Insurance Reciprocal.

Seconded by Council Member Sturgess

Discussion: Council Member DeLuca asked if there is money in the budget for this. Supervisor Horton replied there is. Council Member Glenn asked if the rates went up. Supervisor Horton replied considerably. They went up because of the fire and we have a lot more equipment. The Supervisor has spent days with Mr. Steadman and Mr. Voght getting an accurate inventory list. Cyber security is big issue and an expense. The insurance company wants the town to be covered for this. Council Member Sturgess noted how nice it was to work with this company during our loss. The Supervisor noted Fulton County was instrumental in setting up this company. The clerk asked if the bonding for elected officials was in the policy. Supervisor Horton replied he did not know. It is the same policy that we have had.

All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

Council Member Horton made a motion to pay the bills as presented for audit. The motion was seconded by Council Member Glenn. All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

Council Member Glenn made a motion to accept the minutes of the August 10th and August 19th meetings. The motion was seconded by Council Member Travis. All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

Council Member Sturgess noticed that at the recent golf tournaments there has been a problem with not having enough golf carts. He will be addressing this during the budget meeting. He has had to gather up carts from the community for use during tournaments. People let him use their carts. He spoke to a couple of smaller local golf courses they do the same thing if they can't get them from the rental company. They offer a \$25.00 check to someone who allows the course to use their cart for the day. He feels the town should offer something for wear and tear to those in the community who allow the town to use their cart.

RESOLUTION #2022-145 to pay a rental fee of \$25.00 to people who give the use of their golf carts to the golf course for tournaments when needed was offered by Council Member Sturgess at the regular monthly meeting of the Caroga Town Board held on Wednesday September 14, 2022.

WHEREAS, Council Member Sturgess notified the board that at certain tournaments recently there have not been enough carts, and

WHEREAS, members of the public have given over their private carts for use by the town for a tournament, now therefore be it

RESOLVED, that the Caroga Town Board does hereby move to issue a rental fee of \$25.00 to people who give the use of their golf carts to the golf course for tournaments when needed effective immediately from A7180.21, and be it further **RESOLVED**, that a voucher shall be submitted to the town for payment.

Seconded by Council Member Glenn

Discussion: Council Member would like it to be retroactive. The Supervisor noted there was a line item for cart rental, an expense in the budget. Supervisor Horton stated we do fill their tanks. The Supervisor noted the outpouring of support we have had from volunteer of all different aspects, golf course, bike trail, lake management it is amazing. For next year the Supervisor though there should be some sort of celebration/party for all of the volunteers – the Planning and Zoning Boards. There should be some appreciation. He will discuss it during budget time. Council Member Sturgess stated there are two upcoming tournaments that he will have to go get golf carts from people. Supervisor Horton stated we should have the insurance company cover any damage to the carts.

At 8:35 pm Council Member Sturgess made a resolution to adjourn. The motion was seconded by Council Member Glenn. All board members were in favor of the motion: Horton, Glenn, DeLuca, Sturgess, Travis

Submitted by:

Linda Gilbert, RMC, CMC
Town Clerk

Prepaid #'s 236 to 267 - \$74,519.37

General Park #'s 79 – 89 \$4,014.45

General #'s 273 to 323 \$89,210.17

Highway #'s 95 to 106 \$67,616.29