

MINUTES OF THE REGULAR MEETING AND THE PUBLIC HEARING OF THE TOWN BOARD OF THE TOWN OF FORT ANN HELD JULY 9, 2012 COMMENCING AT 7:00 P.M.

PRESENT: DARLENE Z. DUMAS, SUPERVISOR  
DUANE A. BURCH, COUNCILMAN  
BRUCE K. WHITNEY, COUNCILMAN  
GRETCHEN R. STARK, COUNCILWOMAN  
ALFRED E. DUNLOP, COUNCILMAN

OTHERS PRESENT: HELEN DENNO, CONFIDENTIAL SECRETARY TO  
THE SUPERVISOR  
PAUL WINCHELL, SUPT. OF HIGHWAYS

RECORDING SECRETARY: MARY JANE GODFREY, TOWN CLERK

Motion was introduced by Mr. Dunlop and seconded by Ms. Stark to approve the Town Board Minutes of June 11, 2012.

Ayes: 5                      Nays: 0                      Abstentions: 0                      Absent: 0

Motion was carried.

Motion was introduced by Mr. Burch and seconded by Mr. Dunlop to pay bills as warranted and audited.

Ayes: 5                      Nays: 0                      Abstentions: 0                      Absent: 0

Motion was carried.

Supervisor's Report: A new flag was donated by Glenn Bearor for the Town Hall. The Town appreciates his donation.

Town Committee Volunteers are still needed for Agricultural, Infrastructure and Finance.

A Positive Declaration from NYSDEC was received on the Troy Topsoil mine site. DEC stated it will take months to be approved.

A news article on Jenny Horstman, who has created a life size Champlain Canal Town Path Mule, will be present on July 21, 2012 at 2:00 p.m. in the Town of Fort Ann's Pocket Park, State Route 4. This mule is a metal sculpture she has made.

The debt the Town owes is not available at this time but Supervisor Dumas gave a report on some amounts.

Letters of interest for the position of Town of Fort Ann Board of Ethics was from Gretchen Stark, Terry Barber, Mary Davis, Curtis Rehm and Paul Milligan.

Resolution No. 2012-038 was introduced by Mr. Burch and seconded by Mr. Dunlop to approve and appoint the five applicants to the Town of Fort Ann Board of Ethics; Gretchen R. Stark, Terry Barber, Mary Davis, Curtis Rehm and Paul Milligan. Term will expire 12/31/2013.

Ayes: 4                      Nays: 0                      Abstentions: 1 (Stark)                      Absent: 0

Resolution No. 2012-038 was duly adopted.

A petition was submitted signed by 24 residents of West Fort Ann requesting grading of Pillar Way and Fire House Way to be reinstated. The petition states the said Roads are the same part and parcel of Joe Green Road and have sustained damage that needs to be attended to due to heavy rains and everyday use. (See attached for further description.) Mr. Winchell stated these roads are private roads, not Town roads. The Town cannot do anything on the request for paving. Residents may obtain gravel from the Town for potholes.

John Solan, NYSDEC, requested Shelving Rock Road be closed for one day. Hikers and local residents may still use the road but not for drinking or drug use. Ms. Stark and Mr. Winchell will study this issue further with NYSDEC.

Hadlock Association Meeting and others were attended by Supervisor Dumas.

Battle Hill Project meeting was attended by Supervisor Dumas with Chris Martin from Saratoga speaking on grant writing.

Letter of interest was received from Curtis Rehm for the position of Town of Fort Ann Planning Board Member.

Resolution No. 2012-039 was introduced by Ms. Stark and seconded by Mr. Burch to appoint Curtis Rehm to the position of Town of Fort Ann Planning Board Member.

Ayes: 4                      Nays: 0                      Abstentions: 1 (Dunlop)                      Absent: 0

Resolution No. 2012-039 was duly adopted.

There is no new date for the audit of the Town financial books.

Town Clerk Report: The Town Clerk read the June, 2012 Monthly Report.

Public Hearing was declared open at 7:28 p.m. on the Waterfront Park with Mr. Dunlop presiding. Mr. Dunlop and Supervisor Dumas thanked Cindy Allen for her dedication and fine work on the Waterfront Park Project and also for the funding she obtained for the said Park. Mr. Dunlop spoke on the LA Groups assistance, a grant being available from the State, the need for additional maintenance and other information on the said Park. Tracey Clothier showed a proposed plan for Town of Fort Ann Champlain Canal Waterfront Park with descriptions. Also

discussed was the coming bike path, accessibility for persons with disabilities, stated the Village will do maintenance as mowing the grass, etc., lights, hours of operation which has not been discussed as yet. The cost will be reimbursed by the State, not the Town. Launching of boats/trailers will be studied following this project. Policing of site was discussed. Funding for a pump station has been delayed and there will be no toilet facilities. The Project will need signs and a water fountain will not be needed as yet.

Public Hearing will continue at the August 13, 2012 Regular Town Board Meeting. Written comments will be accepted.

Public Comment opened at 7:50 p.m. which is for the Agenda items only.

Anthony Paparella, Hadlock Pond Rd., Fort Ann, NY commented on the issuing of closing Shelving Rock Road for safety reasons. Mr. Paparella stated "It is mindboggling not to close the Road." Supervisor Dumas stated this is a NYSDEC decision to close the said road.

Nancy Burdick, Fire House Way, Fort Ann, NY submitted petitions containing 23 persons on a request for the paving of Pillar and Fire House Way roads to be reinstated. Mr. Burch commented on a previous request for same.

Public Comment was declared closed at 7:56 p.m.

Highway Superintendent Report: Mr. Winchell reported on grading, shoulder and ditch work, black topping of Tripoli Road, West Starbuck Lane, Dewey's Bridge Road corner and also reported on mowing tractor now being in working order. Weed Harvester for Lake Hadlock is repaired and is in working order.

Ms. Stark reported on the Fort Ann Beach which has seen 80 – 100 persons every day. Ms. Stark requested a sign to be placed at the said Beach which should read "FORT ANN BEACH FORT ANN RESIDENTS ONLY." A Tourism Meeting was held and the next meeting will take place July 19, 2012. Ms. Stark also reported the Recreational Program is doing well.

Virginia Parrott, Town Historian, reported on the Battle Hill Project meetings with the American Legion and Historical Society; a booklet was discussed on said Project by Eugene Ouderkirk. Federal money is available. Mary Lutz read an article dated 1927 on the Battle of Fort Ann. Supervisor Dumas submitted information entitled "Why Save Battle Hill." (See attached.) Patrick Barber gave a short presentation on the Project thanking the Town Board for their support through a resolution in a previous Town Board Meeting. Mr. Barber requested the Town Board to declare there will be no more mining activity until they, the committee, have time to submit a grant. Mr. Barber stated the steps to follow for a grant. The grant is finally awarded in a year.

Old Business: None

New Business: A Proclamation from Washington County Board of Supervisors to Tim Gleason, coach of the Fort Ann Fort Ann Cardinal Girl's Soft Ball Team, not Dane Clark.

A Proclamation was presented from Washington County Board of Supervisors to Dane Clark, coach of the Fort Ann Cardinal Boy's Baseball Team.

A Proclamation was presented from Washington County Board of Supervisor to three Eagle Scout recipients:

Taylor Jero

Michael Gusak

Bryan Neron

Correspondence/Miscellaneous: An update on the Old Stone House Library was given by Arlene Green, President. Ms. Green reported that the back step needs to be replaced. Don Roycewicz submitted an estimate, but Mr. Winchell will obtain additional quotes.

Inspection of Hadlock Pond Dam was submitted by Mark Brownstein of Haley & Aldrich, Engineers. There are some minor items which Haley & Aldrich recommended to be repaired and will submit in a report.

A letter was received from Carter, Conboy, et al, Attorneys for the Home for Aged Women, a not-for-profit organization for a grant. Ms. Green has submitted a request for large print books for the Library.

Planning Board Members will attend a training session Thursday, July 12, 2012.

NYS Canal Corporation submitted a bill for payment in the amount of \$1,742.00 for the annual fee to Ms. Denno.

The twenty (20) acres on State 149, West Fort Ann that was mentioned in an earlier meeting has been sold at auction for \$40,000.00. This site is proposed for a gravel pit.

Public Discussion opened at 8:30 p.m. Mr. Winchell spoke on the Shelving Rock Road on NYSDEC's request to close the said Road for one day. Mr. Winchell stated NYSDEC should not put this issue to the Town and stated there is nothing wrong with the said Road. Mr. Winchell stated if NYSDEC wants to close the picnic areas, he agrees. Supervisor Dumas will study this issue.

Dale Grinnell, St. Rte. 4, Fort Ann, NY spoke on the possibility of an Energy Plan or Communication Plan.

Hadlock Pond Dam District: Mr. Paparella stated they are paying for the Hadlock District but have no access to the Lake Hadlock and they want to know what to do. This is not a Town issue; to be removed from the said District, one would have to do it legally. The gentleman requested a resolution from the Town to go to Legislature to look into this issue. Discussion followed. The Town Board will investigate this issue and return with results at the August 13, 2012 Town Board Meeting.

John Avalino, Summer Way, Fort Ann, NY spoke on subdivision just for the purpose of using access to the Lake Hadlock.

Motion was introduced by Mr. Whitney and seconded by Mr. Dunlop to adjourn at 8:44 p.m.

Ayes: 5                      Nays: 0                      Abstentions: 0                      Absent: 0

Motion was carried.

Total Abstracts:	General:	\$5,949.34
	Highway:	\$5,739.90
	Youth Commission:	\$ 152.17

Respectfully submitted:

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Mary Jane Godfrey, Town Clerk  
Town of Fort Ann, New York

Dated: July 12, 2012