

Regular Meeting of the Town Board of the Town of Lake George, NY, held on Monday, October 20, 2003, at the Town Center, 20 Old Post Road, Lake George, NY.

Members Present: Louis Tessier, Supervisor
Vincent Crocitto, Councilperson
Rita Dorman, Councilperson
Frank McCoy, Councilperson
George McGowan, Councilperson

Others Present: James Mathis, Town Clerk, Jim Gray, David Decker, Bob Risman, John Salvador, Barb LaFond, Janie Green, Frances Heinrich, David Montgomery, Tim Campbell, David Kenny, Scott Walton, Paul Gilchrist, and others.

The meeting was called to order at 7:32 PM by Supervisor Tessier. The Pledge to the Flag was recited by the Board Members and the audience.

PUBLIC HEARING

Supervisor Tessier opened the Public Hearing on the Fire Contract with the Warrensburg Fire District. Town Clerk Mathis read the notice, which had been published in the Post Star on October 9, 2003. Supervisor Tessier said that the amount of the contract is the same amount, which it was this year, \$9,500. He asked if there were any comments from the audience. No comments being made, Supervisor Tessier closed the public hearing.

Resolution #87-2003, Introduced by Councilperson McCoy and seconded by Councilperson Crocitto, resolved that the Supervisor be authorized to sign a contract with the Warrensburg Fire Commissioners for fire protection in the North Caldwell Fire District for the year 2004 in the amount of \$9,500.

Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan
Nays 0

Motion passed.

APPROVAL OF MINUTES

Councilperson McGowan moved and Councilperson Dorman seconded that the Minutes of the September 8, 2003, meeting of the Town Board be approved as submitted.

Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan
Nays 0

Motion passed.

SPECIAL PRESENTATION

Supervisor Tessier introduced Dave Decker of the Lake George Watershed Conference. Mr. Decker said that he wanted to bring the Town up to date on the activities of the Conference. He reviewed the history of the conference and how it originated about three years ago. He listed the members of the Conference and then distributed a printed report of the activities of the Conference, a copy of which is on file with the Town.

He reviewed the projects, which were done in the second grant. (The first grant was awarded to the Town of Lake George, and it was the grant under which the plan update process was completed.) These included projects re-dredging Hubbell Pond and English Brook in cooperation with the Highway Departments. The conference also has a hydro seeder available to Towns at no charge. They also have a catch-vac truck for storm water basin cleanout. Non point source pollution has been one of the challenges of the conference. He said that the Conference had established a GIS database of the Lake George basin with various layers of information, which can be used to analyze those factors influencing the lake.

He directed the attention to the projects in the current work plan, which is being contracted with the Town of Bolton, the latest recipient of the grant. One grant they have not heard from yet is one from the Village of Lake George.

He said that their work is funded by grants and support of the involved municipalities. He said that there are no paid employees of the Conference. His salary is paid under a state grant. He brought to the attention of the Board the proposed resolution in the back of his handout, which pledges support of \$7,000 to the Watershed Conference.

Councilperson McGowan mentioned the involvement of the APA, initially, was more of a road block than supportive to the work of the Conference. Mr. Decker said that the APA is now a member of the Conference and is not blocking action. They have given blanket approval to the cleaning of various ponds. Much of the success in this area has been a result of the efforts of Dave Wickes.

In the discussion on the issue of Sonar, Councilperson McGowan said that the APA resistance to the use of it in the lake has been a perpetuation of a problem rather than addressing a cure. Some 15 years ago when it was realized milfoil was in the lake, action was talked about but never approved, so now the problem is immense. At the present time it is not known where all the milfoil beds are in the lake. Mr. Decker said that Sonar cannot be considered as the magic cure for the problem, it is but one of many actions, including hand harvesting, which need to be used in addressing it.

Mr. Decker commented on the TV program on channel 8, "Eye on Lake George" which has been sponsored by the Watershed Conference. He encouraged people to watch it and also invited the Town of Lake George to participate in it.

John Salvador, Lakeview Drive, said that people seem to want it both ways. Lake George is classified as a drinking water reservoir and as such cannot have chemicals introduced into it. Sonar cannot be used without changing the designation of the lake.

Resolution #88-2003, Introduced by Councilperson McCoy and seconded by Councilperson Dorman,

Whereas, the environmental health and overall quality of life in the Lake George Watershed area is critical to the social and economic well being for the Town of Lake George, Warren County, and the region in general, and

Whereas, the protection, preservation, and proper management of water quality within the basin is an essential ingredient to maintaining this revered natural resource as a key to the social and economic vitality of this region, and

Whereas, the Town of Lake George has been an active participant in developing the critically important water quality management plan, and

Whereas the adopted document, entitled, "Lake George – Plan for the Future" identifies numerous recommendations and actions as being critical to pursuing the objectives of preserving, protecting, and enhancing the water quality throughout the Basin, several of which will require the engagement of contract services to execute these recommendations, and

Whereas, the State has recently awarded a grant in the amount of \$250,000 to the Town of Bolton, on behalf of all participating municipalities in the Lake George Watershed Basin, that carries with it the requirement of a local match, which will take the form of services in kind, as well as matching funds, and

Whereas, the Town of Lake George wishes to contribute its fair share, along with other municipalities throughout the Basin to this critically important program as to be able to take advantage of the aforementioned State funding,

Now, therefore be it resolved, that the Town of Lake George confirms it shall provide an amount of \$7,000 to this endeavor, which funds will be forwarded to the Town of Bolton, administrator for this particular grant program.

Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan
Nays 0

Motion passed.

Supervisor asked about the earlier grants. Mr. Decker said there had been four grants. Lake George received the first one for \$90,000. The second one to Bolton was for \$176,000. One was made to the Town of Queensbury in the amount of \$315,000, and the last one was for \$50,000. Another one for the Village is anticipated and will be used for dealing with the deltas. Another program is for wash stations around the lake for the cleaning of boats as they arrive from other areas. Supervisor Tessier said that even though the grants go to specific municipalities, the benefit from them is for all municipalities.

Councilperson McGowan said that in Diamond Point there are a lot of catchments for DOT. Even when they are filled up, DOT does not respond to clean them. The Town of Lake George has done DOT's job and cleaned them out. They are now filled again and now is the time to prepare them for the winter, but getting DOT to do it is very difficult. Mr. Decker said that they had an intern who went around the Lake George basin and identified the location of all catchments. Part of the grant would be to have a dedicated crew using the map to go out and clean out all the catchments on a regular basis.

COMMITTEE REPORTS

Vincent Crocitto

Councilperson Crocitto reported that the Highway Superintendent had designated two roads in the Town for Seasonal Limited Use authorized by Town Law Section 205-a. The roads affected are Somerville Road beginning at Route 9 extending .59 miles to the Town of Warrensburg line, and Big Hollow road beginning at I-87 going westerly for 1.66 miles and ending at or near the parking lot of Prospect Mountain Highway. The limited use will be in effect from December 1, 2003 through April 1, 2004. Signs will be placed on these roads.

He reported that the Transfer Station Recycle Truck was now on an every other week schedule beginning with pick up this week. He said that the C & D landfill was still waiting for the completion of paperwork from the State prior to reopening it.

He announced that Paul Livingstone was now the new Deputy Highway Superintendent.

Resolution # 89-2003, Introduced by Councilperson Crocitto and seconded by Councilperson McCoy, resolved that the Town of Lake George enter into a contract with the Lake George School District for sanding the Elementary School parking lot, for a figure of \$8,447.36 for 2003-2004 snow season, based on 45 hours, under conditions which save harmless the Town of

Lake George from any claim or cause of action of any kind whatsoever which may arise as a result of the work services contemplated by this agreement, and further, resolves the Supervisor be and hereby authorized to execute such agreement on behalf of the Town of Lake George.

Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan
Nays: 0

Motion passed.

Resolution #90-2003, Introduced by Councilperson Crocitto and seconded by Councilperson Dorman, resolved that the Town of Lake George accept the contract and the payment rate of \$19,813 to plow and sweep the following Warren County roads: Stone Schoolhouse Road, CR #71, 0.95 miles; Fort George Park – County Road, CR #6, 0.57 miles; Lake George - Beach Road, CR #51, 0.51 miles; Bloody Pond – East Lake George, CR #59, 1.79 miles; West Brook – Beach Road, CR #69, 0.29 miles. Total mileage under contract being 4.11 miles.

Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan
Nays: 0

Motion Passed.

Rita Dorman

Councilperson Dorman reported that she had received a resolution from the Village forming a Rec Center Advisory Committee. This replaces the Rec Center Commission. They will be working at the pleasure of the Village Board. Ron Goodspeed has been appointed as the part time superintendent and Trustee Muratori as Commissioner.

Councilperson Dorman reported that she had received reports from the Dog Control Officer covering the months of May through October. She recommends that the Town enter into an agreement with Ron Eaglestone or George Schuster to serve as Dog Control Officer for the Town. The Village wants to continue with the services of Jim Barber. This recommendation is being made at the suggestion of Jim Majors. She said it was not because of Mr. Barber's performance, but because of accounting problems detailed by Mr. Majors, which result from Mr. Barber being a Town employee in another capacity.

Resolution #91-2003, Introduced by Councilperson McGowan and seconded by Councilperson McCoy, resolved that the Town Board draft an agreement to contract the services of Dog Control Officer in the Town of Lake George outside of the Village with Ron Eaglestone, one of the applicants previously interviewed by the Town Board.

Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan
Nays: 0

Motion Passed.

Frank McCoy

Councilperson McCoy reported that he had been working with the Fire House Committee. There is a need to upgrade the facility because the newer trucks are too big for the current fire house. They have been looking at sites throughout the Village, but the current plan is to stay in their present location buying additional adjacent property. To build a new facility the Village voters will need to approve it. The fire department is a Village department and any capital

project for it must be undertaken by the Village alone. The Town support of the department is for its maintenance and operation only. The high cost estimate anticipated for a new building is \$3 million.

He reported that the Buildings and Grounds had put a new deck on the Town Center and were working cleaning up the parks and beaches and preparing them for winter. In addition, the Historical Association Building was getting some new slate on the roof.

George McGowan

Councilperson McGowan had been working with some of the residents on Carefree Lane and new street lights had been requested on the east side of the lane.

Resolution #92-2003, Introduced by Councilperson McGowan and seconded by Councilperson Crocitto, resolved that Niagra Mohawk Corporation be requested by the Town of Lake George to provide the following services in the Town of Lake George:

New Street lights of 70 watt high pressure sodium design at these locations:

Carefree Lane, Pole #6/1

Carefree Lane, Pole #4

Carefree Lane, Pole #3

Carefree Lane, Pole #1

Stone Schoolhouse Road, Pole #162

Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan

Nays: 0

Motion Passed.

Councilperson McGowan brought the Board's attention to an issue of some wrecked vehicles for which he had some documentation from Paul Gilchrist. He said this would be discussed at a further time.

Councilperson McGowan said that Local Law 2-2000 should be rescinded. This is the law, which authorized the Business Improvement District. He said that with the raise in the sales tax, the implementation of the Occupancy Tax, and a convention center not being supported by public funds, the reason for the BID does not exist.

Resolution #92a-2003, Introduced by Councilperson McGowan and seconded by Councilperson Dorman, resolved that the Business Improvement District Board be contacted to learn of their plans for the District and give them the opportunity to choose dissolution of the BID.

Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan

Nays: 0

Motion Passed.

Supervisor Tessier said that the BID was formed by local law, and to dissolve it, the local law will have to be rescinded.

NEW BUSINESS

2004 Budget Public Hearing Notice

Resolution #93-2003, Introduced by Councilperson McCoy and seconded by Councilperson Crocitto, resolved that the Town Board set the date of Wednesday, November 5, 2003, for a

Public Hearing for the Preliminary 2004 town of Lake George Budget at 7:30 PM at the Town Center, 20 Old Post Road, Lake George, NY.

**Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan
Nays: 0**

Motion Passed.

Resolution of Support and Concurrence for the Empire Zone

Councilperson McCoy introduced the Resolution of Support and Concurrence for the Empire Zone, and Councilperson Crocitto seconded it.

Supervisor Tessier identified the properties. The first four on the list were part of Sun Castle. The fifth one was Boychuk, Lakeview Motel. The sixth one was Desantis, the land behind the Howard Johnson. The seventh one was Kiehn Builders.

Councilperson McGowan said that in previous votes he had not been paying attention when he voted in favor of them. If he had to do it again, he would vote “no,” and he is certainly opposed to this resolution. This is just another form of wealth re-distribution, giving to the larger corporations, perhaps at the expense of the “mom and pop” businesses. He said he believed it might be unconstitutional because of the guarantee of equal protection under the law.

Councilperson McCoy said that he was initially opposed to further extending the Empire Zone, but after meeting with Maureen Donovan and Paul McPhillips he found that he had some misconceptions about the Zone and its powers. Although there are gray areas about it, the good outweighs the bad. He said he was not necessarily in favor of all the properties that were in it, but it is either the entire package or none of it. The properties have to maintain specific standards including having at least 12 additional year around jobs being provided. He said that he learned much about the work, which is done by the Economic Development Corporation, and it goes far beyond the Empire Zone designations.

Councilperson Dorman said that she met with Ms Donovan and is opposed to the Empire Zone. She said it was for job expansion, but it might be done in June of 2004. She said that the Forum and similar businesses are appropriate, but she was not supportive of extending Empire Zone to additional motels.

Councilperson Crocitto said that he is most affected by the additions to the Zone with areas behind and across the street from him being proposed for the Zone. However he hopes that it stimulates growth, and in the big picture he believes it is a good thing for Lake George economically. He said that the customer of Lake George desires larger rooms and better accommodations. Councilperson McGowan said that the addition of these larger motels will take business from the smaller businessmen. It only goes to reason that when newer motels with additional amenities are added to the area, the customers will probably be more attracted to them instead of the smaller, independent motels, particularly if the new one is a national franchise.

Supervisor Tessier said that he sits several boards and they are trying to help businesses in many ways besides the Empire Zone. He said that small motels are disappearing, being bought by individuals to replace with individual homes along the lake.

Councilperson McCoy said that people are looking for newer, better rooms. Many who do not come here, stay away because of the lack of adequate, up-to-date accommodations. Councilperson McGowan agreed to that point, but he wonders if the total number of people would increase with better accommodations.

John Salvador read a prepared statement. He said that the Enterprise Zones (known as Empire Zones in the State of NY) are bad for taxpayers and poor people alike. They no longer help impoverished areas because of changed eligibility standards. Zones are broken down into non-contiguous areas, thus weakening their impact. The affluent areas are now eligible. The shift is away from fighting poverty. It is an example now of classic corporate welfare, the primary beneficiary is the corporations. The Empire Zone only results in the loss of state tax revenue without the benefit of helping distressed areas. He cited two examples of where Empire Zone support did not succeed: AMG Industries in Queensbury and Native Textiles. Neither had lived up to what they had promised. He said that there is no mechanism to insure compliance with the agreements made and standards required. He said economic development is not a public purpose, it is a private purpose.

Scott Walton, Route 9N, said that when this Concurrence Resolution was presented to Queensbury, members of their Town Board were upset with being asked to extend Zone status to more retail businesses in a retail community. They believed that giving it to more retail businesses would be unfair to those currently in retail business in Queensbury. He said that while some might be helped with inclusion in the Zone, there will be many others in the same business, who will be hurt by it. He believes that Empire Zone was appropriate for the forum, but not for additional motels.

Bob Risman, Lakeshore Drive, said that he is a small business waiting for some one to buy his motel to build a house. The Master Plan says there is a need for accommodations, which have larger rooms with kitchen facilities, but the Ordinance is restrictive and does not support the Plan. He said everything in the lakeshore overlay district needs site plan review, but people continue to build and expand without review. He said that better enforcement is needed.

John Salvador said that occupancy rates are low now and we do not need more motel rooms. Once the government subsidizes anything, overproduction will occur. He gave the example of Home Depot as overproduction, which was a project included in the Empire Zone. Home Depot currently is not succeeding.

Bob Risman said that the Master Plan is integral to the Zoning Ordinance, but yet the Lake George Plan and Zoning Ordinance do not reconcile.

Councilperson Crocitto agreed that our zoning is too restrictive despite the Master Plan recommendations. It is something that the Board might need to address in the future.

Supervisor Tessier said that the meetings related to the Master Plan and the Zoning Ordinance went on for three years and only a hand full of people came to them to voice their opinions.

Janie Green, Middle Road, said that as a tourist location we always want people to return because it is beautiful. Business owners know what customers want and are upset when the Mayor complains about the inability of the area to handle large crowds and this creates negative opinions with the visitors to the area. She said the people love our area because of the lake and the mountains. She said that our zoning is so restrictive so as to protect the lake, and we should have a sewer to further protect it. Can we handle the business, the traffic, and the tourists and still protect the lake? She said that until we have additional sewers as the solution, as long as she is on the Zoning Board, the code will be enforced.

Bob Risman said that the Zoning Ordinance can be relaxed. The protection of the lake can be managed through thorough management and regulation of storm water and waster water activities.

Dave Kenny, Sun Castle Resort, Lake Shore Drive, asked if we had an economic plan. He said you need only look to see what others are doing to learn what people want. He said that people want five star accommodations. He said that he has fewer units now than when he started, but he is doing better business and can charge more for them. He said right now he is quickly filling up for next year because he has accommodations people want and are willing to pay for. However, he said that his rooms are too small now and he cannot make them larger. Cabins are no longer adequate. Warren County cannot try to market a product, which the next generation does not want. People want class resorts where they can go, spend a week and spend their disposable income. They want nice units and value for their dollar. The more land, which is bought up to become large, individual homes, the quicker the tourist industry will die.

John Salvador said that people in the past who paid big prices for accommodations along the lake are now land owners here and want to shut others out.

Scott Walton said that the lake is a big asset to the area, but we need to make sure that the whole area looks good. This means that we need to insure that the grass along the road is trimmed, signs look decent and the entire area makes a good impression on the visitors. He suggested that the Town do more to make the entrances to Town better maintained, even though it might be a state responsibility. Supervisor Tessier suggested that fixing some the church signs could be a good volunteer project.

Resolution #94-2003, Introduced by Councilperson McCoy and seconded by Councilperson Crocitto, Whereas, New York State has created the Economic Development Zone Program to encourage industrial and commercial development in selected municipalities across the State, and

Whereas, Warren County, as an eligible municipality, received designation of an Empire Zone made up of sub-zones including portions of the City of Glens Falls, Town of Queensbury, Town of Lake George, Town of Warrensburg, Town of Chester, Town of Johnsbury, Town of Bolton, Town of Horicon, Town of Lake Luzerne, and the Town of Thurman, and

Whereas, The Town of Lake George is committed to the development of new business within the proposed sub-zone, and

Whereas, The Town of Lake George wishes to support and concur with the Empire Zone revision application,

Now, therefore, be it

- The addition of .78 acres to include parcel number 238.20-1-1.3**
- The addition of .88 acres to include parcel number 238.20-1-1.2**
- The addition of .16 acres to include parcel number 238.20-1-1.1**
- The addition of .11 acres to include 2' centerline connection for above**
- The addition of 9.03 acres to include parcel number 264.03-2-2**
- The addition of 5.86 acres to include parcel number 264.10-1-46**
- The addition of 3.43 acres to include parcel number 264.11-1-6**

And be it further resolved, that the Town of Lake George further authorizes and directs the Supervisor to inform the Warren County Board of Supervisors of this action and take any and all actions necessary to effect this Resolution.

**Ayes: 3 Tessier, Crocitto, McCoy
Nays: 2 Dorman, McGowan**

Motion Passed.

Snow Plow Turn Around License Agreement

Resolution #95-2003, Introduced by Councilperson Crocitto and seconded by Councilperson McCoy, resolved that the Town enter into a license agreement with the Lake George Central School for the use of a small portion of their property at the end of Old Military Road for the purpose of a snow plow turn around area.

**Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan
Nays: 0**

Motion Passed.

Councilperson Dorman publicly thanked the Lake George Fire Department for their assistance when she experienced a flooded basement. They were very helpful in taking the water out of it.

In regard to the property at the corner of Routes 9 and 9N next to Pirates Cove, Supervisor Tessier said that the Town now has control of it with a 99 year lease. Only non profit signs will be permitted on it. It will be available for the Rotary Club to have the sign Dennis Galloway discussed at a previous meeting. DOT will issue the permit for the sign. If the Rotary Club does anything with their sign, the Town will probably assist them.

PRIVILEGE OF THE FLOOR

Supervisor Tessier said that at the next meeting of the Town Board there will be a timer which will be used to regulate the amount of time permitted for comment from the floor.

Tim Campbell, Oak Street, said that they have complained in the past, two years ago, about the condition of the house and unregistered vehicles on the property owned by Rick Moon. He said that now there are two or three unregistered vehicles on the lot. He said he had talked to Mr. Hickey but he did nothing. He said that the vehicles have plates, but he does not know if they are registered. Supervisor Tessier said that he would look into it on Tuesday, October 21st. He said that the last time there was a complaint he was there with the Health Inspector to look at the house and the pool. The Building Inspector, Marvin Lemery, said that there were no legal violations with the property, but Mr. Moon at that time did agree to close up the side of the building.

Dave Montgomery, Oak Street, said that nothing has happened since they wrote the letter in June of 2001. Supervisor Tessier said that after that he had both the Board of Health and County Building Department look at the location. Health issues related to the pool were corrected. Mr. Montgomery said that no Enforcement Officer from the Town has done anything to correct the conditions at the site. He said that if no one is going to enforce any law, Mr. Moon will allow the property to continue to deteriorate. He said that people coming to his business sometimes turn around because they think they are going to the dump.

Mr. Campbell said that the house is still wide open with birds flying in and out of it, and nothing has happened. He also said that there are two different vehicles with the same license numbered plate on them.

Supervisor Tessier said that he would look into it, issue a violation, take them to Town Court, and to Supreme Court, if necessary, to solve the problem. He said that these things take time. He said it took about 10 years to clean up a problem at the Blue Bell Motel. Mr. Montgomery

said that the Town Court has been too easy on him. He said that he and Mr. Campbell have tried to be patient knowing things take time, but too much time has gone by.

Supervisor Tessier said that by Thursday, October 23, 2003, he would be violated with an appearance ticket before the Judge.

Paul Gilchrist, Lakeshore Drive, asked about the drafts of the Zoning Ordinance. He said that he had seen several drafts and wondered where it now stood. Supervisor Tessier said that the changes had been adopted and that any modification in it that would need to be done would have to be done by additional amendments. He said that in the process with the various drafts, changes were handled through the numerous meetings to which the public was invited for their participation. He said that since adoption there have been some problems discovered in the Ordinance and that changes would be made. He said that if there are other issues involved with it, Mr. Gilchrist could inform the Board and ask for their consideration of them.

John Salvador said that a J. Abrahams, a citizen of Lake George, had made a complaint against Green Harbor and a number of residents who have made changes in the homes which are beyond what was allowed when the development was created, namely having three bedrooms when only two are permitted. J. Abrahams asked that the complaint be answered in writing, but there was no return address. Mr. Salvador asked Mr. Hickey to answer the complaint and report to the Town Board as required. He said that Mr. Hickey said that the complaint will not be addressed because of pending litigation at Green Harbor. Mr. Salvador said that the Town is not involved in any litigation at Green Harbor. He said that if the project is developed beyond the scope of the Town's permit, it becomes a Town issue. Additionally, if J. Abrahams is the Chairman of the Planning Board, then he has involved the Town in this issue. He said that he FOILED the original plans for Green Harbor and they did not include any criteria of plans for third bedrooms. Third bedrooms are not on the approved construction drawings. He has asked the county building department for any approved changes, which have been processed through that office. He has not heard yet from this request. He said that he and his attorney are going to get to the bottom of the issue of whom is responsible for the existence of the three bedrooms in the units. He said that he is an owner and he did not pound a single nail to add an addition bedroom. When asked how many bedrooms he had, Mr. Salvador said that he had three. He said that the houses are even worse than the town houses with having more bedrooms than approved.

Mr. Salvador said that he can think of no reason for Mr. Hickey not to make a violation in this situation. The Town Assessor has established that there are more bedrooms than allowed. He said that the Town should answer the complaint with the knowledge from the Assessor. Supervisor Tessier said that the complaint had been withdrawn. Mr. Salvador said that he did not know that.

Traffic Study Proposal

Supervisor Tessier said that in preparation for work on the Festival Commons, a traffic study is required to determine the impact. The Town has a proposal for such a study.

Resolution #96-2003, Introduced by Councilperson McCoy and seconded by Councilperson Dorman,

Whereas, the Town of Lake George has ownership of the parcel of land known as the Festival Commons located off Prospect Mountain Road; and

Whereas, the Town of Lake George has interest in developing the parcel for the purpose of community activities, events, and parking; and

Whereas, to conform to the requirements set by the Adirondack Park Agency, a traffic study is required to assess the impact of development on the parcel,

Be it hereby resolved that the Town of Lake George approve the entering into contract with Creighton Manning Engineering, LLP, for the purpose of conducting a traffic study at a lump sum cost of \$7,900, and further authorize the Supervisor to sign the necessary contract for said services.

Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan
Nays: 0

Motion Passed.

COMMUNICATIONS

Supervisor Tessier commented on communications for the record:

- Lake George Association
- Historical Society
- Cornell Co Op Extension
- NYMIR booklet
- Betty Little letter
- Clean Water Act Notice
- Flood Insurance Application
- Bob Ellis, owner of coach and carriage service, thank you note for visit to Lake George
- Public Service Commission
- Contract for Lake George Watershed

John Salvador said he raised the issue of waste water systems being modified without proper permits several months ago. He said that it appears that the Health Department is tightening things up and at the same time finding serious wastewater failures creating contamination of well water. The solution many times is to get off of the well water and on to municipal systems. When municipal water is added to places, which have private septic systems, the wastewater problem is further aggravated because of the increase of water flow. He said the Stepping Stones is a good example of that, and there are more. He said something has to be done in collecting the wastewater. Then there was a discussion about the failed attempt to have a Lake George sewer system back in the late 1970's.

ADJOURNMENT

Councilperson McCoy moved and Councilperson Dorman seconded that the Town board Meeting be adjourned.

Ayes: 5 Tessier, Crocitto, Dorman, McCoy, McGowan
Nays: 0

Motion Passed. Meeting was adjourned at 9:55 PM.

Respectfully submitted,

**James P. Mathis
Town Clerk**

