

LONG LAKE TOWN BOARD MEETING  
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Town Board:

Supervisor Clark J. Seaman  
Councilman Richard B. Dechene  
Councilman Lew A. Plumley  
Councilman Dean H. Pohl  
Councilman Craig J. Seaman

Location: Long Lake Town Hall  
Date: September 25, 2013  
Time: 7:30 PM

TENTATIVE AGENDA

1. Presentation on the Star Program by a Representative of the NYS Department of Taxation and Finance
2. Parks and Recreation Report, Overview 2013 and "Hamlets-3" Phase 2 Planning Workshop Information and Highlights by Alexandra Roalsvig, Dir. Parks, Recreation and Tourism
3. Resolution in Support of Statewide Ballot Propositions #4, & #5

WHEREAS, the Town Board of the Town of Long Lake Hamilton County, deems it important to lend our support and voice to efforts to assure the passage of two Ballot Proposals slated for the November 2013 General Election, and

WHEREAS, these Ballot Proposals involve issues where the Hamilton County Board of Supervisors, local officials and residents, have been heavily invested in bringing these issues to the voters of NYS, and

WHEREAS, said proposals are:

Proposition #4 - Settling Disputed Title in the Forest Preserve, specifically Township 40 in Raquette Lake

Proposition #5 - In Relation to a Land Exchange in the State Forest Preserve with NYCO Minerals, Inc.

and

WHEREAS, both of these proposals represent the best possible solutions to long standing or continuing issues which have been worked on and toiled over for many years, and

WHEREAS, these proposals warrant the support of this body and the voters of New York, now, therefore, be it

RESOLVED, that the Town Board of the Town of Long Lake hereby records our support for Ballot Proposals #4, & #5, one of which is deemed critically important to this Town, and both are critically important to the Forest Preserve, the Environment, and the People of the State of New York, and be it further

RESOLVED, that the Town Board calls upon our neighboring Towns, the AATV, other Adirondack Counties, Adirondack Inter-County, NYSAC, and all the municipalities throughout New York State, to all follow suit expressing both support for these proposals and assisting in the effort to inform our voters of these important proposals, and be it further

RESOLVED, that copies of this Resolution be forwarded to the Hamilton County Board of Supervisors, the Towns of Lewis and Willsboro, NYCO Minerals, Adirondack Inter-County and NYSAC.

#### **4. Resolution to Adopt Statement Supporting Proposition #4**

Be it RESOLVED that the Town Board of the Town of Long Lake, Hamilton County hereby adopts the following statement in support of Proposition #4 which will appear on the statewide ballot in the November 2013 General Election and which would resolve longstanding contested titles, which include the Raquette Lake School, Fire Hall, utilities, businesses and private residences, within Township 40 in Raquette Lake in the Town of Long Lake and said statement will be signed by “Long Lake Town Board, Long Lake, New York”:

**VOTE “YES” ON PROPOSITION 4:** This constitutional amendment and implementing legislation WERE passed unanimously by both the NYS Senate and Assembly, and ARE endorsed by Adirondack Council, Adirondack Mountain Club, Sierra Club, Open Space Institute, Adirondack Wild and Protect! The Adirondacks. If passed by the voters, this amendment will settle contested land disputes over 100 years old between the state and property owners within Township 40 in the Hamlet of Raquette Lake in Long Lake, Hamilton County.

The disputed land titles resulted from tax sales in the late 1800s when the state purchased large tracts of land in Township 40 EVEN THOUGH THE PROPERTY OWNERS HAD PAID THEIR TAXES AND HAD RECEIPTS FOR THOSE PAYMENTS. The tax sales were the result of clerical errors, etc. However, those tax sales were later ruled illegal BY the Court of Appeals. Unfortunately, Article 14 of the NYS Constitution prevents the state from resolving this longstanding problem through any means other than litigation or a constitutional amendment. A comprehensive history is available at [www.twp40.com](http://www.twp40.com).

**VOTE “YES” ON Proposition 4:** a WIN-WIN for New Yorkers. It adds land to the forest preserve at no cost to the taxpayers and resolves these contested land titles.  
and be it further

RESOLVED that the Town Board authorizes the Town Supervisor to submit said statement to the NYC Campaign Finance Board, other voters guides, publications and media outlets as he deems appropriate on behalf of the Town Board of Long Lake.

### 5. Justice Court Assistance Program Grant Application Authorization

Approval by Town Board to apply to the NYS Unified Court System on behalf of the Town Justices for the 2013 Justice Court Assistance Program Grant in the amount of \$3,000.00.

### 6. Sale of Scrap Metal

Approval by Town Board to authorize the Supervisor to enter into an agreement with \_\_\_\_\_ for metal removal from the Long Lake Transfer Station and purchase for \_\_\_\_\_ dollars per ton {Contractor will/will not load metal} until the first 200 tons has been taken.

### 7. Highway Work Permit

Resolution to Approve Highway Work Permit Process and Authorizing the Town Highway Superintendent to Issue the Permits.

#### PERMIT: (UNDER SECTION 136 OF THE HIGHWAY LAW)

Permission is hereby granted to \_\_\_\_\_ to proceed as set forth and represented in the forgoing application, and at the particular location described therein, in accordance with the requirements specified and pursuant to the conditions and regulations whether general or special which are hereafter forth; all forming a part hereof; to wit:

#### CONDITIONS AND REGULATIONS

1. This permit shall not be assigned or transferred without written consent of the Town of Long Lake Highway Superintendent.
2. The work authorized by this permit shall be performed in a manner satisfactory to the Town of Long Lake Highway Superintendent.
3. Traffic: While working in the Town Road right of way, at least one lane of traffic is to remain open at all times, unless and exception is made by the Long Lake Highway Superintendent ahead of time. Proper use of flaggers, cones, barricades and construction zone signs, etc. must be maintained at all times while working in the right of way.
4. The said Permittee shall be responsible for all damages resulting in bodily injury, including death and/or property damage liability due to activities of the Permittee, its employees in connection with any act or omission hereunder: and does hereby expressly agree to indemnify and save harmless the Town of Long Lake from any and all responsibility and liability arising out of, or resulting from, any act or omission hereunder.

5. The said Permittee hereby certifies that all persons concerned with the actual work under this permit are duly covered by Worker's compensation Insurance as required by provisions of Chapter 41 of the laws of 1914 and acts amendatory thereof.
6. The said Long Lake Highway Superintendent reserves the right to revoke or annul this permit at any time, should the said Permittee fail to comply with the terms and conditions upon which it was granted.
7. It is understood that should future reconstruction or use of the highway make changes necessary in the proposed facilities covered by this application and permit, the Permittee shall, upon reasonable notice from the Long Lake Highway Superintendent make such changes at its own expenses within such time as may be agreed upon.
8. Installation by Boring: When feasible, the applicant shall install the new facility by the use of a boring machine and pushing the structure under the roadway.
9. Installation by Trenching: When boring is not possible and with the approval of the Long Lake Highway Superintendent, trenching in the Town Road will be allowed. Proper patching of this trench will be the applicant's responsibility.
10. Site Restoration: Upon completion of the installation, the work area is to be left in at least the same condition as prior to the work being done. If the Town of Long Lake has to repair the site, the property owner shall be charged for all costs associated with the restoration work.

**There will be brief budget workshop following the Board meeting.**

**The next regularly scheduled Long Lake Town Board Meeting will be 10/30/13 on Wednesday at 7:30 PM at the Raquette Lake Union Free School.**

**October Budget Workshops will be held in the Long Lake Town Hall Meal Site at 7 PM on the 2<sup>nd</sup>, 9<sup>th</sup>, 16<sup>th</sup>, 23<sup>rd</sup> and following the regular monthly meeting on the 30<sup>th</sup>.**