A Regular Meeting of the Town Board of Long Lake, Hamilton County, New York was held November 29, 2023, at the Long Lake Town Hall at 07:00 PM and called to order with the Pledge of Allegiance to the Flag of the United States of America and a prayer by Councilman Clark Seaman. Nine people attended.

Roll Call: Members present: Clay J. Arsenault Supervisor

Mark A. Bird Councilman
Thomas L. Donnelly Councilman
Richard B. Dechene Councilman
Clark J. Seaman Councilman

Also in attendance: Confidential Secretary to the Supervisor, Matthew Newby, Town Attorney, Carl Ferrentino and First Deputy Town Clerk, Amber Wamback.

There was a quorum to conduct the business of the Long Lake Town Board.

BOARD APPROVALS

Motion by Councilman Seaman, seconded by Councilman Donnelly to accept the Regular Meeting minutes for October 25, 2023.

Adopted:	Clay J. Arsenault	Aye
	Mark A. Bird	Aye
	Thomas L. Donnelly	Aye

Richard B. Dechene Aye Clark J. Seaman Aye

Motion by Councilman Donnelly, seconded by Councilman Bird to accept the Public Hearing and Special Town Board Meeting for November 15, 2023

Adopted:	Clay J. Arsenault	Aye

Mark A. Bird Aye
Thomas L. Donnelly Aye
Richard B. Dechene Aye
Clark J. Seaman Aye

Bills as listed on abstract 11

General Fund #A 0908 – A 1003	in the amount of	\$165,093.67
Highway Fund #D 184 – D 197	in the amount of	13,845.99
Water District 1 #SW1 139- SW1 151	in the amount of	2,605.37
Water District 2 #SW2 278 - SW2 304	in the amount of	16,852.03
Capital Projects #HRL 002	in the amount of	1,462.50

Motion by Councilman Dechene, seconded by Councilman Seaman to pay encumbrances as listed on Abstract #11 of November 2023.

Adopted:	Clay J. Arsenault	Aye
	Mark A. Bird	Aye
	Thomas L. Donnelly	Aye
	Richard B. Dechene	Aye
	Clark J. Seaman	Aye

SUPERVISOR'S REPORT

Expenditure & Revenue reports were in the Board's packets.

NYSDOT Region 2 received the resolution the Board passed urging the DOT to work with the town on speed limits in the Long Lake Hamlet. Michael Gallerani, P.E., Regional Traffic Engineer, responded with a letter stating that they are initiating a follow up traffic study to investigate the speed limits within the Hamlet of Long Lake, and will notify the Town of the results upon completion.

Raquette Lake Preservation Foundation's November newsletter was included in the Board's packets, the newsletter contains great information, news, and tips. Lynne Ballou-Gentry will be stepping down as editor.

Lenny Croote from Hamilton County Soil and Water has been working with the Town after the July flood. Supervisor Arsenault thanked Mr. Croote for all the hard work he has been doing for the Town of Long Lake and Hamilton County.

Agriculture and Markets Dog Control Shelter Report was done on November 3rd by Janet Collier. The inspection results came back satisfactory. Ms. Collier informed Amber Wamback that regulations may be getting stricter and will require HVAC climate control in the shelter.

Amber Wamback has been researching .GOV website options for the Town of Long Lake, the Town's current website is primarily for tourism, and having a .Gov site would be for Town businesses.

OLD BUSINESS

RESOLUTION TO AWARD THE 2024 FUEL OIL AND KEROSENE DELIVERY CONTRACT

WHEREAS, the Town Board approved the bid documents, draft contract, and publishing advertisement of public notice requesting bids for the 2024 Fuel Oil and Kerosene Delivery Contract at the September 27th, 2023, regular Town Board meeting, and then again at the October 25th, 2023, regular Town Board meeting after to no bids were received by the initial bid submission deadline of October 20th, 2023, at 1:00 PM; and

WHEREAS, the 1st Deputy Town Clerk published public notice on November 8th, 2023; and

WHEREAS, the Town Clerk's Office received two sealed bids before the deadline of November 17th, 2023, at 1:00 PM, which were opened by 1st Deputy Town Clerk Amber Wamback and witnessed by Town Employees Amy Zick and Craig Wamback; and

WHEREAS, Bids were received from Timothy E. VanderWiele, Owner of KTD Enterprise, Inc., DBA Mountain Petroleum, 40 Industrial Drive, Schroon Lake, NY 12870; and Matt Bard, Sales Manager for MX Fuels & Propane, 89 John Munn Road, Saranac Lake, NY 12983 and presented to the Town Supervisor by 1st Deputy Town Clerk Wamback; and

WHEREAS, the Mountain Petroleum bid was a fixed price of \$3.49 per gallon for #2 fuel oil, and a fixed price of \$4.46 per gallon for kerosene; and

WHEREAS, the MX Fuels & Propane bid was a fluctuating price of \$3.2447 per gallon (or \$.10 above the fluctuating Franklin County OGS price) for #2 fuel oil and a fluctuating price of \$3.9610 per gallon (or \$.10 above the fluctuating Franklin County OGS price) for kerosene;

NOW THEREFORE BE IT RESOLVED,

- 1. That the Town Board hereby awards the 2024 Fuel Oil & Kerosene Delivery Contract to MX Fuels & Propane for a fluctuating price of \$3.2447 per gallon (or \$.10 above the fluctuating Franklin County OGS price) for #2 fuel oil, and a fluctuating price of \$3.9610 per gallon (or \$.10 above the fluctuating Franklin County OGS price) for kerosene;
- **2.** That the Town Board approves the Town Supervisor to sign a contract with said vendor to the same, which contents were previously approved.

Motion by Councilman Dechene, seconded by Councilman Seaman to award MX Fuels with the 2024 Fuel Oil and Kerosene delivery contract with the Town of Long Lake.

Adopted:	Clay J. Arsenault	Aye
	Mark A. Bird	Aye
	Thomas L. Donnelly	Aye
	Richard B. Dechene	Aye
	Clark J. Seaman	Ave

RESOLUTION TO AWARD THE 2024 PROPANE DELIVERY CONTRACT

WHEREAS, the Town Board approved the bid documents, draft contract, and publishing advertisement of public notice requesting bids for the 2024 Propane Delivery Contract at the September 27th, 2023, regular Town Board meeting, and then again at the October 25th, 2023, regular Town Board meeting after to no bids were received by the initial bid submission deadline of October 20th, 2023, at 1:00 PM; and

WHEREAS, the 1st Deputy Town Clerk published public notice on November 8th, 2023; and

WHEREAS, the Town Clerk's Office received two sealed bids before the deadline of November 17th, 2023, at 1:00 PM, which were opened by 1st Deputy Town Clerk Amber Wamback and witnessed by Town Employees Amy Zick and Craig Wamback; and

WHEREAS, Bids were received from Timothy E. VanderWiele, Owner of KTD Enterprise, Inc., DBA Mountain Petroleum, 40 Industrial Drive, Schroon Lake, NY 12870; and Matt Bard, Sales Manager for MX Fuels & Propane, 89 John Munn Road, Saranac Lake, NY 12983 and presented to the Town Supervisor by 1st Deputy Town Clerk Wamback; and

WHEREAS, the Mountain Petroleum bid was a fixed price of \$1.58 per gallon for propane; and

WHEREAS, the MX Fuels & Propane bid was a fixed price of \$1.799 per gallon or \$1.5427 per gallon (\$.10 above the fluctuating Franklin County OGS price);

NOW THEREFORE BE IT RESOLVED,

- 1. That the Town Board hereby awards the 2024 Propane Delivery Contract to Mountain Petroleum for the fixed price of \$1.58 per gallon;
- 2. That the Town Board approves the Town Supervisor to sign a contract with said vendor for the same, which contents were previously approved by the Town Board.

Motion by Councilman Seaman, seconded by Councilman Dechene to approve the date change for the December Regular Board Meeting.

Adopted:	Clay J. Arsenault	Aye
	Mark A. Bird	Aye
	Thomas L. Donnelly	Aye
	Richard B. Dechene	Aye
	Clark J. Seaman	Aye

NEW BUSINESS

RESOLUTION TO RESCHEDULE THE DECEMBER 27th, 2023, REGULAR TOWN BOARD MEETING TO DECEMBER 20th, 2023

WHEREAS, the Organizational Resolution of 2023 set the December regular Town Board meeting for December 27th, 2023, 7:00PM, at the Long Lake Town Hall; and

WHEREAS, this date is the same week as the Christmas Holiday which presents scheduling conflicts for many people;

NOW, THEREFORE, BE IT RESOLVED:

- 1. That the December 27th, 2023, Regular Town Board Meeting is hereby cancelled.
- 2. The Town Board will hold a Regular Meeting on Wednesday, December 20th, 2023, 7:00PM, at the Long Lake Town Hall.
- 3. That the Town Board hereby directs the Town Clerk to publish notice of this new meeting to all official places of public notice as described in the 2023 Organizational Resolutions.

Motion by Councilman Dechene, seconded by Councilman Seaman to approve the date change of the December Regular Meeting to December 20, 2023.

Adopted:	Clay J. Arsenault	Aye
	Mark A. Bird	Aye
	Thomas L. Donnelly	Aye
	Richard B. Dechene	Aye
	Clark J. Seaman	Aye

RESOLUTION TO SCHEDULE THE 2024 ORGANIZATIONAL MEETING FOR JANUARY 3rd, 2024

WHEREAS, the Organizational Meeting is held by the new Town Board as close to the first day of the year to establish and take actions for the Town's government to organize and legally function; and

WHEREAS, notice of time and place for this meeting must be published to all places of Public Notice as determined in the Organizational Resolutions of 2023;

WHEREAS, The Town Board will set the entirety of the official 2024 Town Board meeting schedule at the 2024 Organizational Meeting;

NOW, THEREFORE, BE IT RESOLVED:

- By the Town Board that the 2024 Organizational Meeting is to be held on Wednesday, January 3rd, 2024, 7:00 PM, at the Long Lake Town Hall, 1204 Main St., Long Lake, NY 12847.
- 2. That the Town Board hereby directs the Town Clerk to publish notice of this meeting to all official places of public notice as described in the 2023 Organizational Resolutions.

3.

Motion by Supervisor Arsenault, seconded by Councilman Bird to approve the 2024 Organizational Meeting for January 03, 2024.

Adopted: Clay J. Arsenault Aye
Mark A. Bird Aye
Thomas L. Donnelly
Richard B. Dechene Aye
Clark J. Seaman Aye

RESOLUTION TO APPROVE CHA PROPOSAL No.:X77473, TOWN OF LONG LAKE – WATER SYSTEM IMPROVEMENTS

WHEREAS, at the March 29th, 2023 Regular Town Board Meeting, the Town Board resolved to enter an agreement with CHA Consulting, Inc. to provide Town Engineering services to the Town of Long Lake; and

WHEREAS, a primary focus of the Town's Engineering needs is the Town drinking water supply infrastructure and facilities of the water districts of Long Lake and Raquette Lake; and

WHEREAS, engineers from CHA, along with Town Supervisor Arsenault, Confidential Secretary Matt Newby, Water Superintendent Keith Austin, and Lenny Croote from Hamilton County Soil and Water, visited and toured critical drinking water infrastructure and facilities in those water districts on October 17th, 2023; and

WHEREAS, CHA was asked to submit a proposal to assess the water systems in Long Lake and Raquette Lake to make recommendations for improvements; and

WHEREAS, CHA submitted Proposal No.: X77473 detailing an extensive scope of services involved in producing their recommendations to be completed within 8 weeks of notice to proceed, and to be compensated the lump sum of \$15,800;

NOW, THEREFORE, BE IT RESOLVED:

- 1. That the Town Boad hereby accepts this proposal from CHA and authorizes the Town Supervisor to sign a contract with terms matching those detailed in the proposal.
- 2. The Town Board agrees to compensate CHA the lump sum of \$15,800 to be split between the two Town of Long Lake Water Districts as follows:
 - a. To be paid from Raquette Lake Water District SW1-07-8310-400: appropriate an additional \$2,370.00. Fund Balance for SW1 to be reduced by \$2,370.00.

b. To be paid from Long Lake Water District SW2-07-8310-400: appropriate an additional \$13,430.00. Fund Balance for SW2 to be reduced by \$13,430.00.

Motion by Councilman Dechene, seconded by Councilman Seaman to approve the proposal from CHA Engineering for Water System Improvements for the Town of Long Lake.

Adopted:	Clay J. Arsenault	Aye
	Mark A. Bird	Aye
	Thomas L. Donnelly	Aye
	Richard B. Dechene	Aye
	Clark J. Seaman	Ave

A RESOLUTION TO COMMIT TOWN FUNDS FOR THE TAP-CMAQ-CRP SIDEWALK PROJECT GRANT

WHEREAS, the Town Board has long recognized the need for improvements to the State sidewalks along the State Highways within the Hamlet of Long Lake for which the Town is left responsible for maintenance by New York State (NYS) Town Highway Law; and

WHEREAS, CHA Consulting, Inc., has been selected by the Town Board by resolution at the October 25th, 2023, Regular Meeting to apply for Federal TAP-CMAQ-CRP Grant Program funding, design, and manage the construction of this project to ADA standards, greatly improving the safety and appearance of these NYS Sidewalks; and

WHEREAS, CHA has proposed to limit this project to the sidewalks from the Long Lake Town Beach Bathrooms to School Street along NYS Route 30, as these are not in compliance with ADA safety standards and pose the greatest risk to public safety and health; and

WHEREAS, the Town has received numerous letters of support for this project from stakeholders along the route, as well as a history of intense concern from residents in general; and

WHEREAS, the 2023 TAP-CMAQ-CRP Budget Summary provided by CHA Consulting is estimating the total budget for the project at \$1,412,040.00; and

WHEREAS, the Town must commit to funding 20% of the Sidewalk Improvement Project to qualify for funding of the remaining 80% of the project by the TAP-CMAQ-CRP Grant Program;

NOW, THEREFORE, BE IT RESOLVED:

1. The Town Board agrees to commit \$282,408 of Town of Long Lake General Fund Unappropriated Fund Balance in order to provide 20% of the Sidewalk Improvement Project costs as required by the Federal TAP-CMAQ-CRP Grant Program.

Motion by Supervisor Arsenault, seconded by Councilman Dechene to commit Town funds for the TAP-CMAQ-CRP Sidewalk Project Grant.

Discussion:

-Councilman Seaman asked if it was a possibility the Town will do the work and won't get the grant?

Supervisor Arsenault stated it is a possibility.

-Councilman Dechene asked if they have a plan for the corner near the Marina so it isn't so confusing to cross the road?

Matt Newby stated no plans have been seen yet.

-Councilman Donnelly asked if CHA has a time frame for the project?

Matt Newby stated no not yet, passing this resolution will be the start of the grant process.

Adopted: Clay J. Arsenault Aye

Mark A. Bird Aye
Thomas L. Donnelly Aye
Richard B. Dechene Aye
Clark J. Seaman Aye

Resolution to Approve a Request for Quotes and Publishing Public Notice of the Same

WHEREAS, the Town of Long Lake has received a grant from the New York State Department of Environmental Conservation for use by the Town of Long Lake Department of Parks, Recreation, and Tourism to improve and further the Town's Recreation programs; and

WHEREAS, appropriation of \$65,000 of these grant funds was included in the 2024 Town Budget for the procurement of new hockey dasher boards at the Mt. Sabattis Geiger Arena; and

WHEREAS, the hockey dasher boards are to encircle the 145 ft. by 45 ft. skating rink, with plastic Pro-Wall-Ice system boards, 42" high, to be permanently installed by Town force labor, and shipping cost must be included in the quote; and

WHEREAS, to comply with Town of Long Lake and New York State procurement rules, the Town must seek quotes for a project of this magnitude of cost and post public notice of the Request for Quotes; and

WHEREAS, the text of the Request for Quotes has been provided to the members of the Town Board at this meeting;

NOW THEREFORE, BE IT RESOLVED:

- 1. That the Town Board approves the Request for Quotes for hockey dasher boards at the Mt. Sabattis Geiger Arena.
- 2. The Town Board directs the Town Clerk to publish public notice of the Request for Quotes to all places of public notice.

Motion by Councilman Seaman, seconded by Councilman Dechene to approve the publishing of a request to bidders for a quote for hockey dasher boards for the Mount Sabattis Geiger Arena.

Adopted: Clay J. Arsenault Aye

Mark A. Bird Aye

Thomas L. Donnelly Aye Richard B. Dechene Aye Clark J. Seaman Aye

RESOLUTION SUPPORTING EMPIRE STATE DEVELOPMENT'S (ESD) DESIGNATION OF A CELLULAR-SPECIFIC POINT PERSON TO LEAD THE STATE'S EFFORTS ON ENHANCING CELLULAR COVERAGE, AND FURTHER ENCOURAGING THE STATE TO IMPLEMENT A UNIFIED STRATEGY TO ASSURE EVERY MAJOR ROAD CORRIDOR HAS RELIABLE CELL COVERAGE AS RECOMMENDED BY ESD'S UPSTATE CELLULAR COVERAGE TASK FORCE FINAL REPORT

WHEREAS, cellular service is vital to public safety and the economic wellbeing of communities throughout the Adirondack Park; and

WHEREAS, county officials report that approximately 70 percent of 9-1-1 calls originate from cellular phones; and

WHEREAS, in a recent survey hosted on a State Senate website of almost 2,000 Adirondack Park residents, 99 percent of respondents reported owning a cellular phone and 67 percent reported that they rely exclusively on a cellular phone; and

WHEREAS, dependency on cellular service is significant and growing, which speaks to the absolute necessity of improved coverage and service; and

WHEREAS, the State of New York helped respond to this reality in the North Country by working aggressively to deploy COWS (Cells On Wheels) to provide adequate emergency response capacity to serve visitors to the World University Games; and

WHEREAS, state officials are proposing that Empire State Development (ESD) designate a point person to coordinate the state's efforts to enhance cellular coverage, similar to the manner in which ESD designated a point person to coordinate the state's efforts to expand broadband coverage; and

WHEREAS, barriers to achieving the state's goals with respect to both broadband and cellular coverage enhancement continue to exist within some state agencies, including but not limited to NYSDOT right-of-way requirements, tax policy, and APA restrictions would be beneficial in overcoming these barriers; and

WHEREAS, improving broadband and cellular coverage is a safety issue, a public imperative widely demanded by our constituents, and has become increasingly regarded as a basic necessity; and

WHEREAS, some state policies, especially the APA's "substantial invisibility" standard, are not keeping pace with these trends and instead becoming antiquated and counterproductive from the perspective of emergency services best-practices in place elsewhere in New York State, including co-location of multiple telecommunication systems on cell towers; and

WHEREAS, APA's longstanding claim that the telecommunications industry does not oppose the "substantial invisibility" standard is inaccurate, demonstrated most recently in comments entered

by Nixon Peabody into review of the 2002 APA Tower Policy, which recommend "that the Agency modify its 2002 policy that requires telecommunications facilities over 40' tall be 'substantially invisible," and which characterize that requirement as an "arbitrary standard [that] is the main impediment to delivering much needed reliable wireless telecommunications service to a greater portion of the Park;" and

WHEREAS, the general public is increasingly supportive of common sense policy changes that promote a more appropriate balance between public safety and aesthetics while maintaining sensitivity to the environment, as reflected in the aforementioned public opinion survey, in which 90 percent of respondents supported changes to the APA's "substantial invisibility" standard; and

WHEREAS, the state has begun taking steps indicating that policymakers recognize these challenges, including the issuance of Empire State Development's Upstate Cellular Coverage Task Force Final Report and APA's advancement of a General Permit to assist with cellular coverage expansion;

NOW THEREFORE, BE IT:

RESOLVED, that the Town of Long Lake hereby supports the proposed designation by ESD of a point person to coordinate the state's efforts to enhance cellular coverage, and formally asks Governor Kathy Hochul to further enhance the state's efforts on broadband and cellular coverage expansion by employing a model that is respectful of the home rule process and designed to streamline policymaking across state agencies in pursuit of moving the state more expeditiously toward its goals; and be it further

RESOLVED, that the Town of Long Lake hereby joins emergency service and telecommunication professionals, and other towns and villages across the Adirondacks, in urging the APA and the Governor to review the 2002 APA Tower Policy's antiquated "substantial invisibility" standard, which stands as the main impediment to delivering reliable telecommunication services necessary for public safety in large portions of the Adirondack Park; and be it further

RESOLVED, that copies of this resolution be forwarded to Governor Kathy Hochul, Adirondack Park Agency Executive Director Barbara Rice, State Senator Dan Stec, State Senator Mark Walczyk, Assemblyman Matt Simpson, Assemblyman Billy Jones, Assemblyman Ken Blankenbush, Assemblyman Robert Smullen, AATV, and Adirondack Inter-County.

Motion by Councilman Seaman, seconded by Councilman Donnelly to approve the resolution to support ESD to designate a point person to lead the efforts for greater cell coverage in the Adirondacks and the North Country.

Adopted:	Clay J. Arsenault	Aye
	Mark A. Bird	Aye
	Thomas L. Donnelly	Aye
	Richard B. Dechene	Aye
	Clark J. Seaman	Aye

Resolution to Approve a Full Class A Driver Stipend for Matt LaPlant for 2023

WHEREAS, Matt LaPlant works for both the Town Highway and Town Water Departments at different times of the year; and

WHEREAS, Matt LaPlant holds a Class A Driver's License which is utilized in driving plow trucks for the Town Highway department; and

WHEREAS, the Town Board has approved paying a Class A stipend to Highway Employees using their Class A license in their employment with the Highway Department; and

WHEREAS, Matt LaPlant was working for the Water Department at the time of the July 10, 2023 Storm and Flood Event, and was able to assist by driving Town trucks for reconstruction efforts to reopen and restore Town highways;

NOW THEREFORE, BE IT RESOLVED:

1. That the Town Board hereby approves the payment of the full Class A stipend of \$1560 to Matt LaPlant for his services as a Class A driver for the year 2023, and that one half will be paid by the Town of Long Lake Highway Fund and the remaining half will be paid by the Town of Long Lake Water District SW2.

Motion by Councilman Donnelly, seconded by Councilman Bird to approve the resolution for Matt LaPlant to receive the Class A Driver Stipend.

Adopted: Clay J. Arsenault	Aye
Mark A. Bird	Aye
Thomas L. Donnelly	Aye
Richard B. Dechene	Aye
Clark J. Seaman	Aye

COUNCILMAN COMMENT

Councilman Seaman informed the Board that he will not be at December's meeting, and thanked the Board.

Councilman Dechene asked if the NYESG Generator is working?

Supervisor Arsenault said he would reach out to his contact in town.

Councilman Dechene said he would stop up at the NYSEG building when he gets a chance to talk to Gabe.

PUBLIC COMMENT

No one from the public wished to comment.

EXECUTIVE SESSION

Motion by Supervisor Arsenault, seconded by Councilman Seaman to move to executive session at 7:38 PM to discuss a personnel matter.

Adopted:	Clay J. Arsenault	Aye
	Mark A. Bird	Aye
	Thomas L. Donnelly	Aye
	Richard B. Dechene	Aye
	Clark J. Seaman	Aye

Motion by Supervisor Arsenault, seconded by Councilman Seaman to return to regular session at 8:57 PM with no action having been taken in executive session.

Adopted:	Clay J. Arsenault	Aye
	Mark A. Bird	Aye
	Thomas L. Donnelly	Aye
	Richard B. Dechene	Aye
	Clark J. Seaman	Aye

Motion by Supervisor Arsenault, seconded by Councilman Bird to adjourn at 8:57 PM.

Adopted:	Clay J. Arsenault	Aye
	Mark A. Bird	Aye
	Thomas L. Donnelly	Aye
	Richard B. Dechene	Aye
	Clark J. Seaman	Aye

Attested by			
~			

Amber L. Wamback, 1st Deputy Town Clerk