

A TOWN BOARD MEETING was held on September 12, 2022. The location was the Town Hall, Pelon Rd., Town of Indian Lake, State of New York, County of Hamilton.

Supervisor Wells brought the meeting to order at 7:00 p.m. Supervisor Wells called for the Roll with the following Board Members answering:

Roll Call: Councilman Mahoney	Here
Councilman Rathbun	Here
Councilman Curry	Here
Councilwoman Eldridge	Here
Supervisor Wells	Here

John Rathbun Award

Rosaria DiSanto and Oliver Robinson from NYS Parks and Rec. presented Councilman John Rathbun with the NYS Boating Instructor of the year 2022 Award, stating that Councilman Rathbun's commitment and dedication to the boating safety program since 1999 has been unwavering and the award is well deserved. All present thanked John for his service to the boating safety program.

Minutes

Councilwoman Eldridge made a motion to accept the minutes of 8/8/2022 as presented. Seconded by, Councilman Rathbun.

Roll Call: Councilman Mahoney	Aye
Councilman Rathbun	Aye
Councilman Curry	Aye
Councilwoman Eldridge	Aye
Supervisor Wells	Aye

Public Hearing- Fire Works Law - Continuation

Supervisor Wells reminded all present that the Fire Works Law Public Hearing was still open he was allowing any comments throughout the meeting concerning this.

Public Comments

Jon Vorhees approached the Board with a sample of water taken from Indian Lake. He told all present he was told that it is Blue Green Algy, he stated this is a very big concern as that is a bacterium that will need to be dealt with. He stated that this is what caused Lake George Beach to be shut down numerous times and we need to find out where it is coming from as soon as possible. Jon stated that contaminate could be caused by foreign chemicals, lawn chemicals, or septic systems. He stated the cause needs to be determined immediately and we need to think long term as to how to get rid of it. Supervisor Wells stated he would bring the sample to Hamilton County Soil and Water to have it analyzed.

Andy Coney, Vice President of the Blue Mt. Lake Association, approached the Board stating that there had been a change in Leadership on the Blue Mt. Association Board and that Cathleen Collins and Nancy Forhan are now co-Presidents. He told all that he had a list of things that the Association asked him to bring before the Board. 1. Speed Zone Sign in Blue Mt., it was asked if there was a flashing speed sign that could record the speed of the cars as this could possibly help to get the speed limit changed. Supervisor Wells stated he had spoken with Ralph Coon discussing this option. Supervisor Wells stated he would be talking to Bill concerning this. 2. Tennis Courts Blue Mt. Lake – He stated the association for the last 2 years has paid for a portable toilet. He stated they are going to get it for 3 months this year at a cost of 27 of their membership dues. He was asked to see if there could be other solutions to this such as putting in a bathroom like we have at the Town Beach. Andy reiterated that they are not looking for a solution tonight but would like it taken into consideration. Supervisor Wells thanked Andy for bringing it before the Board stating that the Board will begin the budget workshops next month. 3. Town bathroom at the beaches, Andy stated the bathroom at the beach is looking very dingy. The association would like it to be fixed up. 4. Concerns about the Town Beach swimming, after the beach closes the buoys and everything come down and then boats start using the beach, people are driving on the beach to unload their kayaks and canoes etc.... he asked if buoys could be left up and signs put up stating no boats allowed. Supervisor Wells suggested possibly fencing.

Kevin Elkin approached the Board stating his opposition to the Short-Term Rental Recommendations that he read in the paper. Supervisor Wells explained to him that this discussion was in the agenda and would be discussed at that time.

Councilman Mahoney questioned Jamie Roblee, Highway Superintendent, as to whether he had received the tool cat yet. Jamie stated it was in, however it had a bad hose that is being fixed before delivery. Supervisor Wells questioned since we had to rent a tool cat all summer would we get any reimbursement? Jamie said he doubted it. Councilman Rathbun questioned Jamie as to whether his dump truck came. Jamie stated that he has it. Supervisor Wells asked Jamie what the policy was after digging out a ditch, does he offer the dirt to the homeowner? Jamie stated if they ask yes, or they give it to whoever asks that's close to the project. He stated he also makes the homeowner sign a liability form.

Open Bids – Highway – Wing, Sander, and Hydraulic System

Supervisor Wells opened the one bid received from T&T Sales. Supervisor Wells made a motion to accept the bid for review by Jamie Roblee, Highway Superintendent and with Board consensus approve or disapprove. Seconded by, Councilman Mahoney.

Roll Call: Councilman Mahoney Aye
Councilman Rathbun Aye
Councilman Curry Aye
Councilwoman Eldridge Aye
Supervisor Wells Aye

Section 284 – Amendment

Supervisor Wells questioned Jamie Roblee, Highway Superintendent, concerning the amendment to Section 284. Jamie stated that they are deleting Jerry Saverie Rd. and adding Tower Hill Rd. Councilman Curry made a motion to approve the Amendment to the Section 284. Seconded by, Councilman Mahoney.

Roll Call: Councilman Mahoney Aye
Councilman Rathbun Aye
Councilman Curry Aye
Councilwoman Eldridge Aye
Supervisor Wells Aye

Councilman Curry Resignation

Supervisor Wells reported to all that the resignation of Councilman Curry was being tabled so Councilman Curry could get more information.

Short Term Rental Recommendations

Supervisor Wells reported to all that the Board had received the recommendation from the Short-Term Rental Committee this morning and it has been sent to the Town Attorney for review. Supervisor Wells reported that he had received two letters of opposition for the recommendation that was printed in the newspaper. Supervisor Wells thanked the Committee for their hard work, stating that he knows this was not an easy task to take. Kevin Elkin approached the Board also opposing the recommendations stating that it was a gross overreach on the part of government. Paul Keitzman stated that what is being proposed tonight is not at all what was printed in the paper or being circulated around. Kevin also stated that some property owners do not even know that this is being proposed. Supervisor Wells stated this has been discussed for months at the Town Board Meetings and is part of the minutes thereof. He stated the committee was put together at one of the Town Board meetings a year ago and has been discussed every meeting since that time. He reiterated that the Board has not to date even looked at the draft as they just received one draft last month but received the final draft today, therefore nothing has been discussed to date as the Town Lawyer needs to look at it before the Board can discuss it, he reiterated this is a work in progress, and again, nothing has been discussed regarding the recommendations of the Short Term Committee. Supervisor Wells reiterated as well that this has been discussed at numerous Board Meetings and has been part of the minutes accordingly. Up until tonight, there was not anything to discuss as the committee had not finalized their recommendations. Kevin stated that the owners he is representing do not come to meetings nor read minutes. Numerous patrons in the audience stated the homeowners should be more involved. Supervisor Wells stated that there was nothing to report until tonight, and since we just received it, and the Lawyer needs to look at it, there is still nothing to discuss. Supervisor Wells also stated that once the Lawyer has looked it over there will be a public hearing or two concerning the recommendations. He also thanked Kevin for being a good neighbor and letting the owners know about the Short-Term Rental Project. Jon Vorhees asked if anyone had heard the saying, if you don't read the news your un-informed and if you read the news

your miss informed. He stated the article that appeared in the Hamilton County Express did not represent good journalism, it gave the impression that there would be mandatory inspections of properties in advance of being issued a permit. This is incorrect. He stated that the Code Enforcement Officer would only be summoned to the property if there were complaints from neighbors concerning an abundance of noise or any other obnoxious behavior that was a result of unsupervised situations. He also stated that some of the items put in the paper were already in existence but was presented in the article as if it was the Short-Term Committee's proposal. Jon stated that the committee went through numerous laws and ordinances throughout the state and wanted to make their proposal as easy and friendly as possible to owners who are renting the property to make some income.

He stated it would require a one-time permit. the permit fee will be based on the expense as to how much it will cost the Town so it would be revenue neutral to the Town so as not to put a burden on all taxpayers, therefore it would pay for itself. He stated the main purpose is to have a contact person available for the property so if there is a problem someone can respond immediately. Discussion held concerning the Department of Health rules and regulations. He stated that if there are 10 or more people renting a home it is considered a hotel and would be governed by the NYS Board of Health regulations. Discussions held on the amount of people that can be in the rental, sewage regulations and department of health rules and regulations. Sue Montgomery Corey, President of the Chamber of Commerce read a letter, attached herein. Discussion held on enforcement. Jon Vorhees reiterated that what was posted in the new paper was incorrect! Supervisor Wells stated that the Board would hold a public hearing on the recommendations once the Town Attorney has had a chance to go over the draft. Supervisor Wells once again thanked the committee for all their hard work.

Jon Vorhees approached the Board concerning Fireworks. Supervisor Wells stated he has not had any comments concerning this at all so we will continue as is. Jon Vorhees stated that he feels this comes down to educating people on what is allowed and what is not allowed and could be used for both fireworks and short-term rental regulations.

Re-Appoint Donald Liddle to Zoning Board – Term 10/01/2022-09/31/2027

Supervisor Wells made a motion to re-appoint Donald Liddle to the Zoning Board of Appeals for a term of 10/01/2022 – 09/31/2027. Seconded by, Councilman Rathbun.

Roll Call: Councilman Mahoney Aye
Councilman Rathbun Aye
Councilman Curry Aye
Councilwoman Eldridge Aye
Supervisor Wells Aye

Appoint – Michael Walrath- Alternate, Zoning Board of Appeals 09/12/2022 – 09/30/2024

Councilman Mahoney made a motion to appoint Michael Walrath as an alternate on the Zoning Board of Appeals to fill the remainder Darrin Harr's term, Michael's term would be from 09/12/2022 – 09/30/2024. Seconded by, Councilwoman Eldridge.

Roll Call: Councilman Mahoney Aye
Councilman Rathbun Aye
Councilman Curry Aye
Councilwoman Eldridge Aye
Supervisor Wells Aye

Resolution # 13- Opposing NYS Gun Law

Supervisor Wells reported to all that this was handed to the Board at the last meeting in August but was tabled as the Board had not had a chance to look it over. Resolution # 13 attached herein. Councilman Mahoney offered Resolution # 13 Opposing NYS Gun Law. Seconded by Councilman Rathbun. Discussion held. Councilman Curry and Jim Zumpano both spook in favor of the Resolution. Jack Valentine approached the Board stating this would not affect the Adirondack Park. Discussion held on the Law. Supervisor Wells made a motion to table the Resolution as there was some mix up as to which resolution was being used therefore, he tabled this until the next meeting. Seconded by, Councilwoman Eldridge.

Roll Call: Councilman Mahoney Aye
Councilman Rathbun Aye

Councilman Curry Aye
Councilwoman Eldridge Aye
Supervisor Wells Aye

Resolution # 14 – Blue Mt. Lake Garage Demolition Grant

Supervisor Wells offered Resolution # 14, Blue Mt. Lake Garage Demolition Grant. Seconded by, Councilman Rathbun. Discussion. Councilman Curry asked if there was asbestos in the building. Supervisor replied that yes there was. Councilman Curry stated there is a need for a garage in Blue Mt. to house a plow truck and sand and asked if the garage could be refurbished rather than torn down. Supervisor Wells stated that it would be costly and there would still be asbestos in the building. Councilman Curry stated that public health and safety should come first. Resolution # 14 attached herein. (due to Resolution # 13 being tabled, this Resolution was changed to read Resolution # 13.

Roll Call: Councilman Mahoney Aye
Councilman Rathbun Aye
Councilman Curry Nay
Councilwoman Eldridge Aye
Supervisor Wells Aye

Public Hearing – October 6th – Blue Mt. Lake Garage Demolition

Supervisor Wells reported to all that there would be a Public Hearing on October 6th for the Blue Mt. Lake Garage Demolition Grant at 7:00 p.m.

Ethics Policy

Supervisor Wells made a motion to approve the updated Ethics Policy. Seconded by, Councilman Rathbun. Policy attached herein.

Roll Call: Councilman Mahoney Aye
Councilman Rathbun Aye
Councilman Curry Aye
Councilwoman Eldridge Aye
Supervisor Wells Aye

Budget Dates and Times

Supervisor Wells asked the Board if budget dates were good. Councilman Rathbun needed to change one meeting from October 13th to October 12th. Dates are attached herein.

Supervisor Comments

Supervisor Wells made a motion to accept the Lease Agreement between the Town and Warren Hamilton Office of the aging with a five-year term. Seconded by, Councilman Curry. Agreement attached herein.

Roll Call: Councilman Mahoney Aye
Councilman Rathbun Aye
Councilman Curry Aye
Councilwoman Eldridge Aye
Supervisor Wells Aye

Supervisor Wells read a letter of thanks from Andy Coney thanking the Town Building and Maintenance Crew and Christine Pouch for their help during the recent events in Blue Mt.

Fireworks Public Hearing

Supervisor Wells made a motion to close the Fireworks Public Hearing at 8:36 p.m. Seconded by, Councilman Rathbun.

Roll Call: Councilman Mahoney Aye
Councilman Curry Aye
Supervisor Wells Aye
Councilman Rathbun Aye
Councilwoman Eldridge Aye

Monthly report building maintenance and operations department August 2022

August started out with us working on boggs on Adirondack lake, we used the barge excavator and even our groomer with the winch to try and move the largest of all boggs in Ernie Pullmans bay, many small pieces came off, some sank to the bottom, and some we were able to push up to the dam for removal. The weather did not help us, the lake had dropped between four and six inches so it made moving the boggs that much harder. The barge that we are using had some mechanical problems and needed to go to Birds in Raquette Lake for repairs, the boat has been fixed and is once again in Adirondack Lake.

Hamilton county Highway brought their 60 foot lift up to the health center and we took down the large spruce tree out front. After the tree was down we loaded all the logs and brush in our dump trailer and hauled away. We hauled in topsoil raked off the yard added grass seed and hay, and have been watering every other day.

At the ambulance garage and meal site we finished the siding that we started two years ago, took a little over a week with all of us on the project, there was a lot of cutting with all the gables having to be done. All soffits have been replaced and the fascia wrapped in aluminum. In the coming years we know we will be doing the roofs as they are all over 30 years old.

Work has begun on the library, we have stripped off the rotted T1-11 siding in the rear and have replaced it with five eights plywood, today we should be getting our vinyl installing our starter strips and getting up as high as the windows. New windows have been ordered for the library so we will be doing the vinyl as we install the windows.

The first of our two beaches have been taken out, the one in Blue Mountain Lake was first. This year our lifeguards went back to college very early and left us short on coverage, we were able to keep chain lakes beach open longer With Jesse and Austin Brusio as lifeguards.

All town properties have been mowed again this month including the transfer station, shooting range, and all cemeteries.

Numerous times we had to help at the transfer station this month, the sheer volume of garbage coming in and recyclables keeps everybody moving and when a truck comes in they fall way behind, by adding the third guy and sometimes forth we help get them out of a jam that puts them behind so far they cannot catch up in a day. Some days we are getting five trucks and having to pull two trailers. The number of second homeowners, and new people in our town, along with the summer people have the facility full almost every day of the week.

Graves have been dug at the Cedar River cemetery, and we are in the process of installing new foundations for future burials.

Thank you

Bill LaPrairie Dept had building maintenance and operations



Town of Indian Lake water and wastewater report for August 2022

All plants were checked and tested daily.

Samples required by DEC and DOH were submitted to the lab.

We have had a few meetings with Cedarwood Engineering regarding the new waterplant in Blue Mt. Lake. We have decided to go with membrane filtration. Cedarwood will be starting a pilot study hopefully by the end of September to confirm the basis of design. We will be working with them setting up the raw water pump and waterline. We will also be involved with the setup of the filter skid. This study should take about 2 months.

We had a few sewer laterals that needed jetting do to blockages.

We tapped the watermain in Blue Mt. and Indian Lake for 2 new homes.

We finally have our new one ton dump, it was delivered on the 29th.

We repaired a water main break on Pelon Rd.

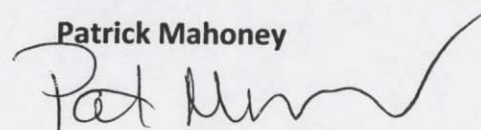
A few boxes, rods and curbstops were replaced in both districts.

The wastewater plant had its annual inspection and all is good.

The drying bed was shoveled off and raked out.

Thank-you

Patrick Mahoney



Highway Report Sept 2022

Ditching continues on some roads.
Parkerville, Rebn ~~rd~~ and Tower Hill.

Under drains were put in on
Tower Hill and Parkerville Rd in
areas that water was ~~permeating~~
a problem in the Spring

300 ft of Tower Hill road was
prepared for new blacktop.

Roads that had ripples in them
were graded when ~~they~~ needed.

Sand for winter use continues to
be stockpiled at the Highway Garage.

Tree's have been cut out of many
roads as they fall.

Beaver dams continue to be pulled
out on Pashtey road, when needed.

Jamie Roblee
Highway Supt.



COPY

TOWN OF INDIAN LAKE
P.O. Box 730 Pelon Road
Indian Lake, Hamilton County
New York 12842

Town of Indian Lake Building Permit Report August 2022

	<u>Residential</u>	<u>Commercial</u>
1. Total # of Permits Issued:	16	0
2. Total dollar amount of projects in #1:	<u>\$1,704,872</u>	
3. Number of Permits in #1 which are Hunting Camps:	1	
4. Total dollar amounts of projects in #3:	<u>\$0-Renewal</u>	
5. Number of single-family permits issued (Camps N/A):	2	
6. Total dollar amount of projects in #5:	<u>\$1,565,000</u>	
7. Number of Trailers/Double Wide/Modular Homes:	1	
8. Number of Permit renewals:	1	
9. Number of Firework Permits issued:	0	
10. Total dollar amount of permits in #9:	<u>\$0</u>	
11. Fire inspections (Annual) to date	22	

Respectfully Submitted by:

Tyler Monthony

August 2022
Mechanic's Monthly Report
Bill Wells

- 1) Put new A/H belts + made cover for #190 Loader that's in Blue mt.
- 2) Put new air valves on #186
- 3) Changed Power steering fluid + filter on #185
- 4) Full service on 182 truck plus tighten A/H belts
- 5) Installed new rear pads + rotors plus both upper a arms on white jeep
- 6) Changed 5085 trans filter, still having shifting trouble
- 7) Helped with U.S. Flags
- 8) Went to Glens Falls on parts run.
- 9) Put new sander bearings on 188 Sander
- 10) Helped unload Sanau tubes for signs
- 11) Received new parts for 5085 door + steps



September 12, 2022, Town of Indian Lake
Board Meeting
Economic Development, Marketing & Events
Report

Community/Economic Development

Main Street America (MSA) Community Survey & Consultant to Visit – The three-day visit/meeting schedule with the consultant was very busy with back-to-back meetings. She reported we had 229 survey responses which indicated Pine's Country Store, Stewart's and the Adirondack One Stop being the most frequently visited businesses. Responses indicated folks wanted a grocery store, brewery, coffee shop/bakery. Most respondents were retired, worked outside of Hamilton County, or worked at home. Issue respondents mentioned included too many vacant buildings; no family friendly things to do for kids; and not enough businesses open when they come to town which is typically 9 to 11 am on Saturdays. These are just a few of the summaries from two PowerPoint presentations and anecdotal feedback. The consultant will be providing all the data collected, the presentations and a final report within 30 days of her visit.

In the meantime, we have assembled a core group for the steering committee: Brenda Valentine, Sally Stanton, Connie Sahler, Bob Marriott, Allen Van Hoff and me. The group reconvened just three days after the visit to review next steps which include: (1) Asking the ILCDC to have this project as a subcommittee under their umbrella; (2) create a "punch list" of easy, quick, and cost-effective projects that will provide high visibility; and (3) determine a name for the project. Once the materials are received from the consultant, we plan to bring the larger group of interested individuals back together to assign them to one of the four working groups – design, economic vitality, promotion, and organizational activities. Projects may include: sidewalk sweeping and repairs, wayfinding, coat of paint on town park benches, more fall decorations, etc.

If anyone is interested in more details, please feel free to contact Brenda or a member of committee.

Events – 2022

Indian Lake Paint Out!, which was August 19-21, with artist Robert Stump, was a great success. We had nine (out of the ten) people sign up for the three-day event which was the perfect number so everyone was able to receive individualized instructions. Participants were a mix of ages and year-round and seasonal residents. Everyone produced two final paintings which were displayed at the small reception following the last day at 4PM. I received so many great responses from others who followed the project on social media that I have already booked August 18-21, 2023. Two representatives from the funding agency came to the reception and were quite impressed with the project's outcomes.

Concerts: The concert scheduled for July 26 was cancelled due to weather and will be rescheduled in October. Next Concerts: 9/18 David Hyde in the town pocket park at 3PM; and 9/17 A Band Called E.R.I.E. and the Witches Dance (Robin Jay's Gem Theater group) at 2PM in front of the Welcome Center (this is a new location).

90-Miler / Adirondack Canoe Classic race: This event on September 9 is run by the Northern Forest Canoe Trail and has its Day Two stop at the Blue Mountain Lake beach area. Over 600 paddlers in various watercrafts will arrive between 1pm and 6pm. The town provides support via Parks & Rec and me with barricades, cones, tents, garbage, porta potties, hospitality, and shuttle services to remote parking at our tennis courts.

Rustic & Antiques Show Schedule Set – We are gearing up for this now and hoping for a great turnout.

Moose Fest: 9/24 Classic & Antique Car Show sponsored by the Monday Night Cruisers Club as a benefit for the ILVFD. 9AM to 2PM on the grassy area behind Townsend's property. Registration is \$5 per vehicle. Seeking door prizes.

A Band Called E.R.I.E. is an indie pop rock band from the Saratoga area. Band will play at 2PM at the Welcome Center. The "witches" (Robin Jay Gem Radio Productions) will perform their haunting dance at 3PM.

Marketing

Social Media: I continue to encourage all to follow the Town on social media sites.

<https://www.facebook.com/townofindianlake>
<https://twitter.com/TownofIndianLa1>
<https://www.instagram.com/townofindianlakeneu/>
www.facebook.com/Townsofindianandbluemountainlakeny
<https://www.facebook.com/Townsofindianandbluemountainlakeny>

If you are not receiving the weekly e-newsletter and would like to sign up for it, please let me know.

Email Conversion: It's DONE!!!! (well almost) We worked with My Techs Global Inc out of Clifton Park to handle the conversion which cost \$600. The transition to the new email accounts had a few minor bumps but nothing they couldn't handle. All department heads are using their new emails, except the highway department, which was one of those small glitches, which will be resolved shortly. All email addresses have been updated on www.indianlakeadk.com. I will be ordering new business cards, out of my budget, for everyone this week.

My Techs Global Inc will be giving us bids on a municipal contract to oversee our overall technology support and security needs. My Tech Global is the current technology provider for Hamilton County as well.

Grants

We are moving forward with the demolition of the Blue Mountain Lake garage via the RESTORE NY application which is due October 11. There is a \$500 application fee; a board resolution and public hearing are required, as well as many other pertinent attachments required which I am working with LaBella to acquire.

I was informed by LaBella that the grant for charging stations to be installed in front of the welcome center has been sent. I do not have a copy of it yet.

I continue to have a biweekly phone meeting with LaBella to stay on top of the reimbursement grants that are pending.

Meetings

8/10 – Phone meeting with LaBella
8/31 – Phone meeting with LaBella
9/1 – MSA Core Group Meeting
9/1 – Meeting with ANCA re: business support services and lending
9/6 – Follow up phone meeting with My Techs Global
9/6 – Phone meeting with LaBella
9/7 – Meeting with ILCS re: Antiques Show
9/7 – Phone meeting with LaBella

Respectfully submitted by Christine Pouch, 9/8/2022



Town of Indian Lake Chamber of Commerce *Representing Blue Mountain Lake, Indian Lake and Sabael*

P.O. Box 724 Indian Lake, New York 12842
Phone and Fax (518) 648-5112 website: indian-lake.com
Email indianlakechamber@frontiernet.net

Town of Indian Lake Chamber of Commerce
Office Report for August 31, 2022

Submitted by Darrin Harr

2022 Membership Report:

57 renewal notices sent

46 memberships renewed

August 2022 Membership Renewals sent to:

Hemlock Hall

Indian Lake Restaurant and Tavern

Indian Lake Theater

Pine's Country Store – PAID

Roger Marshall – PAID

Steamboat Landing on Blue Mountain Lake – PAID

Twin Coves on Indian Lake

New Members

Carpenter & Associates Insuring Agency

Forever Wild Women/Forever Wild Fitness

John Sleckman

Robert Marriott Family

Sunset Cove IL

The Painted Chair Store

Memberships renewed in 2022:

Abanakee Studios
Adirondac Rafting Company
Adirondack Experience, The Museum on Blue Mountain Lake
Adirondack Lakes Center for the Arts
Adirondack Trail Motel
Al and Christine Pouch
Allen Van Hoff – Howard Hanna
Barton International
Black Fly Challenge
Blue Mountain Lake Club
Blue Mountain Rest
Camp Driftwood
Carolyn DeVito
Community Bank, NA
Curry's Cottages
Gadway Realty
Garnet Hill Lodge
Great Camp Sagamore
Helmer's Fuel and Trucking
HFM Prevention Council
Indian Lake/Blue Mountain Fish and Game Association
Indian Lake Central School District
Indian Lake Community Development Corporation
Indian Lake Marina
Indian Lake Self Storage
Indian Lake Snowwarriors
Jack & Taff Fittererer Book Binding
Kullman Contracting
Long Lake Camp
Nancy Berkowitz

Memberships renewed in 2022:

North Country Workforce Partnership, Inc.
O'Connor Automotive Sales & Service, Inc.
Pine's Country Store
Point Breeze Motel and Cottages
Potters Real Estate Management, LLC
Prospect Point Cottages
Raquette Lake Navigation Co.
Roger Marshall
Route 30 One Stop
Shawn & Cindy Morrow
Snowy Mountain Inn
Steamboat Landing on Blue Mountain Lake
Stewarts' Shops
Sue Montgomery Corey
The Hedges
Wide River Antiques

Website/Social Media:

Indian Lake, NY Chamber Facebook: Increased from 3917 followers in August 2021 to 4355 followers in August 2022.

Great Adirondack Moose Festival: Increased from 4772 followers in August 2021 to 5908 followers in August 2022.

Activity Log 2022 vs 2021:

2022	Email	Phone	Walk-in	DEC
January	18	25	52	1
February	29	36	92	5
March	19	20	60	2
April	19	28	96	5
May	39	44	259	27
June	55	63	295	29
July	71	68	583	72
August	77	138	493	55
Total	327	422	1930	196

2021	Email	Phone	Walk-in	DEC
January	48	54	76	7
February	20	37	30	3
March	31	38	65	8
April	34	49	93	22
May	37	107	303	45
June	63	125	326	63
July	115	151	564	78
August	82	135	408	58
Total	430	696	1865	284

Julie Clawson

August 17, 2022

Town Clerk, Town of Indian Lake

PO. Box 730

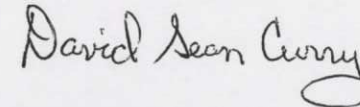
Pelon Road

Indian Lake, NY 12842

Dear Julie:

I am writing to resign from my position of Town Councilman with the Town of Indian Lake effective September 15, 2022. With my on-going health problems it is not possible for me to keep up with my Town Board responsibilities. I feel this is the best choice I have given the circumstances.

Sincerely,



David Sean Curry

PO. Box 206

8747 State Route 30

Blue Mountain Lake, NY 12812

cc: Town Supervisor, Brian Wells

Amended 9/8/22

Agreement for the Expenditure of Highway Moneys

AGREEMENT between the Highway Superintendent of the Town of Indian Lake, Hamilton County, New York, and the undersigned members of the Town Board.

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected in the Town for the repair and improvement of highways, and received from the State for State Aid for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. The sum of \$470,311 shall be set aside to be expended for primary work and general repairs upon 32.93 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or renewals thereof.
2. PERMANENT IMPROVEMENTS. The following sums shall be set aside to be expended for the permanent improvement of Town highways:
 - (a) On the road commencing at Route 30 and leading to Tower Hill Rd. last Driveway distance of 300 ft, there shall be expended not over the sum of \$27,000.00

Type Binder
 Width of traveled surface 20 ft
 Thickness 3 inches
 Subbase Cobrock, Item #4

(b) On the road commencing at _____ and leading to _____, a distance of _____ miles, there shall be expended not over the sum of \$ _____.

Type _____
 Width of traveled surface _____
 Thickness _____
 Subbase _____

Executed in duplicate this _____ day of _____, 2022

Brian E. Wells
Supervisor

John Maloney 9/12/22
Councilman

John F. Rathke 9/12/22
Councilman

D. Sean Curry 9/12/2022
Councilman

Kristina Eldridge 9/12/22
Councilman

James V. Roblee
Town Superintendent of Highways

County Superintendent of Highways

Note: This agreement should be signed in duplicate by a majority of the members of the Town Board and by the Town Superintendent. Both copies must be approved by the County Superintendent. One copy must be filed in the Town Clerk's office and one in the County Superintendent's office. COPIES DO NOT HAVE TO BE FILED IN ALBANY.



TOWN OF INDIAN LAKE
P.O. Box 730 Pelon Road
Indian Lake, Hamilton County
New York 12842

September 8, 2022

TO INDIAN LAKE TOWN BOARD,

This letter is to inform the Town Board members that Michael (Mike) Walrath has expressed interest in serving on the Zoning Board of Appeals. There is an opening to serve as an alternate. The ZBA would like to ask the Town Board to appoint Mike as the alternate for the ZBA. He has building experience and has worked directly with the Code Enforcement Officer - Tyler Monthony, during construction of his home in Indian Lake. His understanding of the Zoning Ordinance along with his working experience will be useful for the Town of Indian Lake when there is a need for a variance application reviewal. Thank you.

John Hutchins, Chairman
Zoning Board of Appeals



TOWN OF INDIAN LAKE

P.O. Box 730 Pelon Road
Indian Lake, Hamilton County
New York 12842

TO INDIAN LAKE TOWN BOARD:

I, Michael Walrath, would like to serve as an alternate for the Zoning Board of Appeals. I have some experience with the Town's Zoning codes and have worked closely with Tyler Monthony while building our house here in Indian Lake.

I believe my working and building experience would be a benefit for both the Town and the ZBA and I would like to serve my community in this manner. Thank you for your consideration.

Sincerely,

Michael Walrath

September 6, 2022

John Sleckman
6305 Route 30
Indian Lake, NY 12842

Town of Indian Lake
Indian Lake, NY 12842

Dear Town Board members:

As a more recent short-term rental operator, I would like to take this opportunity to make the town aware of the benefits of having short term rentals such as those on the Airbnb and VRBO platforms. My experience has been a positive one and neighbors have told me that they are very happy to see visitors staying in town. Guests stay for various reasons such as to attend funerals and weddings of local residents, visiting family with cabins on the lake, skiing at Gore Mountain or having an easy affordable vacation. They spend money in town by renting kayaks, buying souvenirs, eating at restaurants and shopping in our local stores. Also, short term rentals provide needed employment for cleaning and property maintenance. Each time guests stay in our town, they are not staying in another town in the Adirondacks such as Tupper Lake, North Creek or Lake George, but are spending their money in Indian Lake and more likely to come back again.

It was very surprising for me to hear that there were some negative feelings about short term rentals, particularly in a town such as Indian Lake, where we are a resort economy on a very small scale. I think that the STR committee (Joan Golden, Jon Vorhees, Marty Trometter, Paul Kietzman, Autumn Blanchard) have not done an adequate job of researching the situation. First, there is no documentation of complaints of STR's. Have there been a dozen police reports or is it one or two incidents of a late night party that happened to be a short term rental. This should be documented before a committee makes a recommendation for legislative intent. Also, there was no comparison of other towns in the Adirondack park and how their issues compare to our town. For example, Lake George and Lake Placid are the two grand-scale tourist destinations in the park with plenty of large hotels. One issue in Lake Placid is that there is very little long-term housing available anymore. Using the laws from the Town of Queensbury as a guide is totally ridiculous. Queensbury is pretty much a suburb outside the Adirondack Park and would not be a good place for many short-term rentals when the economy of the adjacent towns to the north depend on them. These suburbs have violations for unpainted houses and lawns that aren't trimmed. I do not think that this is the appropriate model to use for our community even though I would like to see the downtown center of Indian Lake come back to life quicker than its current timeline.

The other issue that should have been brought out by the committee is the fact that every guest and host has a rating on Airbnb and VRBO. It is not in the best interest of any property owner host, even if they are an absentee corporation, to get bad reviews. Those renters who cause damage and are disruptive can be banned from renting through such platforms. Anybody

can see what properties are available in town on a site such as Airbnb and probably there could be a resolution to a complaint of the property owner by contacting them. Also, probably a resolution by way of noise ordinances.

From what I see of the town board minutes, this problem started last year and there was discussion of this issue in the September 2021 board meeting. Based on what was in the most recent issue of the Hamilton County Express, it seems like the STR Committee is going to recommend some draconian measures against STR's which include notifying every neighbor within 1000 feet, fines of \$950 a day against property owners and having enforcement officers go into people's houses to check the number of beds in the bedroom is of no benefit to anybody in this town. What will all the attorney/legal fees be for the town? Energy should be put into improving the town and encouraging tourists to stay in town rather than demonizing those who utilize short term rental platforms. I'm sure that any issues could be resolved using what already exists.

Sincerely,



John Sleckman



Town of Indian Lake Chamber of Commerce
Representing Blue Mountain Lake, Indian Lake and Sabael
P.O. Box 724 Indian Lake, New York 12842
Phone and Fax (518) 648-5112 website: indian-lake.com
Email indianlakechamber@frontiernet.net

*A Statement on Short-Term Rentals in the Town of Indian Lake by the
Town of Indian Lake Chamber of Commerce.*

Thank you for presenting the Short-Term Rental Committee's recommendations. I am Sue Montgomery Corey and I am the President of the Town of Indian Lake Chamber of Commerce. The Chamber appreciates having the opportunity to participate in the Short Term Rental Committee. We thank the Town for that.

It is our understanding that while the STR Committee is making recommendations, there is currently NO specific draft local law that the Town Board is considering. We hope that the comments we are about to make will help the Town Board as it deliberates on this issue.

Earlier this year, the Chamber began to educate itself on this issue by doing a survey of air b and b and vrbo units in the area. At that point, we learned that there were more than 150 units in the Indian Lake area. Many were locally owned. In some cases, owners hoped to cover their taxes and operating costs of their property. Others were owned by out of town owners with a local contact in case there was an issue. Still others had out of town owners with no obvious local contact.

We heard anecdotally that there had been a couple of incidents locally-excessive noise and possible property damage. Those situations appear to be the basis for the Town's decision move forward with exploring the Short Term Rental issue.

We understand that the research that the committee did focused on the laws that other communities had enacted as well as the county's noise ordinance which was adopted in 1988. Those are reasonable things to consider, but, they're not all that should be considered with this issue.

Part of our job as the Chamber is to inform our members about issues that will impact them. This is one of those issues. We shared the draft recommendations along with the County's noise ordinance with our members as part of our obligation to them. We followed that up with a survey of our members to find out what they thought about the issue and how it might impact them. Regardless of whether they operate a Short Term Rental or not, our members will be impacted by the Town's decision on this matter. The visitors who rent STRs use their buying power throughout the community-whether it is at the shops, restaurants, and entertainment venues. The STRs also provide employment opportunities for some of our residents. We want them here and we need them here.

We are still getting feedback from the survey of our members, but here's what we have learned so far:

11 supported the adoption of a local law based on the STR committee recommendations

9 opposed the adoption of a local law

14 supported a less stringent local law than the recommendations of the STR committee

Some of our members asked some really good questions that we think the Town should consider before enacting any local law on the STR issue. These include:

For how many years have there been STR complaints to the Town? How many by year for the last five years including this year?

For each complaint what was the specific complaint e.g., excessive noise, date, time and number of instances.

Did the complainant seek to resolve the complaint and, if so, how and what was the result?

Do the complaints concern two STRs or two dozen STRs e.g. a few problem owners?

Did the Town contact the owners concerning the complaints and, if so, did it resolve the issue?

How many complainants contacted law enforcement and what was the result?

If the complaint was overcrowding what is the support for the complaint?

If the complaint was too many cars and parking, how many cars, were the cars parked illegally or parked blocking a neighbor's property access?

With County's noise ordinance, have there been complaints in the Town of Indian Lake and how were those resolved?

How would the Town enforce a STR local law? Do we have noise metering equipment as indicated in the County ordinance?

What was the basis for the \$950 fine level included in the Committee's recommendation?

There are legitimate reasons to have some level of permitting/registration for STRs. One of the best is for emergencies. Recently, a family was renting a lake front air b and b unit in the Town of Bethel in rural Sullivan County. None could swim but several waded into the water. Two drowned and a third, their sister, was on life support when the shallow area they were wading in dropped precipitously. She died on Saturday. Hopefully, that air b and b unit was locally owned or had a local contact. Emergencies and accidents happen. We want our visitors healthy, happy and coming back to the Town of Indian Lake.

The Town Board has a big job ahead of it with this issue and we appreciate your efforts. We thank the STR Committee for its work and hope that both will consider the issues we are raising here before any local law is developed.

7/19/22 DRAFT COMMITTEE RECOMMENDATIONS, FOR REVIEW:

1. We recommend adoption of a Town Ordinance regulating Short Term Rental properties. We think that the ordinance may have to become part of the Town zoning ordinance since it would establish occupancy limits. Findings would acknowledge the potential benefits to the Town economy of additional visitors staying in the area, as well as the threat posed by the Town's current inability to regulate the conduct of the business of short term rental property owners, including overcrowding, noise, public health, public safety and well-being of current residential property owners.
 - (a) The ordinance should require owner registration/permit application for a short-term rental permit subject to revocation for significant and repeated violations of substantive requirements set forth in the ordinance (and elsewhere in law). The registration/permit should not be transferable, and re-application should be required upon any change of ownership or title to the subject property.
 - (b) The permit itself should specify that fines can be imposed and escalate with repeated violations of the ordinance.
 - (c) The committee recommends that the Town investigate web-based application processes and data storage solutions.
 - (d) We recommend that initial permit application fees should be specified and collected with the application/registration, with the goal being to implement a system of registration and enforcement that is cost-neutral.
2. Definitions:
 - (a) dwelling unit – One or more rooms designed, occupied or intended for occupancy as separate living quarters, with provision for living, cooking, sanitary and sleeping facilities provided for the use of a family or household (or as defined in the prior proposed draft IL ordinance, as re-drafted by the Town attorney).
 - (b) short term rental – occupancy of a dwelling unit granted to persons for “valuable consideration” (issues for the Town Board: should the definition include a minimum/maximum term for a STR? Should it exclude rentals of, e.g., 14 days or less total per year? Should the definition/ordinance exclude owner-occupied STR properties – bearing in mind that it's easy for an owner to say s/he is in occupancy and harder to establish owner absence, adding an unnecessary enforcement wrinkle)?
 - (c) short term rental owner – all persons or entities having an ownership interest in a dwelling unit used as a “short term rental” (we know that some rental properties are owned by corporations).
 - (d) short term rental property – The entire area which is under the ownership and/or control of the short term rental owner, including, as applicable, the parcel of land on which the short term rental is located, together with the dwelling in which it is located as well as any other structures or amenities located on the property and available to short term renters as part of the short term rental.
3. Standards—Required/demonstrated compliance with all local, State and federal fire-safety, water quality, waste water and garbage disposal codes and standards applicable to rental properties. Any short term rental offered or advertised for potential occupancy of more than 10 persons must submit along with the registration/permit application a currently-effective, valid permit, as required by 10 NYCRR Section 7-1.3, issued by the appropriate permit-issuing official, together with the most recent application therefor.

(Issues for the Town Board: should the ordinance regulate parking? Garbage removal? The committee recommends against such provisions, however, the argument could be made that the proposal should include room for negotiated removal of non-essential provisions.)

 - (a) There should be a requirement of written rules to be posted prominently in the dwelling unit, signed and acknowledged by each renter and owner, and referencing penalties. The ordinance should establish certain minimum rules to which owners could add additional provisions not in conflict with ordinance minimum rules. The rules should also name the “contact person” and the authority of such person to respond to complaints relating to the occupancy of renters.
 - (b) The ordinance and posted/signed rules should reference Town, County and State statutes regulating noise, profanity, personal conduct and the like, including Hamilton County Local Law No. 11 of the year 1991 and Penal Law Section 240.20, subdivisions 2. and 3.
 - (c) the ordinance and posted/signed rules should set forth “quiet hours” between 10 p.m. and 8 a.m.
 - (d) maximum occupancy: 2 persons per bedroom plus 2, as pre-established in the property's Certificate of Occupancy and/or current tax assessment descriptive files.
4. Contact person – property owners within 1000 feet of a short term rental property must be provided by the STR owner(s) with the name and phone number of a contact person who must respond to complaints within 1 hour of the making of a complaint. The contact person must report all complaints in writing to the Code Enforcement Officer (“CEO”) within 48 hours of receipt of the complaint, together with the resolution of the complaint. All property owners within 1000 feet of the short term rental policy may request by phone call (or in person) to the office of the Code Enforcement Officer, any reports of complaint investigations and resolutions filed by the contact person at any time on a working day, during CEO office hours, 48 or more hours after a complaint. Any change in the name or contact information of the contact person must be communicated by the short term rental owner(s), in writing, to the CEO and neighboring property owners, within 1000 feet of the STR property, immediately.
5. Enforcement and penalties: Owners shall be jointly and severally responsible for compliance with all terms of the ordinance, as well as orders of Town Officials including the Code Enforcement Officer, and shall be accountable for any and all conduct of tenants in violation of other Town, County and State statutes and regulations, as well as violations of any permits issued or required by any such law.

(a) CEO shall be granted access to STR property upon reasonable notice.

(b) CEO or any law enforcement/police officer may issue a notice of violation or an appearance ticket to the STR owner (and/or tenant) directing a Court appearance for violations of this ordinance or any other Town, County or State statute or rule.

(c) Fines of not more than \$950 per violation, per day of on-going violations, may be imposed by the CEO. Failure to promptly pay any fine imposed should result in revocation of the STR permit or registration.

(d) In the case of STR properties owned by corporations, the Town may seek a judgment in Town Court, upon notice to the owner, for fines within the jurisdictional limits of the Court and may enter any such final judgments in the Office of the County Clerk.

6. The ordinance should contain a requirement that a STR owner must immediately notify the CEO in the event that the permit issuing official (or any authorized representative of the State or County Department of Health) denies or denies renewal, suspends or revokes a permit pursuant to 10 NYCRR Section 7-1.3. The CEO should be authorized to impose fines as specified above, for each day of any short term rental occurring after such denial, suspension or revocation.

7. The short term rental (or any other paid occupancy) of a STR property by more than 10 people by a short term rental owner without the permit required by 10 NYCRR Section 7-1.3, should also be a violation of the Town ordinance and subject to daily fines.

Finally, the Committee recommends that the Board have the Town Attorney review and comment on these recommendations before they go before the public in any way.

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September 6, 2022

John Sleckman
6305 Route 30
Indian Lake, NY 12842

Town of Indian Lake
Indian Lake, NY 12842

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Sincerely,



John Sleckman

ilsuper@hotmail.com

From: Will Simmen <Simmenelectric@optonline.net>
Sent: Monday, September 5, 2022 10:00 PM
To: Supervisor@indianlakeADK.com; ILSuper@hotmail.com
Subject: Short term rental committee recommendation concerns

Mr. Wells

Thank you so much for taking the time to speak to me last week.

As we discussed my family and I have significant concerns regarding the recommendations of the short-term rental committee and the proposed laws recently submitted for review.

We have been property owners in Indian Lake for 37 years. Our parents intended to retire to Indian Lake but unfortunately, did not live long enough to do so. After a few years of enjoying the home and the community of Indian lake, we were faced with the reality that we needed to rent the home a few weeks a year to help to cover the increasing taxes and upkeep of the aging home or sell the home. Since selling was not an option, as the family put so much blood sweat and tears into building it, we enlisted a local friend in real estate to help us to rent the home. Since then, we have been lucky to have found a handful of wonderful families who rent year after year, who love and respect our home, as well as the town of Indian Lake. Renting for a few weeks a year has allowed us to enjoy the property more and to hire local contractors and others to make repairs and perform maintenance that in the past we have done ourselves. We carefully and thoroughly screen our renters, making sure that they will be respectful to our home, our neighbors, and the community. In 10 years of renting, we have had only one complaint from a neighbor regarding any issue with the renters. We were able to deal with the issue immediately and those renters are not welcome back in our home.

We are extremely concerned about the set of recommendations for new laws proposed by the short-term rental committee. Our family and our attorney feel the proposed laws are excessive, redundant, unenforceable and in many cases unconstitutional and brings the term over-reach to a new level. The laws as written are downright Orwellian in nature and no renter in their right mind would sign off and accept the list of "required or prohibited behaviors" or the excessive fines. Many of our long-term renters have indicated that they would go elsewhere, outside the town of Indian Lake if these laws were adopted. This would not only be detrimental to our ability to rent our home, but also negatively impact the benefits that tourists bring to the community. Without the prospect of renting our property, resale values will also be driven down considerably in the long term for our home and the surrounding community. We have watched this town struggle for the last 37 years. Struggle to keep and attract new businesses which provide prospects for employment, and to retain its youthful citizens. These laws would be a giant leap in the wrong direction.

This legislation would be literally crippling to anyone in our position who are simply trying to keep their vacation home in the family and will ultimately discourage tourism on a scale that seems to have alluded the committee. The focus should instead be on promoting a robust tourist season instead of stifling it with rules that would cause visitors to take their tourist dollars elsewhere.

We **Strongly** oppose these recommendations and would be happy to discuss our concerns in greater detail with you.

Will and Lauren Simmen
155 Joe Locke Road
Indian Lake, NY 12842
(631)875-1800
(631)466-2204

RESOLUTION # 13-2022
RESOLUTION AUTHORIZING SUBMISSION OF AN EMPIRE STATE DEVELOPMENT
RESTORE NEW YORK PROGRAM GRANT APPLICATION

WHEREAS, Empire State Development is accepting grant applications for funding under the Restore New York grant program;

WHEREAS, the Restore New York program is intended to revitalize urban areas and stabilize neighborhoods through funds provided to aid in the implementation of a project of significant benefit to the community;

WHEREAS, such grant money may be used in projects involving demolition, deconstruction, rehabilitation, and/or reconstruction of vacant, abandoned, condemned, and surplus properties;

WHEREAS, the Town of Indian Lake intends to submit an application for funds through the Restore New York grant program;

WHEREAS, the proposed project is demolition of a blighted former garage, Blue Mountain Lake Town Garage on Durant Road, which is roughly 2,480 square feet;

WHEREAS, the proposed project implements an overall strategy for revitalization supported in the Town's Comprehensive Plan;

WHEREAS, costs over and above any assistance granted by ESD will be financed by additional funds;

WHEREAS, the demolition of the building will enhance the hamlet of Blue Mountain Lake and attract investment and interest;

WHEREAS, the grant application process recommends that the governing body of the applicant authorize submission of the application and related actions; and,

THEREFORE BE IT RESOLVED, the Town of Indian Lake hereby authorizes and directs the Supervisor to submit a 2022 Restore New York application to Empire State Development and to act in connection with the submission of the application, including execution of all required certifications and forms and to provide such additional information as may be required.

Dated: September 12, 2022

State of New York

County of Hamilton

Town of Indian Lake

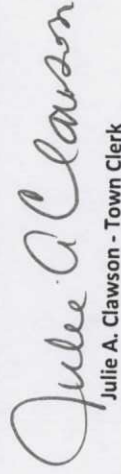
I, Julie A. Clawson, Town Clerk of the Town of Indian Lake do hereby certify that Resolution # 14 in the year 2022, was duly adopted by the Town Board of the Town of Indian Lake, Hamilton County, New York State at the Town Board meeting held in Indian Lake on September 12, 2022.

Resolution # 14 will be on file in the Resolution Book as well as the Official Minutes in the Town Clerks office at the Town Hall, located on Pelon Road, Town of Indian Lake, County of Hamilton, and State of New York.

The following Board Members of the Indian Lake Town Board had due notice of the meeting and was present at said meeting: Supervisor Brian Wells, Councilman Jake Mahoney, Councilwoman Kristina Eldridge, Councilman John Rathbun, and Councilman D. Sean Curry.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Indian Lake on this day of September 12, in the year 2022.

Seal


Julie A. Clawson
Julie A. Clawson - Town Clerk

PUBLIC NOTICE

Town of Indian Lake

A public hearing will be held on **Thursday October 6, 2022 at 7:00 P.M.** at the Town Hall to discuss the Restore NY municipal grant program and property assessment list which identifies the property targeted for assistance.

The Town of Indian Lake intends on submitting an application for funds under Empire State Development's Restore NY grant program to provide assistance in the demolition of the building located at Durant Road, Blue Mountain Lake, NY.

By Order of the Town Board of the Town of Indian Lake

Julie A. Clawson/ Town Clerk

PUBLIC NOTICE

Empire State Development Restore NY Program Property Assessment List Town of Indian Lake

The following properties are included in a proposal to Empire State Development's "Restore New York" grant program. The proposed project consists of the demolition of one building.

#	Site Name/Address	Sq.Ft.	R-Residential C-Commercial	DM-Demolition DC-Deconstruction RH-Rehabilitation RC-Reconstruction	V-Vacant A-Abandoned C-Condemned S-Surplus
1	Blue Mountain Lake Town Garage on Durant Road	2,480	C	DM	V

CODE OF ETHICS
TOWN OF INDIAN LAKE
STATE OF NEW YORK
ETHICS IN GOVERNMENT

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Section 1. Purpose.

Officers and employees of the Town of Indian Lake hold their positions to serve and benefit the public as a whole, and not for obtaining unwarranted personal or private gain in the exercise and performance of their official powers and duties. The Town Board recognizes that, in furtherance of this fundamental principle, there is a need for clear and reasonable standards of ethical conduct. The purpose of this Code of Ethics is:

- A. To establish those standards.
- B. To provide guidance of these standards to all officers and employees of the Town, whether elected or appointed, paid or volunteer.
- C. To promote public confidence and integrity in local government.
- D. To facilitate the consideration of potential ethical problems before they arise, to minimize unwarranted suspicion, and to enhance the accountability of government to the people by requiring:
 - 1. Public disclosure of conflicts of interest, and potential conflicts of interest, that may influence or be perceived to influence the actions of officers and employees of the Town; and
 - 2. The recusal of any officer or employee of the Town, if the officer's or employee's acting, or failing to act, on the matter may result in a conflict of interest, or give the reasonable appearance of a conflict of interest; and
- E. To provide for fair and effective administration of this Local Law.
- F. This Code of Ethics is the **minimum** standard of ethical conduct; employees and officials are encouraged to go above and beyond these expectations.

Section 2. Definitions.

- (a) "Board" means the Town Board and any Town administrative board, commission, or other agency or body comprised of two or more Town officers or employees.
- (b) "Code" means this Code of Ethics.
- (c) "Interest" means a direct or indirect financial, material, or personal benefit, but does not include any benefit arising from the provision or receipt of any services generally available to the residents or taxpayers of the Town or an area of the Town, or a lawful class of such residents or taxpayers. A Town officer or employee is deemed to have an interest in any private organization when he or she, his or her spouse, or a member of his or her household, is an owner, partner, member, director, officer, employee, or directly or indirectly owns or controls more than 5% of the organization's outstanding stock.
- (d) "Town" means the Town of Indian Lake.
- (e) "Town officer or employee" means any officer or employee of the Town of Indian Lake, whether paid or unpaid, elected or appointed, full or part time, or in any advisory capacity, and includes without limitation all members of any office, board, body, advisory board, council,

commission, agency, department, district, administration, division, bureau, branch, or committee of the Town of Indian Lake.

(f) "Relative" means a spouse, domestic partner, parent, stepparent, sibling, stepsibling, sibling's spouse, child, stepchild, uncle, aunt, nephew, niece, first cousin, or household member of a Town officer or employee, and individuals having any of these relationships to the spouse of the officer or employee.

(g) "Contract" includes any claim, account, demand against or agreement with the Town—verbal or written, express or implied. Almost any business dealing with the Town will involve a "contract", including purchase or sales agreements, construction agreements and service contracts, as well as vouchers for payment submitted to the Town.

(h) "Board of Ethics" means Hamilton County Board of Ethics.

Section 3. Applicability.

This Code of Ethics applies to the officers and employees of the Town of Indian Lake and shall supersede any prior Town Code of Ethics. The provisions of this Code of Ethics shall apply in addition to all applicable State and local laws relating to conflicts of interest and ethics including, but not limited to, Article 18 of the General Municipal Law and all rules, regulations, policies and procedures of the Town of Indian Lake. In the event of any conflict between this Code of Ethics and the provisions of the General Municipal Law of the State of New York, the stricter standard shall control.

Section 4. Prohibition on Use of Town Position for Personal or Private Gain.

No Town officer or employee shall use his or her Town position or official powers and duties to secure a financial, material or personal benefit for himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.

Section 5. Disclosure of Interest in Legislation and Other Matters.

(a) Whenever a matter requiring the exercise of discretion comes before a Town officer or employee, either individually or as a member of a board, and disposition of the matter could result in, or appear to result in, a direct or indirect financial, material or personal benefit to himself or herself, a relative, or any private organization in which he or she is deemed to have an interest, the Town officer or employee shall disclose in writing the nature of the interest.

(b) The disclosure shall be made when the matter requiring disclosure first comes before the Town officer or employee, or when the Town officer or employee first acquires knowledge of the interest requiring disclosure, whichever is earlier.

(c) In the case of a person serving in an elective office, the disclosure shall be filed with the Town Board. In all other cases, the disclosure shall be filed with the person's supervisor or, if the person does not have a supervisor, the disclosure shall be filed with the Town officer, employee or board having the power to appoint to the person's position. In addition, in the case of a person serving on a Town board, a copy of the disclosure shall be filed with the board. Any disclosure made to a board shall be made publicly at a meeting of the board and must be included in the minutes of the meeting.

Section 6. Recusal and Abstention.

(a) No Town officer or employee may participate in any decision or take any official action (recusal) with respect to any matter requiring the exercise of discretion, including discussing the matter and voting on it (abstention), when he or she knows or has reason to know that the action could confer a direct or indirect financial, material or personal benefit, or appear to do so, on himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.

(b) In the event that this section prohibits a Town officer or employee from exercising or performing a power or duty:

(1) if the power or duty is vested in a Town officer as a member of a board, then the power or duty shall be exercised or performed by the other members of the board; or

(2) if the power or duty that is vested in a Town officer individually, then the power or duty shall be exercised or performed by his or her deputy or, if the officer does not have a deputy, the power or duty shall be performed by another person to whom the officer may lawfully delegate the function.

(3) if the power or duty is vested in a Town employee, he or she must refer the matter to his or her immediate supervisor, and the immediate supervisor shall designate another person to exercise or perform the power or duty.

Section 7. Prohibition Inapplicable; Disclosure, Recusal and Abstention Not Required.

(a) This code's prohibition on use of a Town position (Section 4), disclosure requirements (Section 5), and requirements relating to recusal and abstention (Section 6), shall not apply with respect to the following matters:

(1) adoption of the Town's annual budget.

(2) any matter requiring the exercise of discretion that directly affects any of the following groups of people or a lawful class of such groups:

(i) all Town officers or employees.

(ii) all residents or taxpayers of the Town or an area of the Town; or

(iii) the general public; or

(3) any matter that does not require the exercise of discretion.

(b) Recusal and abstention shall not be required with respect to any matter:

(1) which comes before a board when a majority of the board's total membership would otherwise be prohibited from acting by Section 6 of this code.

(2) which comes before a Town officer when the officer would be prohibited from acting by Section 6 of this code and the matter cannot be lawfully delegated to another person.

Section 8. Investments In Conflict with Official Duties.

(a) No Town officer or employee may acquire the following investments:

(1) investments that can be reasonably expected to require more than sporadic recusal and abstention under Section 6 of this code; or

(2) investments that would otherwise impair the person's independence of judgment in the exercise or performance of his or her official powers and duties.

(b) This section does not prohibit a Town officer or employee from acquiring any other investments or the following assets:

(1) real property located within the Town and used as his or her personal residence.

(2) less than five percent of the stock of a publicly traded corporation; or

(3) bonds or notes issued by the Town and acquired more than one year after the date on which the bonds or notes were originally issued.

Section 9. Private Employment in Conflict with Official Duties.

No Town officer or employee, during his or her tenure as a Town officer or employee, may engage in any private employment, including the rendition of any business, commercial, professional or other types of services, when the employment:

(a) can be reasonably expected to require more than sporadic recusal and abstention pursuant to section 6 of this code.

(b) can be reasonably expected to require disclosure or use of confidential information gained by reason of serving as a Town officer or employee.

(c) violates section 805-a(1)(c) or (d) of the General municipal law; or

(d) requires representation of a person or organization other than the Town in connection with litigation, negotiations or any other matter to which the Town is a party.

Section 10. Future Employment.

(a) No Town officer or employee may ask for, pursue or accept a private post-government employment opportunity with any person or organization that has a matter requiring the exercise of discretion pending before the Town officer or employee, either individually or as a member of a board, while the matter is pending or within one year following final disposition of the matter.

(b) No Town officer or employee, for the one-year period after serving as a Town officer or employee, may represent or render services to a private person or organization in connection with any matter involving the exercise of discretion before the Town office, board, department or comparable organizational unit for which he or she serves.

(c) No Town officer or employee, at any time after serving as a Town officer or employee, may represent or render services to a private person or organization in connection with any particular transaction in which he or she personally and substantially participated while serving as a Town officer or employee.

Section 11. Personal Representations and Claims Permitted.

This code shall not be construed as prohibiting a Town officer or employee from:

- (a) representing himself or herself, or his or her spouse or minor children before the Town;
or
- (b) asserting a claim against the Town on his or her own behalf, or on behalf of his or her spouse or minor children.

Section 12. Use of Town Resources

(a) Town resources shall be used for lawful Town purposes. Town resources include, but are not limited to, Town personnel, and the Town's money, vehicles, equipment, materials, supplies or other property.

(b) No Town officer or employee may use or permit the use of Town resources for personal or private purposes, but this provision shall not be construed as prohibiting:

- (1) any use of Town resources authorized by law or Town policy.
- (2) the use of Town resources for personal or private purposes when provided to a Town officer or employee as part of his or her compensation; or
- (3) the occasional and incidental use during the business day of Town telephones and computers for necessary personal matters such as family care and changes in work schedule.

(c) No Town officer or employee shall cause the Town to spend more than is reasonably necessary for transportation, meals or lodging in connection with official travel.

Section 13. Interests in Contracts.

(a) No Town officer or employee may have an interest in a contract that is prohibited by section 801 of the General Municipal Law (any future amendment to said statute shall automatically amend the reference hereinafter):

[Except as provided in section eight hundred two of this chapter, (1) no municipal officer or employee shall have an interest in any contract with the municipality of which he is an officer or employee, when such officer or employee, individually or as a member of a board, has the power or duty to (a) negotiate, prepare, authorize or approve the contract or authorize or approve payment thereunder (b) audit bills or claims under the contract, or (c) appoint an officer or employee who has any of the powers or duties set forth above and (2) no chief fiscal officer, treasurer, or his deputy or employee, shall have an interest in a bank or trust company designated as a depository, paying agent, registration agent or for investment of funds of the municipality of which he is an officer or employee. The provisions of this section shall in no event be construed to preclude the payment of lawful compensation and necessary expenses of any municipal officer or employee in one or more positions of public employment, the holding of which is not prohibited by law.]

(b) Every Town officer and employee shall disclose in writing interests in contracts with the Town in accordance with Section 5(c) of the Ethics Code.

Section 14. Avoidance of Contracts Entered into in Violation of Code of Ethics

Any contract or agreement entered into by or with the Town which resulted in or from a violation of this Code of Ethics shall be null or void and unenforceable unless such contract or agreement is ratified by the Town Board at a public meeting.

Section 15. Nepotism.

Except as otherwise required by law:

(a) No Town officer or employee, either individually or as a member of a board, may participate in any decision specifically to appoint, hire, promote, discipline, or discharge a relative for any position at, for or within the Town or a Town board.

(b) No Town officer or employee may supervise a relative in the performance of the relative's official powers or duties.

Section 16. Political Solicitations.

- (a) No Town officer or employee shall directly or indirectly compel or induce a subordinate Town officer or employee to make, or promise to make, any political contribution, whether by gift of money, service, or other thing of value.
- (b) No Town officer or employee may act or decline to act in relation to appointing, hiring or promoting, discharging, disciplining, or in any manner changing the official rank, status or compensation of any Town officer or employee, or an applicant for a position as a Town officer or employee, on the basis of the giving or withholding or neglecting to make any contribution of money or service or any other valuable thing for any political purpose.
- (c) No Town officer or employee may engage in any political activity: while on duty for the Town; with the use of Town funds; supplies; vehicles or facilities; in uniform; or during any period of time during which he or she is normally expected to perform services for the Town, for which compensation is paid.

Section 17. Complicity with or Knowledge of Others' Violations

- (a) No one may, directly or indirectly, induce, encourage, or aid anyone to violate any provisions of this Code. If an official or employee suspects that someone has violated this code, he or she is required to report it to the relevant individual, either the employee's supervisor, the board on which the official sits or before which the official or employee is or will soon be appearing, or the Ethics Board if the violation is past.
- (b) Neither the Town nor any person, including officials and employees, may take or threaten to take, directly or indirectly, official or personal action, including, but not limited to discharge, discipline, personal attack, harassment, intimidation, or change in job, salary or responsibilities, against any official, employee, or other person (or against any member of their family) because that person, or a person acting on their behalf, reports, verbally or in writing, or files a complaint with the Board of Ethics regarding an alleged violation of this Code, or is requested by the Board of Ethics to participate in an investigation, hearing, or inquiry.
- (c) Anyone who alleges a violation of subsection (b) may bring civil action for appropriate injunctive relief, or actual damages, or both within ninety days after the occurrence of the alleged violation.

Section 18. Confidential Information.

No Town officer or employee who acquires confidential information in the course of exercising or performing his or her official powers or duties may disclose or use such information unless the disclosure or use is required by law or in the course of exercising or performing his or her official powers and duties.

Section 19. Gifts.

- (a) No Town officer or employee may directly or indirectly solicit any gift.
- (b) No Town officer or employee may accept or receive any gift, or multiple gifts from the same donor, having an annual aggregate value of seventy-five dollars or more.
- (c) For purposes of this section, a "gift" includes anything of value, whether in the form of money, service, loan, travel, entertainment, hospitality, thing or promise, or in any other form. The value of a gift is the gift's fair market value, determined by the retail cost of the item or a comparable item. The fair market value of a ticket entitling the holder to food, refreshments, entertainment, or any other benefit is the face value of the ticket, or the actual cost to the donor, whichever is greater. Determination of whether multiple gifts from a single donor exceed seventy-five dollars must be made by adding together the value of all gifts received from the donor by an officer or employee during the twelve-month period preceding the receipt of the most recent gift.
- (d) (1) A gift to a Town officer or employee is presumed to be intended to influence the exercise or performance of his or her official powers or duties when the gift is from a private person or organization that seeks Town action involving the exercise of discretion by or with the participation of the officer or employee.

(2) A gift to a Town officer or employee is presumed to be intended as a reward for official action when the gift is from a private person or organization that has obtained Town action involving the exercise of discretion by or with the participation of the officer or employee during the preceding twelve months.
- (e) This section does not prohibit any other gift, including:
 - (1) gifts made to the Town.
 - (2) gifts from a person with a family or personal relationship with the officer or employee when the circumstances make it clear that the personal relationship, rather than the recipient's status as a Town officer or employee, is the primary motivating factor for the gift.
 - (3) gifts given on special occasions, such as marriage, illness, or retirement, which are modest, reasonable, and customary.
 - (4) unsolicited advertising or promotional material of little intrinsic value, such as pens, pencils, note pads, and calendars.
 - (5) awards and plaques having a value of seventy-five dollars or less which are publicly presented in recognition of service as a Town officer or employee, or other service to the community; or

(6) meals and refreshments provided when a Town officer or employee is a speaker or participant at a job-related professional or educational conference or program and the meals and refreshments are made available to all participants.

Section 20. Waivers.

(a) Upon written application by a current or former Town officer or employee and written approval with justification for the waiver by the applicable department head, the Board of Ethics may grant the applicant, or his or her private employer or business, a waiver of any of the provisions of the Code of Ethics [except: the provisions pertaining to gifts, appearances by the Town official's private employer or business, and transactional disclosure] where the Board of Ethics finds that waiving such provision would not be in conflict with the purposes and interest of the Town, provided, however, that no such waiver shall permit any conduct or interest otherwise prohibited by Article 18 of the General Municipal Law.

(b) Waivers granted by the Board of Ethics shall be in writing, shall state the grounds upon which they are granted, and shall be available for public inspection and copying.

(c) All applications, decisions and other records and proceedings relating to such waivers shall be indexed and maintained on file by the Board of Ethics.

Section 21. Board of Ethics.

The Town shall defer to the County Board of Ethics for council and to render advisory opinions.

Section 22. Filing a Complaint; Investigations

(a) Upon receipt of a complaint of an alleged violation of this Code on a form prepared by the Board of Ethics, which any person or entity may file, the Board of Ethics will first determine if it, in fact, alleges an action or inaction that, if the allegations are true, might constitute a violation of this Code, and that at least one person or entity accused of a violation is covered by this Code. If the Board of Ethics determines that no such action or inaction has been alleged or that no one accused is covered by this code, then it will dismiss the complaint with notice to the complainant. Similarly, if the Board of Ethics determines that an alleged violation is so minor that it is not worthy of investigation, or is clearly without merit, then it will dismiss the complaint with notice to the complainant. The Board of Ethics must make this determination within thirty days of receipt of a complaint. The Board of Ethics may bar a complainant from submitting further complaints where the Board of Ethics finds that the complainant has repeatedly abused the system.

(b) (Intentionally deleted)

(c) The Board of Ethics will send notification of the complaint, to the respondent against whom the complaint was filed, not later than seven days after making the determination in subsection

(d). A copy of the complaint must accompany such notice. The Board of Ethics will also send notification to the complainant in writing of its receipt and acceptance of the complaint.

(e) The Board of Ethics will review the complaint alleging violations of the Code of Ethics and if the Board of Ethics suspects the alleged allegations to be of a criminal nature, the Board of Ethics will immediately refer the matter to the County District Attorney's Office. The Board of Ethics may refer this matter to the County District Attorney's Office at any time during its investigation.

(f) Upon the acceptance of a complaint the Board of Ethics will conduct any investigation necessary to carry out the provisions of this Code of Ethics. In conducting such investigations, the Board of Ethics may administer oaths of affirmation, subpoena witnesses, compel their attendance and require the production of books and records which it may deem relevant and material. Failure to comply with such requests made by the Board of Ethics are violations of this Code of Ethics, except that no person who is subject of an investigation shall be required to testify before the Board of Ethics.

(g) The subject of an investigation has a right to appear before the Board of Ethics with counsel of his or her choice in executive session to question witnesses or challenge documentary evidence that may be considered by the Board of Ethics.

(h) Nothing herein shall be construed to permit the Board of Ethics to conduct an investigation of itself or any of its members. Should the Board of Ethics receive a complaint alleging that the Board of Ethics or any of its members has violated any provisions of the Code of Ethics, it shall promptly transmit a copy of the complaint to the Town Board and Town Attorney, who shall investigate the complaint and take appropriate remedial action should the results of his or her investigation warrant it. Any member of the Board of Ethics who is investigated in entitled to the same protections afforded to all subjects pursuant to the Code of Ethics.

(i) The Board of Ethics shall promptly transmit copies of its findings, opinions, and recommendations to the subject of the complaint and shall provide copies to the complainant after deleting all nonessential identifying information and identifying the subject of the complaint by case number only.

(j) The Board of Ethics shall advise the Town Board of the disposition of every accepted complaint that it receives and of every related investigation that it conducts, setting forth its related findings, opinions, and recommendations in writing, providing, however, that the complainant's name and all nonessential identifying information shall be deleted from all such documents. If the Board of Ethics has determined that there has been a violation of this Code of Ethics, the Board of Ethics will recommend to the Town Board implementation of appropriate remedies and/or penalties including, but not limited to, warnings, reprimands, suspension, removal from office or employment, civil fine, civil forfeiture, payment of damages or restitution, or debarment from entering any contract with the Town for a period of up to three years. The Town Board may pursue one or more of the foregoing remedies or may order a violator to cease and desist if the violation is still ongoing, or it may initiate proceedings in the Supreme Court of the State of New York for injunctive relief to enjoin a violation of this Code or to compel compliance with this Code.

Section 23. Public Inspection of Records

The following records shall be available for public inspection:

- (a) Transactional disclosure statements.
- (b) Rules and regulations of the Board of Ethics.
- (c) Findings, opinions and recommendations regarding complaints filed with and investigated by the Board of Ethics, after deleting all nonessential identifying information and identifying the subject of the complaint by case number only.
- (d) Waivers granted pursuant to Section 20 of this Code of Ethics.
- (e) Advisory opinions issued pursuant to Section 25 of this Code of Ethics. Unless the requesting party states otherwise in writing, all names and unnecessary identifying information will be deleted.

Section 24. Severability

Should any section, clause or requirement of this Code of Ethics be found by a court of competent jurisdiction to be unenforceable or unlawful or invalid, that section, clause or requirement shall be severed from this Code of Ethics and the remainder shall continue in full force and effect.

Section 25. Posting and Distribution.

- (a) The Town Clerk must promptly cause a copy of this code, including any amendments to the code, to be distributed to every person who is or becomes an officer and employee of the Town.
- (b) Every Town officer or employee who receives a copy of this code or an amendment to the code must acknowledge such receipt in writing within 60 days. Such acknowledgments must be filed with the Town Clerk who must maintain such acknowledgments as a public record.
- (c) The failure of a Town officer or employee to receive a copy of this Code of Ethics or an amendment to the code, or to acknowledge receipt thereof in writing, does not affect either the applicability or enforceability of the code or amendment to the code.

Section 26. Effective Date.

This law shall take effect immediately upon filing with the Secretary of State and supersedes any previous Code of Ethics



Supervisor
Brian E. Wells

Town Clerk/Tax Collector
Julie A. Clawson

Principal Accountant
Suzanne Walrath

Town of Indian Lake
PO Box 730
117 Pelon Rd.
Indian Lake, NY 12842
Phone: (518)648-5211 or (518)648-5885
Fax: (518) 648-6227

The Town of Indian Lake is an equal Opportunity Provider and Employer

Town Board
John Rathbun
Jake Mahoney
D. Sean Curry
Kristina Eldridge

Legal Notice
Budget Workshop's

The Indian Lake Town Board will be holding the **2022 Budget Workshops** for the **2023 Budget** on the following dates:

OCTOBER 6TH (Thursday) 7:00 p.m. **BUDGET BEGINS:**
Library, Historian, Ambulance, Chamber,
Fire Districts 1 & 2, Debt Services, Cash Reserves

OCTOBER 11TH – (Tuesday) **REGULAR BOARD MEETING**

OCTOBER 12th (Wednesday) 7:00 p.m. **GENERAL BUDGET**
A PUBLIC HEARING FOR THE WEED AND SEWER DISTRICTS

OCTOBER 20th (Thursday) 7:00 p.m. **HIGHWAY**

OCTOBER 27th (Thursday) 7:00 p.m. **FINAL REVIEW**

NOVEMBER 10th (Thursday) 7:00 p.m. **PUBLIC HEARING PRELIMINARY BUDGET**
PUBLIC HEARING LOCAL LAW-override tax cap

LEASE AGREEMENT
BETWEEN
THE COUNTY OF WARREN
Acting for and on behalf of the
WARREN-HAMILTON COUNTIES' OFFICE FOR THE AGING
AND
TOWN OF INDIAN LAKE

JANUARY 1, ~~2018~~ TO DECEMBER 31, 2022

2023 to " " , 2027

THIS LEASE AGREEMENT ("Agreement") made by and between the COUNTY OF WARREN, a municipal corporation and political subdivision established under the Laws of the State of New York, acting for and on behalf of the WARREN-HAMILTON COUNTIES OFFICE FOR THE AGING, with its offices located at 1340 State Route 9, Lake George, New York 12845, (the "County"), and

TOWN OF INDIAN LAKE, having a mailing address of P.O. Box 730, Indian Lake, New York 12842, (the "Lessor").

WHEREAS, the County, pursuant to Local Law No. 1 of 1973, enacted by the Warren County Board of Supervisors on November 16, 1973, is hereby authorized to establish, operate, and maintain programs and services for the elderly in the County of Warren including nutrition programs, and

WHEREAS, the Hamilton County Board of Supervisors, pursuant to Resolution No. 180 of 1974, has authorized the Chairman of the Warren County Board of Supervisors to act on behalf of the County of Hamilton in matters of the bi-County program for the Aging,

WHEREAS, Resolution No. 56 of 1983 authorized the Chairman of the Warren County Board of Supervisors to enter into lease agreements on behalf of the Warren/Hamilton Counties' Office for the Aging for the operation of mealsite, and

WHEREAS, the current agreement expired on December 31, 2017, and

WHEREAS, the County is authorized to contract with public, private, non-profit and voluntary agencies to provide such needed services for adults sixty (60) years of age and over, and

WHEREAS, under the Older Americans Act, funds are available for nutrition programs for persons sixty (60) years of age and over, and

WHEREAS, the Lessor has offered to lease the following described premises to the County for the operation of a congregate mealsite, and

WHEREAS, pursuant to a resolution adopted by the Warren County Board of Supervisors on November 17, 2017, the Chairman of the Board was authorized to enter into a lease agreement on behalf of the Warren-Hamilton Counties' Office for the Aging for the operation of a mealsite in the Town of Indian Lake, Hamilton County, New York.

NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:

1. The Lessor agrees to lease and the County does hereby take and hire from the Lessor the following described premises located in the Town of Indian Lake, County of Hamilton, State of New York and more particularly described as follows:

The Indian Lake Senior Citizens' Center: Kitchen, dining room, store room and rest rooms ("leased premises").

2. The term of this Agreement shall be for a period of five (5) years commencing January 1, 2018 and terminating December 31, 2022. The agreement may be extended for an additional five year term upon mutual agreement of the parties and provided there are no changes in the terms and conditions of the agreement.
3. The County or the Lessor shall have the privilege of terminating this Agreement at any time upon at least thirty (30) days prior written notice of its intention to terminate to the other party.
4. The County agrees to pay and the Lessor agrees to accept the sum of One Dollar (\$1.00) as the annual rental of the described premises.
5. No reimbursement to improve nutrition program services or activities shall be made by the County without a prior written agreement between the County and the Lessor.
6. No reimbursement for repairs or maintenance to the mealsite shall be made by the County without a Warren County Resolution authorizing such repairs or maintenance unless expressly authorized in this Agreement.
7. During the term of this Agreement, the County, through its nutrition program, shall pay the cost of the following items as they relate to the operation of the program:
 - (a) Routine maintenance or repairs of food service equipment used in the program, whether owned by the County or the Lessor.
 - (b) All other supporting service charges incurred in the operation of the nutrition program including janitorial service, paper products, and sanitary supplies.
8. The County further agrees to indemnify and hold harmless the Lessor from all and any losses, claims, actions, demands, damages, liabilities or costs, including but not limited to attorney's fees arising out of the negligence of the County, its agents, servants or employees with respect to such program activities and this Agreement.
9. The Lessor further agrees to indemnify and hold harmless the County from all and any losses, claims, actions, demands, damages, liabilities or costs, including but not limited to attorney's fees arising out of the negligence of the Lessor, its agents, servants, or employees with respect to such program activities and this Agreement.
10. **INSURANCE REQUIREMENTS**

The Lessor shall procure and maintain a policy of general liability insurance coverage providing a combined single limit coverage in an amount not less than

\$1,000,000/occurrence and \$2,000,000/aggregate, for bodily injury and property damage, which policies shall provide coverage for the Lessor's acts or omissions to act under this Agreement. Certificates of such insurance coverage, underwritten by insurance carriers licensed to do business in the State of New York, satisfactory to the County, shall be filed with the County prior to Lessor proceeding with its duties and responsibilities under this Agreement. Warren County, its Board, officers and employees shall be named as additional insured on a primary non-contributory basis on said certificate, and shall provide that said insurance carrier furnish the County with not less than ten (10) days prior written notice of cancellation.

The Lessor shall also provide proof of Workers Compensation insurance and Disability insurance for the benefit of such employees engaged under this Agreement as are by law required to be insured by provisions of the Workers' Compensation Law and New York State Disability Law.

11. **COMPLIANCE WITH LAWS**

To the extent applicable to this Agreement, the Lessor shall abide by all Federal and New York State laws and regulations, and any applicable licenses that may be required to carry out the work to be performed under this Lease Agreement.

12. **NON-ASSIGNMENT**

The Lessor agrees not to assign, transfer, sublet or otherwise dispose of this Agreement or any party thereof, or of any of its right, title or interest therein, or its power to execute this agreement without the prior written consent of the Warren County Board of Supervisors.

13. **GOVERNING LAW**

This Agreement shall be governed by the Laws of the State of New York except where the Federal Supremacy Clause requires otherwise.

14. **ENTIRE AGREEMENT**

This Agreement contains the entire agreement between the parties with respect to the subject matter hereof, and supercedes all prior agreements and understandings, if any.

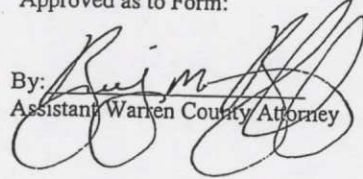
15. **SEVERABILITY**

The invalidity or unenforceability of any provisions of this Agreement shall not affect the validity or enforceability of any other provision of this Agreement, which shall remain in full force and effect.

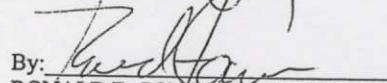
16. It is understood by and between the parties hereto that this Lease Agreement shall be deemed executory to the extent of the monies available to the County for the performance of the terms hereof and no liability on account thereof shall be incurred by the County beyond monies available to or appropriated by the County for the purpose of this Agreement and that this Agreement shall automatically terminate upon the termination of State, Federal, and Hamilton County funding available for such contract purpose.

IN WITNESS WHEREOF, this Agreement has been executed by the duly authorized officers of the respective parties.

Approved as to Form:

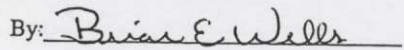
By: 
Assistant Warren County Attorney

COUNTY OF WARREN, acting for and on
Behalf of the WARREN-HAMILTON COUNTIES'
OFFICE FOR THE AGING

By: 
RONALD F. CONOVER, CHAIRMAN
Board of Supervisors

Date: 12-11-17

TOWN OF INDIAN LAKE

By: 

Date: 12/14/17



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
12/7/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.


IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Upstate Agency LLC 20 South Street Glens Falls NY 12801		CONTACT NAME: Diane Kimney PHONE (A/C, Ho, Ext): (518) 792-5841 FAX (A/C, Ho): (518) 793-3627 E-MAIL ADDRESS: Diane.Kimney@upstateagency.com	
INSURED Indian Lake, Town of 117 Pelon Road P O Box 730 Indian Lake NY 12842		INSURER(S) AFFORDING COVERAGE NAIC # INSURER A: New York Municipal Insurance 20690 INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:	

CERTIFICATE NUMBER: Master 2017-18 REVISION NUMBER:
 THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADD(SUBR) INSD(VWD)	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	X	MPLTINLK001	4/7/2017	4/7/2018	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COM/PROP AGG \$ 1,000,000 Employee Benefits \$ 1,000,000
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS		MCATINLK001	4/7/2017	4/7/2018	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ Medical payments \$ 10,000
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> RETENTION \$ <input type="checkbox"/> CLAIMS-MADE		NECTINLK001	4/7/2017	4/7/2018	EACH OCCURRENCE \$ 2,000,000 AGGREGATE \$ 4,000,000
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory In NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A			PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Warren County, its Board, Officers and employees are named additional insured on primary, noncontributory basis as required by written contract or agreement for Warren-Hamilton Counties' Office for the Aging mealsite

CERTIFICATE HOLDER (518) 761-6377 mcgarrrt@warrencountyny.gov Warren County Attorney's Office 1340 State Route 9 Lake George, NY 12845	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE Kevin O'Brien/GUIMON 
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STATE OF NEW YORK
WORKERS' COMPENSATION BOARD

CERTIFICATE OF PARTICIPATION IN WORKERS' COMPENSATION
GROUP SELF-INSURANCE

1a. Legal Name and Address of Business Participating in Group Self-Insurance (Use Street Address Only) Town of Indian Lake PO Box 730 Indian Lake, NY 12842	1d. Corporate Contact Name of Business referenced in box "1a" Business Telephone Number of Business referenced in box "1a" Brian Wells 518-648-6227 1e. NYS Unemployment Insurance Employer Registration Number of business referenced in box "1a"
1b. Effective Date of Membership in the Group 1/1/1999	
1c. The Proprietor, Partners, or Executive Officers are <input checked="" type="checkbox"/> included (only check box if all partners/officers included) <input type="checkbox"/> all excluded or certain partners/officers excluded	1f. Federal Employer Identification Number of Business referenced in Box "1a". 146002250
2. Name and Address of the Entity Requesting Proof of Coverage (Entity Being Listed as Certificate Holder) Warren County Warren County Attorney's Office 1340 NYS Route 9 Lake George NY 12845 RE: Proof of Workers' Compensation Coverage:	3. Name and Address of Group Self-Insurer Public Employer Risk Management Association PO Box 12250 Albany, NY 12212-2250

This certifies that the business referenced above in box "1a" is complying with the mandatory coverage requirements of the New York State Workers' Compensation Law as a participating member of the Group Self-Insurer listed above in box "3" and participation in such group self-insurance is still in force. The Group Self-Insurer's Administrator will send this Certificate of Participation to the entity listed above as the certificate holder in "box 2".

The Group Self-Insurer's Administrator will notify the above certificate holder within 10 days IF the membership of the participant listed in box "1a" is terminated. (these notices may be sent by regular mail.) Otherwise, this Certificate is valid for a maximum of one year from the date certified by the group self-insurer.

If this certificate is no longer valid according to the above guidelines and the business referenced in box "1a" continues to be named on a permit, license or contract issued by the certificate holder, the business must provide the certificate holder either with a new certificate or other authorized proof of the business is complying with the mandatory coverage requirements of the New York State Workers' Compensation Law.

Under penalty of perjury, I certify that I am an authorized representative of the Group Self-Insurer referenced above and that the business referenced in box "1a" has the coverage as depicted on this form.

Certified by: Steve Altieri, President
(Print name of authorized representative of the Group Self-Insurer)

Certified by:  06/01/2017
Signature Date

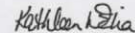
Title: President

Telephone Number: 1-888-737-6269

STATE OF NEW YORK
WORKERS' COMPENSATION BOARD

CERTIFICATE OF INSURANCE COVERAGE UNDER THE NYS DISABILITY BENEFITS LAW

PART 1. To be completed by Disability Benefits Carrier or Licensed Insurance Agent of that Carrier

1a. Legal Name and Address of Insured (Use street address only) TOWN OF INDIAN LAKE PO BOX 730 INDIAN LAKE, NY 12842 Work Location Of Insured (Only required if coverage is specifically limited to certain locations in New York State, i.e., a Wrap-Up Policy)	1b. Business Telephone Number Of Insured (518) 648-5885 1c. NYS Unemployment Insurance Employer Registration Number of Insured 1d. Federal Employer Identification Number of Insured or Social Security Number 14-6002250
2. Name and Address of the Entity Requesting Proof of Coverage (Entity Being Listed as the Certificate Holder) WARREN COUNTY 1340 STATE ROUTE 9 LAKE GEORGE, NY 12845	3a. Name of Insurance Carrier WESCO INSURANCE COMPANY 3b. Policy Number of entity listed in box "1a." 0170225 3c. Policy effective period: 11/1/2017 to 12/31/2018
4. Policy covers: a. <input checked="" type="checkbox"/> All of the employer's employees eligible under the New York Disability Benefits Law b. <input type="checkbox"/> Only the following class or classes of the employer's employees:	
Under penalty of perjury, I certify that I am an authorized representative or licensed agent of the insurance carrier referenced above and that the named insured has NYS Disability Benefits insurance coverage as described above.	
Date Signed <u>11/1/2017</u> By <u></u> <small>(Signature of insurance carrier's authorized representative or NYS Licensed Insurance Agent of that insurance carrier)</small>	
Telephone Number <u>800-535-2711</u> Title <u>Vice President</u>	
IMPORTANT: If box "4a" is checked, and this form is signed by the insurance carrier's authorized representative or NYS Licensed Insurance Agent of that carrier, this certificate is COMPLETE. Mail it directly to the certificate holder. If box "4b" is checked, this certificate is NOT COMPLETE for purposes of Section 220, Subd. 8 of the Disability Benefits Law. It must be mailed for completion to the Workers' Compensation Board, DB Plans Acceptance Unit, 328 State Street, Schenectady, NY 12305.	
PART 2. To be completed by NYS Workers' Compensation Board (Only if box "4b" of Part 1 has been checked)	
State of New York Workers' Compensation Board	
According to information maintained by the NYS Workers' Compensation Board, the above-named employer has complied with the NYS Disability Benefits Law with respect to all of his/her employees.	
Date Signed _____ By _____ <small>(Signature of NYS Workers' Compensation Board Employee)</small>	
Telephone Number _____ Title _____	

Please Note: Only insurance carriers licensed to write NYS disability benefits insurance policies and NYS licensed insurance agents of those insurance carriers are authorized to issue Form DB-120.1. Insurance brokers are NOT authorized to issue this form.

Warren County Board of Supervisors

RESOLUTION NO. 439 OF 2017

RESOLUTION INTRODUCED BY SUPERVISORS FRASIER, MACDONALD, VANSELOW, MONTESI, BRAYMER, MCDEVITT AND LEGGETT

AUTHORIZING RENEWAL OF LEASE AGREEMENTS BETWEEN THE COUNTY OF WARREN, ACTING FOR AND ON BEHALF OF WARREN-HAMILTON COUNTIES' OFFICE FOR THE AGING, AND VARIOUS ENTITIES FOR OPERATION OF MEAL SITES FOR THE ELDERLY

WHEREAS, it has been recommended that Warren County continue the contractual relationships with the following entities for the operation of meal sites for the elderly in Warren and Hamilton Counties:

WARREN COUNTY:

- 1.) Church of Saint Sacrament, Bolton Landing; annual rent of One Dollar (\$1);
- 2.) Countryside Adult Home, Warrensburg; annual rent of Sixty-Four Thousand Dollars (\$64,000) paid in quarterly amounts of Sixteen Thousand Dollars (\$16,000);
- 3.) First Presbyterian Church of Glens Falls; annual rent of Three Thousand Dollars (\$3,000);
- 4.) Town of Chester; annual rent of One Dollar (\$1);
- 5.) Town of Johnsbury; annual rent of One Dollar (\$1);
- 6.) Town of Lake Luzerne; annual rent of Thirteen Thousand Dollars (\$13,000) paid in quarterly amounts of Three Thousand Two Hundred Fifty Dollars (\$3,250);

HAMILTON COUNTY:

- 1.) Lake Pleasant Senior Citizens Group, Inc.; annual rent of One Dollar (\$1);
- 2.) Town of Indian Lake; annual rent of One Dollar (\$1);
- 3.) Town of Long Lake; annual rent of One Dollar (\$1);
- 4.) Town of Wells, annual rent of One Dollar (\$1), and

WHEREAS, the parties have agreed to a five (5) year lease agreement for a term commencing on January 1, 2018 and terminating on December 31, 2022, with the option to extend said lease agreements for an additional five year term upon mutual agreement of the parties and providing there are no changes in the

RESOLUTION No. 439 OF 2017

PAGE 2 OF 2

terms and conditions of the agreement, now, therefore, be it

RESOLVED, that Warren County, acting for and on behalf of the Warren-Hamilton Counties' Office for the Aging, enters into lease agreements with the entities listed above for the operation of meal sites for the elderly in Warren and Hamilton Counties, for the amounts listed and for a term commencing January 1, 2018 and terminating December 31, 2022, with the option to extend the lease agreements for an additional five year term upon mutual agreement of the parties and providing there are no changes in the terms and conditions of the agreement, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreements on behalf of the Warren County Board of Supervisors, in a form approved by the County Attorney to be paid from Budget Codes A.6771 411 OFA-Hamilton County, Rent-Building/Property and A.6772 411 OFA-Warren County, Rent-Building/Property.

TOWN BOARD MEETING ATTENDANCE:

DATE OF MEETING: ~~September~~ 12, 2022

NAME:

TITLE:

ADDRESS:

- | NAME | TITLE | ADDRESS |
|-----------------------------|------------------------|--------------------------|
| 1. PAUL KIETZMAN | ILSTR COMMITTEE MEMBER | RTE 305, IL |
| 2. DON VOORHEES | STR COMM. | 5650 NYS RT. 30. |
| 3. Sue Montgomery Conroy | CHENUR | |
| 4. Bill Sabatini | DEPT MTR | |
| 5. Paul Mahony | | |
| 6. BOB MARCIOT | IL CHAMBER OF COMR. | |
| 7. Jim Zamparelli | " | " |
| 8. Sue Montgomery Conroy | " | " |
| 9. OLIVER ROBINSON | PARKS+REC | 625 BROADWAY, ALBANY |
| 10. ROSARIA DISANTO | PARKS+REC | 625 BROADWAY, ALBANY |
| 11. Thomas ORPWAY | VISITOR | 95 main Street NY |
| 12. Maria ORWAY | VISITOR | " " IL |
| 13. Brenda "Gode" Valentine | FZ | |
| 14. Sally Stanton | | IL. |
| 15. Travis Diotaceo | | TFT Sales, Catskill, NY. |
| 16. CHRISTINE | | |
| 17. Andy Conroy | | |
| 18. Vincent Ailly | | 216 Pelou Road |
| 19. Joan Golden | | |
| 20. Jamie Roblee | | Blue Mt |
| 21. Pat Strubel | | IL |
| 22. | | |
| 23. | | |
| 24. | | |
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| 29. | | |

Supervisor Wells stated he hoped that Law Enforcement would enforce the State Law Rules concerning Fireworks.

Other Town Business

Both Councilman Mahoney and Councilman Curry urged all to participate in the Rustic Furniture, Antique Show and Moose Festival events. Both stated it was good to see so many people in Town. Councilman Rathbun reminded all that he would be holding a Boat Safety Course at the Byron Park Building on the 17th at 8 a.m. He told all everyone will have to be certified by 2025. He also reminded all the car show will be held on the 24th.

BILLS AND ABSTRACTS

Supervisor Wells made a motion to pay the Bills and Abstracts as presented. Seconded by, Councilman Rathbun.

Roll Call: Councilman Mahoney Aye
 Councilwoman Eldridge Aye
 Councilman Curry Aye
 Councilman Rathbun Aye
 Supervisor Wells Aye

General:

34015 - 34032 \$66,261.17
34043 - 34070 \$9,653.40
34072 – 34300 \$219,290.43

Executive Session

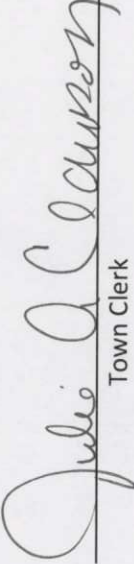
Supervisor Wells called for an Executive Session for the purpose of discussing Personal and Contractual Obligations at 8:40 p.m. Seconded by, Councilwoman Eldridge. All in favor. Motion Carried.

Councilman Curry made a motion to exit Executive Session at 9:17 p.m. Seconded by, Councilman Rathbun. All in favor. Motion Carried.

No action taken during Executive Session

Councilman Curry made a motion to approve the 3 year contract with the Bargaining Unit with an increase of 5% for the next 3 years, there will be no change to the longevity schedule. This will be for the years 2023, 2024, and 2025. Seconded by, Supervisor wells. All in favor. Motion carried.

Councilman Mahoney made a motion to adjourn meeting at 9:21 p.m. Seconded by, Councilwoman Eldridge. All in favor. Meeting Adjourned.

Respectfully Submitted by: 
Town Clerk