

REGULAR MEETING BOLTON TOWN BOARD

April 4, 2023

Regular Meeting:

Supervisor: Ronald Conover
Councilmember: Robert MacEwan
Councilmember: Brendan Murnane
Councilmember: Wanda P. Cleavland
Councilmember: Susan Wilson
Joshua Westfall: Director of Planning & Zoning
Town Clerk: Jodi Petteys
Counsel: Brian Reichenbach

Meeting Call to Order: 6:00PM.

Pledge: Councilmember Cleavland

Minutes:

- Approve the March 7, 2023 Town Board Meeting Minutes.

RESOLUTION #77

Councilmember Cleavland moved, seconded by Councilmember Murnane to approve the March 7, 2023 Regular Town Board Meeting Minutes. **All in Favor. Motion Carried.**

Convene as the Town of Bolton Board of Health

RESOLUTION #78

Councilmember MacEwan moved, seconded by Councilmember Wilson to convene as the Town of Bolton Local Board of Health. **All in Favor. Motion Carried.**

PUBLIC HEARINGS:

Public Hearings: **S23-07.** Richard Watkins seeks a variance(s) per Ordinance 36 of Bolton Town Code:

1. Setback relief from Lake George to upgrade a substandard septic system to better meet current enhanced design and construction of wastewater treatment standards.

Specific variance requests include:

Separation requirements between the septic tank and the dwelling; 10' required, 3' proposed; 7' of relief requested.

Existing slope at absorption field location; under 15% required, 20% proposed; 5% of relief requested. Reviewed and approved by KPSE - 3/17/2023. Property Address: 32 East Tongue Mtn Shore SBL: 157.00-1-15.

- Resolution to close the Public Hearing for S23-07.

RESOLUTION #79

Councilmember MacEwan moved, seconded by Councilmember Murnane to close the Public Hearing for S23-07. **All in Favor. Motion Carried.**

Eric Sandblom, PE of SRA presented the following:

- This property is only accessible by boat.
- Currently they have seasonal residences here serviced by a cesspool.
- The current system is not in failure, the owners just want to update to a more modern and compliant system.
- The site is sloped to the lake with a lot of bedrock area.
- They have located one area on the site where they can adequately place an enhanced treatment system.
- He detailed the plans to the Board.
- This is a shallow system.
- The system they are using is for slopes up to 30%.
- The notice incorrectly says they are looking for setback relief from Lake George, which is incorrect.

Councilmember Cleavland asked what the neighbors used for a water source. Mr. Sandblom stated they all use the lake. Councilmember Wilson asked if the town engineer looked at the concern for the setback from the lake. Mr. Sandblom stated that they had addressed this, and that it was approved by the Town of Bolton Engineer.

- Resolution establishing Town of Bolton as Lead Agency.

RESOLUTION #80

Councilmember Cleavland moved, seconded by Councilmember MacEwan to declare the Bolton Local Board of Health as Lead Agency under SEQRA & LWRP for the proposed septic variances for Richard Watkins, Property Address: 32 East Tongue Mtn Shore SBL: 157.00-1-15. **All in Favor. Motion Carried.**

- Resolution regarding SEQRA & LWRP determinations.

Councilmember Wilson asked the Board the following questions:

1. Do any of the Board Members have concerns with any of the items listed in Part C, 1 through 3 of the LWRP Waterfront Assessment Form? No
2. Do any of the Board Members have concerns with any of the items listed 1 through 20 in Part 1, on the SEQRA Form as submitted by the applicant? No
3. Will the proposed action impact any of the items listed 1 through 11 in Part 2 of the SEQRA Form? No
4. Do the Board Members agree that this project will result in no adverse impacts on the environment; and therefore, an environmental impact statement need not be prepared? Yes.

Based upon the materials submitted and accepted as part of the record, our findings are as follows:

- A. The applicant's SEQRA & LWRP submissions, and our analysis of the issues presented, demonstrates that there are no significant environmental impacts or concerns and it is hereby determined that the action to be taken is consistent with the Town of Bolton Local Waterfront Revitalization Program policies and standards.
- B. The applicant has provided clear and complete responses to issues recited in the SEQRA questionnaire and based upon all information reviewed by this lead agency in its SEQRA analysis, including a thorough "hard look" and consideration of the applicant's entire submission, and upon all board and public comments received, it is appropriate in the opinion of this lead agency to make a finding that the proposed action will result in no adverse environmental impacts and that any identified adverse environmental impacts will not be significant, or where identified, are sufficiently mitigated by virtue of the conditions imposed in granting approval.

RESOLUTION #81

Councilmember Wilson moved, seconded by Councilmember Murnane to make a negative declaration with regard to SEQRA & LWRP variances for S23-07 Richard Watkins, Property Address: 32 East Tongue Mtn Shore SBL: 157.00-1-15. **All in Favor. Motion Carried.**

- Resolution for proposed Septic Variance S23-07.

RESOLUTION #82

Councilmember Wilson moved, seconded by Councilmember MacEwan having declared the Bolton Local Board of Health as Lead Agency, held a public hearing, made a Negative Declaration for the SEQRA Application and a positive determination of consistency for the LWRP Application and having been approved by Town Engineer KSPE Civil Engineering, and recommended by the Town of Bolton Planning and Zoning Office, I make a motion to approve this Variance Application for the installation of an Advanced-Enviro Septic (AES) Enhanced Treatment System (ETU) as manufactured by Presby Environmental, Inc. on Parcel ID #157.00-1-15 with the condition that a solenoid valve is to be installed. **All in Favor. Motion Carried**

Supervisor Conover thanked Mr. Watkins for taking the initiative to upgrade his system to meet the new standards and regulations to protect the lake.

Reconvene as Bolton Town Board

RESOLUTION #83

Councilmember MacEwan moved, seconded by Councilmember Murnane to reconvene as the Bolton Town Board. **All in Favor. Motion Carried.**

Public Comment:

Megan Baker of the Bolton Free Library:

- The library has received a grant from LARAC which enables them to do a three part painting workshop. The next two are April 13th and May 11th.
- They have also received a grant from the Golub Foundation which will enable the library to do a meet the author series this summer.
- They will be having 2 workshops to show residents how transfer from the Overdrive app to the new Libby app on April 20th and May 18th.

Zandy Gabriels:

- He asked for clarification on the Bolton Corporation and Phase 1 of the water program.
- He inquired about a DEC violation on Sagamore Road. *Supervisor Conover explained that it was on private property.*

Correspondence:

- Notification of NYS liquor license renewal for Cate's Italian Garden Inc.
- Notification of NEW NYS liquor license application for Cantina 32, LLC.
- Bolton Chamber regarding 7th Annual Bolton Live Music Festival.
- James Neumann resignation letter effective May 1, 2023.
- The Sembrich thank you for 2023 Occupancy Tax funding.
- NYSDEC regarding a notice of violation on Sagamore Road.
- Warren County Health Services regarding National Public Health week.

Committee Reports:

Councilmember Rob MacEwan

Highway:

N/A

Justice Court:

- During the month of March 2023 Justice Edward G. White collected \$ 1,826.00 in funds (check to Town of Bolton # 562), and Justice Joe Connally collected \$ 3,648.00 in funds (check to Town of Bolton # 538). Total monies forwarded to the Town of Bolton amounted to \$5,474.00. Itemized lists are available upon request by contacting the Court.

Recreation:

N/A

Transfer Station:

- Total for the month \$ 5,081.00
- Clean up Cards \$4,100.00

EMS:

Calls: 18 (including 4 mutual aid) of which only 9 were billable (1 mutual aid).

Gross Charges Billed in February:	\$ 20,799.60
Gross Charges Billed YTD:	\$ 44,453.60

Payments Received in February:	\$ 6,539.72
Payments Received YTD:	\$ 15,842.65

- In 2022 we had billed \$36,650.00 and received payments of \$12,303.13 through February.
- Payroll expenses through February were \$74,959.39 versus \$51,570.93 in 2022. We continue to incur overtime costs due to insufficient staff to cover all shifts without overtime.
- At the time of the formation of Bolton Emergency Medical Services, Inc in 2010 as successor to the Bolton Rescue Squad our lease for space within the firehouse was \$1.00 per year. For 2023 we were advised by the Bolton Fire Commissioners that they would be increasing our lease to more adequately cover the cost of our space and use of utilities to \$1,500 per month or \$16,200 annually if paid in full.

- The search for storage space for the four file cabinets currently at the offices at 5023 Lake Shore Drive continues. These cabinets contain patient care records and personnel records as well as other files related to the operations of Bolton EMS.

Councilmember Brendan Murnane

Water:

- The total distribution flow for the month of March was 3,721,398 gallons averaging 120,045 gallons a day.
- The required sampling was completed according to the SDWIS, including total coliform, TOC, and raw alkalinity.
- 3/5 Dustin Lewis's last Day. Thank you, Dustin.
- Received turbidity meter back from Hach and installed.
- Plowed plant and shoveled hydrants for various snowstorms.
- Brought lawn mower to highway for maintenance and repairs in preparation for spring.
- Plant has no heat on 3/13, called Jack Hall who was able to fix the problem.
- Called National Grid to have power at Horicon PRV disconnected.
- Cleaned under carport as well as side of building with help of Waste Water's Jetter. Thank you, Matt and Dan.
- Had North Country Janitorial Sanitize the office in the Treatment Plant.
- Worked on annual WWR (water withdrawal report) and AWQR (annual water quality report). WWR has been submitted to DEC and AWQR draft has been submitted to DOH for approval.
- 3/29 & 3/30 had Steve from Ross Valve come to rectify problem at Potter Hill and Horicon PRV's.
- Brownell came and replaced raw water pump #1's breaker.
- Jack Hall came and replaced the motor on heater near bulk storage tanks.
- Ongoing card filing/sorting for the Lead Service Line Inventory and Replacement Program.
- Attended Lead Service Line Meeting at Glens Falls Wastewater Treatment Plant.
- Sold several Neptune radial meters to replace non-working meters.
- Received several calls about broken meters and billing.
- Answered Dig Safe requests as required during the month.

Wastewater:

Assessor:

N/A

Library:

N/A

Councilmember Susan Wilson

Planning / Zoning:

- The Planning Office for the month of March collected fees in the amount of \$1,365.00. for various items including Certificates of Compliance, Variances, Site Plan Reviews, Stormwater Permits and After the Fact Fees.
- The Planning and Zoning Office met with the Bolton Chamber of Commerce along other Town Board Members on March 20th at the Bolton School Library. In that meeting the following was discussed:
 - Affordable Housing Issues
 - Childcare Issues
 - Employment
 - Transportation
- The meeting proved to be a good opportunity to discuss affordable housing, what discussions have been had to date with the County related to this and other issues, and what other studies the Town is involved in.
- Related to affordable housing the Planning and Zoning Office attended a webinar put on by the Northern Forest Center which discussed different approaches different communities have taken to this and partnerships that were created to accomplish housing goals.
- The Planning and Zoning Office has spoken to a consultant from Novoco who is doing the County Housing Needs Study. There will be an in-person meeting with the Planning and Zoning Office and the consultant later this week.
- Working with the County Soil and Water District, the Planning and Zoning Office is now reviewing the final draft of Bolton's Appendix to the County Hazard Mitigation Plan.
- The Planning and Zoning Office is continuing work on the County Organics Management Plan.
- The Planning and Zoning Office has been working with the Veterans Park Plan Implementation Committee and met with the design consultant and NYS Dept. of State. The contract with DOS has been executed and sent to NYS.
- The Planning and Zoning Office has begun preparing and RFQ related to the Smart Growth Comprehensive Plan. New York State anticipates the Grant Contract will be coming out in the next few weeks.
- The Planning and Zoning Office attended the EFC/Adirondack Council workshop today in Elizabethtown.

Councilmember Wanda Cleavland

Police:

- Patrol shifts - 35
- Total reportable activity - 374
- Property / activity checks – 315
- The Police Department’s work on the Lexipol Policy and Procedure Manual is continuing with monthly customer success program meetings with Lexipol staff.
- New police vehicle update: We are awaiting the final notification for vehicle delivery.
- Our work is continuing with the Town of Bolton Code Enforcement Officer on areas of mutual concern.
- In light of recent incidents of attacks on electrical/utility infrastructure in several states, directed patrols of critical utility sites in the town is continuing.
- The MED Project NY medication disposal kiosk has been utilized frequently. We request that our participation in this program be shared with friends, family, and members of our surrounding communities.
- The Police Department has conducted thirty-nine (39) Bolton Central School checks during March. We continue to work with school administrators and surrounding law enforcement partners to ensure a safe environment for staff and students. We have also conducted two (2) safe-stop patrols during March to ensure that vehicular traffic stops because of the flashing red lights of our buses. We are happy to report that no violations have been observed or reported to the police department during March. We have also provided an officer for a community oriented presence at the BCS Ice Cream Social and the Book Fair. Thank you, Sergeant Webster! We have also conducted several school safety and security details in light of recent incidents which have occurred in other districts and jurisdictions.
- The Police Department has entered into an agreement with AXON Enterprise Inc. and purchased (BWC) Body Worn Cameras, associated equipment, and accessories through the NYS DCJS grant funding that we received. We expect the BWC and associated products to be delivered during June of 2023.
- In our efforts to expand our community’s accessibility to the Police Department and its officers we have continued to be a presence at our Stewart’s Shop on a weekly basis. Police Officer Neumann graciously volunteered, and he has been doing a fantastic job with his outreach efforts. Thank you, Police Officer Neumann!
- The Police Department, in conjunction with TD Bank, will be presenting a Financial Education Seminar at the Bolton Senior Citizen Center on Wednesday, April 05, 2023 @ 11:15am. The focus of the seminar will be financial frauds, schemes, and scams and how to identify, report, and most importantly, not become a victim of this criminal activity. Special thanks to TD Bank and Bank Manager Dan West for his assistance and commitment to our community.
- The Police Department is currently working with the New York State Department of Transportation with several traffic safety initiatives which include excessive vehicular speeds, and pedestrian crossing safety on St Rt.9N in the area of Chic’s Marina and at Veteran’s Memorial Park. We have requested a traffic study/survey to determine what corrective actions

are needed. Also, we are working with the Bolton Highway Department in placing the town's radar speed signs in areas of concern. Thank you to Highway Superintendent Bill Sherman and Deputy Superintendent Matt Coon for their assistance.

- Lastly, the Police Department has been meeting regularly with officers from the New York State Police and the Warren County Sheriff's Office to discuss matters of mutual concern. Both agencies continually show their commitment to public safety and service in our community. Thank you to the New York State Police, Warren County Sheriff Jim Lafarr, and Undersheriff Terry Comeau, for their continuing support.

Town Clerk:

- Total local shares remitted: \$10,302.00
- Total non-local revenue: \$17.00
- Total state, county & local revenues: \$10,319.00
- The clerk's office distributed 1,371 resident clean up cards last year.
- Tax collection period ended March 31, 2023.
- This office collected a total of \$7,786,043.94 for a collection rate of 93%.

Supervisor's Report:

- Deposits: \$ 186,270.63
- Disbursements: \$ 476,434.64
- Horicon PRV Improvements and isolation valves.
- WIIA Grant, EFC, Phase 1 improvements at the Water plant made possible with a \$900,000 grant.
- Cedar Wood is now our licensed operator at the Water Plant and Distribution System, many thanks to DCK Services for their help.

Supervisor Conover stated he wanted to take a moment to mention that Mayor Bob Blais was retiring as the longest tenured Mayor in the country. He said that Mayor Blais was someone that the Town of Bolton could call on in almost any type of emergency and he would respond like the cavalry. He stated that Mayor Blais had helped us out of any number of difficult situations in the community. He helped us out when the Town was in need of licensed operators. He also took the lead on the invasive species initiative for the lake. He said that Mayor Blais has been here for this community and for the lake, time and time again. He said Mayor Blais will be missed, and he has been a great friend to our community and also to him personally. Supervisor Conover said he applauds Bob and wishes him well in his retirement.

New Business:

- Resolution to authorize the Supervisor to enter into a professional service agreement with CT Male for landfill monitoring services.

RESOLUTION #84

Councilmember Cleavland moved, seconded by Councilmember Murnane to authorize the Supervisor to enter into a professional service agreement with CT Male for landfill monitoring services. **All in Favor. Motion Carried.**

- Resolution to ratify and authorize the Police Chief to enter into an agreement with Axon Enterprise, Inc. relating to body cameras in the amount of \$20,685.76, of which \$20,000 of this amount is covered with grant dollars secured by Chief Galante.

Supervisor Conover explained that this was the number one recommendation of our insurance agent NYMIR and he congratulated Chief Galante for going out and getting the grant to cover the majority of the cost associated with this.

RESOLUTION #85

Councilmember Cleavland moved, seconded by Councilmember Murnane to ratify and authorize the Police Chief to enter into an agreement with Axon Enterprise, Inc. relating to body cameras in an amount of \$20,685.76 which \$20,000 of this amount is covered with grant dollars secured by Chief Galante. **All in Favor. Motion Carried.**

- Resolution to appoint Jason Saris, Scott Andersen & Tom Hall to the BLDC Board of Directors with a term to expire on 12/31/2024 and Linda Perry with term to expire on 12/31/2025.

RESOLUTION #86

Councilmember MacEwan moved, seconded by Councilmember Murnane to appoint Jason Saris, Scott Andersen & Tom Hall to the BLDC Board of Directors with a term to expire on 12/31/2024 and Linda Perry with term to expire on 12/31/2025. **All in Favor. Motion Carried.**

- Resolution to appoint Mary Ryan to a 3 year term on the BLDC Board of Directors with a term to expire on 12/31/2026.

RESOLUTION #87

Councilmember Murnane moved, seconded by Councilmember MacEwan to appoint Mary Ryan to a 3 year term on the BLDC Board of Directors with a term to expire on 12/31/2026. **All in Favor. Motion**

Carried.

- Resolution to authorize the mailing of the 2022 Water Quality report with the April 2023 billing.

RESOLUTION #88

Councilmember Cleavland moved, seconded by Councilmember Wilson to authorize the mailing of the 2022 Water Quality report with the April 2023 billing. **All in Favor. Motion Carried.**

- Resolution to declare the following equipment as surplus and authorize the Highway Superintendent to place them on the GovDeals auction site for sale:
 1. 2010 John Deer 2320 w/ cab and blade, bucket and snowblower attachments.
 2. 36” digging bucket for a Case backhoe.
 3. 9’ fisher plow.
 4. Portable Miller Legend welder/generator.

RESOLUTION #89

Councilmember MacEwan moved, seconded by Councilmember Murnane to declare the following equipment as surplus and authorize the Highway Superintendent to place them on the GovDeals auction site for sale:

1. 2010 John Deer 2320 w/ cab and blade, bucket and snowblower attachments.
2. 36” digging bucket for a Case backhoe.
3. 9’ fisher plow.
4. Portable Miller Legend welder/generator.

All in Favor. Motion Carried.

- Resolution to authorize the purchase of a new server and a UDM Pro from SHI off of OGS IT Umbrella Contract #PM20820 in an amount of \$6,710.16.

RESOLUTION #90

Councilmember Cleavland moved, seconded by Councilmember Wilson to authorize the purchase of a new server and a UDM Pro from SHI off of OGS IT Umbrella Contract #PM20820 in an amount of \$6,710.16. **All in Favor. Motion Carried.**

- Resolution to schedule a public hearing at the May 2, 2023 Town Board meeting for Local Law 3 of 2023 – A local law providing real property tax exemptions from town taxes for volunteer firefighters and ambulance workers pursuant to section 466-A of the real property tax law.

RESOLUTION #91

Councilmember Cleavland moved, seconded by Councilmember Wilson to schedule a public hearing at the May 2, 2023 Town Board meeting for Local Law 3 of 2023 – A local law providing real property tax exemptions from town taxes for volunteer firefighters and ambulance workers pursuant to section 466-A of the real property tax law. **All in Favor. Motion Carried.**

- Resolution to approve the Bolton Chamber of Commerce to host the 7th Annual BOLTON LIVE Music Festival at Rogers Park on Saturday September 16, 2023 from noon until 9PM.

RESOLUTION #92

Councilmember Wilson moved, seconded by Councilmember Murnane to approve the Bolton Chamber of Commerce to host the 7th Annual BOLTON LIVE Music Festival at Rogers Park on Saturday September 16, 2023 from noon until 9PM. **All in Favor. Motion Carried.**

- Resolution to recommend to Warren County for the extension of the 45mph speed limit on County Route 41 from Indian Brook Hollow Rd to Sawmill Road.

Supervisor Conover explained that this was a segment of the road that was left out of all previous changes.

RESOLUTION #93

Councilmember Cleavland moved, seconded by Councilmember Wilson to recommend to Warren County for the extension of the 45mph speed limit on County Route 41 from Indian Brook Hollow Rd to Sawmill Road. **All in Favor. Motion Carried.**

- Resolution authorizing the Town Board to solicit contractor bids to complete the Town of Bolton Water Treatment Plant upgrade project – Phase I.

RESOLUTION #94

Councilmember MacEwan moved, seconded by Councilmember Murnane to recommend to authorize the Town Board to solicit contractor bids to complete the Town of Bolton Water Treatment Plant upgrade project – Phase I. **All in Favor. Motion Carried.**

- Resolution to approve the formation of the Twin Bolton Water-Works Corporation.

Atty. Reichenbach explained that before DOH can approve both the sewage disposal and water distribution systems for this subdivision, they need to have transportation corporations in place, which are mechanisms to ensure that the systems will remain operatable even if one or more of the particular

homeowners isn't able to maintain it. There will also be an HOA in place which is the first line of defense to make sure it operates correctly. This is a requirement of law.

RESOLUTION #95

Councilmember Wilson moved, seconded by Councilmember MacEwan to approve the formation of the Twin Bolton Water-Works Corporation as follows:

WHEREAS, the Bolton Planning Board is considering an application for subdivision review for a project known as "Twin Bolton," consisting of 6 townhouses and 15 single family homes at 4799 Lakeshore Drive within the Town; and

WHEREAS, the project contemplates construction, operation and maintenance of a water system for the distribution of water from the Town's municipal water system to the individual townhomes within the project, consisting of a master meter vault and a water main connected to the Bolton Water District facilities; and

WHEREAS, Transportation Corporation Law requires that the Town Board consent to the formation of any water-works corporation within the Town; and

WHEREAS, the Incorporator, project engineer and counsel for the proposed corporation have provided documentation to the Town including a project plan and survey map certified to the Town, cost estimate for five years' operation of the water-works and agreement to deposit the corporation's stock in escrow with the Town Clerk; and

WHEREAS, the Town Board wishes to consent to the formation of the water-works corporation with certain contingencies that must be satisfied prior to issuance of any certificate of compliance preceding construction of the project;

NOW, BE IT HEREBY RESOLVED THAT the Town Board consents to the formation of the Twin Bolton Water-Works Corporation; and

BE IT FURTHER RESOLVED that the corporation shall satisfy the following conditions to the satisfaction of the Director of Planning and Zoning and Town Counsel prior to issuance of any certificate of compliance for construction on the project:

1. Provide either a performance bond securing construction of the water-works or a written guarantee that no connection will be made to the Bolton Water District facilities until construction of the water-works is complete according to the final plans and specifications as approved by the Bolton Planning Board and the Director of Planning and Zoning and that all costs for the construction have been paid; and

2. Provide an irrevocable Letter of Credit securing five years' operation of the water-works in a form acceptable to Town Counsel; and
3. Provide a stock escrow agreement depositing the corporation's stock with the Town Clerk; and
4. Disclose whether any rates will be charged and if not how the costs of the continued operation of the water-works will be funded.

BE IT FURTHER RESOLVED that the Town Supervisor is authorized to take any actions and execute any documents or instruments necessary to implement the intent of this Resolution in a form approved by Town Counsel. **All in Favor. Motion Carried.**

- Resolution to approve the formation of the Twin Bolton Sewage-Works Corporation.

RESOLUTION #96

Councilmember MacEwan moved, seconded by Councilmember Murnane to approve the formation of the Twin Bolton Sewage-Works Corporation as follows:

WHEREAS, there is pending before the Bolton Planning Board an application for site plan review for a project known as "Twin Bolton" to construct 6 townhouses and 15 single family homes at 4799 Lakeshore Drive within the Town; and

WHEREAS, the project contemplates construction, operation and maintenance of a sewage disposal system for the collection and disposal of sewage from the townhouses through a system of pipes and appurtenances and a common leach field; and

WHEREAS, Transportation Corporation Law requires that the Town Board consent to the formation of any sewage-works corporation within the Town; and

WHEREAS, the Incorporator, project engineer and counsel for the proposed corporation have provided documentation to the Town including a project plan and survey map certified to the Town, cost estimate for five years' operation of the sewage-works and agreement to deposit the corporation's stock in escrow with the Town Clerk; and

WHEREAS, the Town Board wishes to consent to the formation of the sewage-works corporation with certain contingencies that must be satisfied prior to issuance of any certificate of compliance preceding construction of the project;

NOW, BE IT HEREBY RESOLVED THAT the Town Board consents to the formation of the

Twin Bolton Sewage-Works Corporation; and

BE IT FURTHER RESOLVED that the corporation shall satisfy the following conditions to the satisfaction of the Director of Planning and Town Counsel prior to issuance of any certificate of compliance for construction on the project:

1. Provide either a performance bond securing construction of the sewage-works or a written guarantee that no operation will commence or connection to any single-family residence or townhouse until construction of the sewage-works is complete according to the final plans and specifications as approved by the Bolton Planning Board and the Director of Planning and that all costs for the construction have been paid; and
2. Provide an irrevocable Letter of Credit securing five years' operation of the sewage-works in a form acceptable to Town Counsel; and
3. Provide a stock escrow agreement depositing the corporation's stock with the Town Clerk; and
4. Disclose whether any rates will be charged and if not how the costs of the continued operation of the sewage-works will be funded.

BE IT FURTHER RESOLVED that the Town Supervisor is authorized to take any actions and execute any documents or instruments necessary to implement the intent of this Resolution in a form approved by Town Counsel. **All in Favor. Motion Carried.**

- Resolution to authorize the replacement of valves at the Horicon Pump Station and the Supervisor to execute such purchases and agreements as required.

RESOLUTION #97

Councilmember Cleavland moved, seconded by Councilmember Murnane to authorize the replacement of valves at the Horicon Pump Station and the Supervisor to execute such purchases and agreements as required. **All in Favor. Motion Carried.**

- Resolution to authorize the Supervisor to sign the consent agreements between the Town of Bolton and Ara Krafian and the Town of Bolton and Antranig Berberian.

Atty. Reichenbach explained that these consent orders would include an element of reforestation and the security for this to be accomplished.

RESOLUTION #98

Councilmember Murnane moved, seconded by Councilmember Wilson to authorize the Supervisor to sign the consent agreements between the Town of Bolton and Ara Krafian and the Town of Bolton and Antranig Berberian. **All in Favor. Motion Carried.**

- Resolution to authorize the Supervisor to enter into an agreement with the LA Group for professional services relating to the Bolton Rural Cemetery site inventory and mapping and new cemetery planning services in an amount not to exceed \$20,110.

RESOLUTION #99

Councilmember Wilson moved, seconded by Councilmember Cleavland to authorize the Supervisor to enter into an agreement with the LA Group for professional services relating to the Bolton Rural Cemetery site inventory and mapping and new cemetery planning services in an amount not to exceed \$20,110. **All in Favor. Motion Carried.**

Public in Attendance:

Zandy Gabriels discussed maintaining pressure reducing valves and PRV stations. He stated that the difference in the Water and Sewer Department numbers. *Supervisor Conover explained that some of the differences are due to the infiltration of rain events. He said that the Town of Bolton has received a grant that allows for the assessment of the system and manholes to reduce this infiltration.*

John Gaddy inquired about the aforementioned resolution for the consent agreements. *Supervisor Conover stated he was welcome to stop into the office and review them.*

RESOLUTION #100

Councilmember Cleavland moved, seconded by Councilmember MacEwan to approve the following transfers: **All in Favor. Motion Carried.**

TRANSFERS FOR APRIL 2023

To	From	Amount
<u>GENERAL:</u>		
1620.2 Buildings/Grounds EQ	Fund Balance	\$34,044.00

ADDITIONAL TRANSFERS:

\$20,000.00 to be transferred to Sewer Plant Improvement Projects Account from Sewer District

RESOLUTION #101

Councilmember MacEwan moved, seconded by Councilmember Murnane to approve payment of the following bills: **All in Favor. Motion Carried.**

Pay the Bills:

Abstract 3A

General	399-440	5,842.38
Sewer	86-94	3,556.67
Water	70-73	1,242.59
St Lights	11-13	47.33

Abstract 4

General	323-398 441-478	97,586.28
Highway	73-109	82,513.73
Sewer	69-85 95-99	67,234.89
Water	57-69 74-86	24,347.53
St Lights	14-15	2,219.77
Sewer Improve	3-4	11,131.25
Vets Park	2	1,915.04
B&G Building Project	2-3	35,817.57

Adjourn

RESOLUTION #102

Councilmember Cleavland moved, seconded by Councilmember Murnane to adjourn. **All in Favor. Motion Carried.**

Meeting Closed: 6:47PM

Minutes respectfully submitted by:

Jodi Petteys
Town Clerk

Katie Persons
Minute Taker