

Bolton Local Development Corporation Minutes October 13, 2005

Present: Ron Alcan, Scott Andersen, Buck Bryan, Alexander G. Gabriels III, Dusty Rhodes, Jason Saris and LDC Counsel Michael Muller.

Absent: Richard Bartlett

REGULAR MEETING: Z. Gabriels called the regular meeting to order at 4:43 pm.

ANNOUNCEMENTS:

□ Even though there may be three (3) or more Town Board Members in attendance at the LDC meetings, the NYS Open Meetings Law bars members from discussion and certainly deciding any Town Business. Z. Gabriels said the LDC meetings are for LDC issues only.

CORRESPONDENCE:

- Letter of resignation from BLDC Recording Secretary Jennifer Torebka, effective October 16, 2005. There was further discussion on this matter, which is now pending.
- E-mail to LDC Counsel from Scott Abrahamson regarding the winter access public guarantee. This topic was discussed in further detail, including responsibility, liability and plowing for winter access.
- Proposal for services from James Casaccio of Keena Staffing and Z. Gabriels provided BLDC Members with a copy of the proposal for the BLDC to review.
- Letter dated October 6, 2005 from Dotty Greer requesting a dock slip for her 20' pontoon boat for the 2006 season.
- Letter dated September 28, 2005 from Jeff and Sue Maloney in support of Corky Lamb for a position with the BLDC.
- LDC Counsel submitted a draft of a proposed Local Law authorizing contributions and contracts with the BLDC to the Town Board, which the Town Board is reviewing, but has taken no action on to date.
- B. Bryan will work on a reply to a letter the BLDC received from Dan Behan, Sr. and J. Saris will work on a reply to a letter the BLDC received from Friedin.

COMMITTEE REPORTS:

- Financial & Organizational Report: B. Bryan distributed revised I&E Statements reflecting changes in payroll, organizational structure and parking rates and distributed a revised NOP. All BLDC Members agreed that B. Bryan will check with Buzz Lamb regarding public distribution of the BLDC's I&E Statements, due to contractual confidentiality.

□ Treasurer's Report: Given by Z. Gabriels. After brief discussion, all BLDC Members agreed that as a matter of policy, the BLDC Treasurer will sign all abstracts.

NEW BUSINESS:

- Regarding BLDC Meeting times, after discussion, all BLDC Members agreed that BLDC Meetings will remain every Thursday at 7:00 pm at the Bolton Town Hall, except when scheduled Town of Bolton Planning Board Meetings are held which will result in no BLDC Meeting being held. In the event special circumstances warrant a special BLDC meeting, that meeting will be scheduled accordingly.
- The BLDC briefly discussed the terms and use of the Occupancy Tax funds given to the BLDC in terms of whether the funds were a loan to be repaid or a grant not necessarily to be repaid. Also, Z. Gabriels said that County Attorney Paul Dusek says that the use of Occupancy Tax funds does not constitute use of public funds or a need for permissive referendum and he is finding authority for that assertion.
- Regarding the 30-day extension from October 9, 2005 to November 9, 2005, Counsel said he has received no e-mail yet, he believes the extension was granted and he will contact Buzz Lamb on that matter.

PUBLIC IN ATTENDANCE:

- From the public, Dick Nicholas suggested that the BLDC check on the legalities of winter parking and access by checking with Ray Brook and the DEC on their existing facilities.

OTHER BUSINESS:

- The BLDC discussed DEC moorings including types of boats to be permitted and agreed upon a maximum beam limit of 8.5'.
- S. Andersen told the BLDC that the Warren County Sheriff's Department is interested in paying for 1 dock space and 5 winter spots and would like to be on the list. All BLDC Members were agreeable.

APPROVE PAYMENT OF LDC BILLS:

RESOLUTION #26

J. Saris moved, seconded by B. Bryan for the BLDC to authorize the payment in the September abstract of: \$461.88 to Jennifer Torebka for minutes, \$34.56 to LDC Counsel Michael Muller for expenses and \$500.00 to the US Treasurer for the filing fee for the BLDC's 501 (c) 3 application, all to be paid from the BLDC account. All favorable. Motion carried.

EXECUTIVE SESSION: None

The BLDC Members adjourned the regular meeting at 5:59 pm.

Respectfully submitted by
Jennifer Torebka
Recording Secretary
10/24/05