

**DRAFT MINUTES  
MEETING OF THE TOWN BOARD  
OF THE TOWN OF SARATOGA, 12 SPRING ST.,  
SCHUYLERVILLE, NY**

**June 10, 2013  
7:00 P.M.**

Supervisor Thomas Wood opened the meeting with the Pledge of Allegiance at 7:00 p.m.

**Roll call:** Ruth Drumm, Town Clerk, called the roll. Supervisor Thomas Wood- present, Councilman Fred Drumm - present, Councilman Michael McLoughlin – present, Councilman Charles Hanahan- present, Councilman James Jennings – absent

**Also present:** Deputy Town Clerk Linda McCabe, Attorney for the Town Bill Reynolds, Zoning Officer Gil Albert, Highway Superintendent Don Ormsby Jr., Geraldine Freedman, Thomas R. Drew Sr., Chris Benn, Dan McCabe, Terrie Wolcott, Jaime O’Neill, Jennifer Stevens, and Bill Deyoe.

**Recognitions/Presentations/ Bid openings/ Public Hearings:**

**Public Hearing – Mass Gathering Permit #4 - Sundae on the Farm – June 16<sup>th</sup> at McMahon’s Thoroughbreds, Fitch Road:**

Supervisor Thomas Wood opened the public hearing at 7:03 pm. No one wished to speak.

**Supervisor Thomas Wood made a motion to close the public hearing at 7:04 pm, seconded by Councilman Charles Hanahan.**

Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanahan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – absent. Carried 4 – 0.

**CDBG Grant Bid Opening Results: Supervisor Thomas Wood stated this grant is for housing improvements and mobile home replacements. Supervisor Thomas Wood noted that after proof of advertising being furnished, the bids were opened at the agenda meeting, June 6<sup>th</sup>. The results were as follows:**

**Consulting**

**Community Development Resources, LLC**

PMB #174, 690 Saratoga Rd.  
Burnt Hills, NY 12027

**\$25,000 Program Administration  
\$2,000 per completed unit Project Delivery**

**Lead Paint and Energy Audit**

**Flatley Read, LLC**

P.O. Box 104  
Schuylerville, NY 12871

**Lead Based Paint Testing:**

\$650 Risk Assessment

\$350 Clearance

**\$1,000**

**Residential Energy Assessment:**

\$500 Initial Whole House Energy Audit

\$250 Post-Rehabilitation Blower Door Test (if applicable)

**Warren Panzer Engineering PC**

RFP – LBJ Testing

565 Washington Ave.

Albany, NY 12206-2125

**Lead Based Paint Testing:**

Risk Assessment \$250

Collect Wipe & Soil Samples

10 wipes and 2 soil \$120

Risk Assessment Report \$225

Clearance inspection & Wipes

13 wipes (add'l \$325) \$325

**\$920**

**Approval of Minutes:** A motion was made by Councilman Michael McLoughlin and seconded by Councilman Charles Hanehan to accept the minutes of the May 13<sup>th</sup> regular meeting as written.

Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – aye, Councilman Charles Hanehan – aye, Councilman James Jennings – absent. Carried 4 – 0.

**Town Clerk's report for May 2013:** Fees paid to the NYS Dept. of Agriculture and Markets for the Animal Population Control Program \$97.00.00. Fees paid to New York D.E.C. for hunting and fishing licenses \$105.18. Fees paid to the New York State Health Department for Marriage licenses \$67.50. Dog license fees to Supervisor Thomas Wood \$435.00. Clerk fees to Supervisor Thomas Wood \$206.57. Total State and Local Revenues received were \$911.25.

**Zoning Officer's report for May 2013:** 14 Building Permits, 2 Building Permit Renewals, 19 Building Inspections, 5 Certificates of Occupancy, 0 Fire inspections, 2 Complaints, 1 Order to Remedy, 1 Property Maintenance Inspection, and 6 misc. appointments. A check for \$1,820.00 was given to Supervisor Thomas Wood.

**Dog Control officer's report for May 2013:** The report was read by Supervisor Thomas Wood: answered 28 complaints, took 4 dogs to the shelter, 0 bite cases, issued 13 warnings, 5 summonses were issued, and traveled 318 miles.

**Town Court report for May 2013:** The following were closed: 40 Vehicle & Traffic, 18 Criminal/Penal Law, 5 DEC/ENCON, 4 Dog cases, 3 DWI's, 0 Town & Village Ordinance, 2 Small Claims/Civil, 2 Evictions, 0 Bench trials, 2 (case transfers) Divestiture Form sent to County Court, 0 Defendants sentenced to probation, 8 hours of

community service issued, 0 days of jail time issued, 4 Orders of Protection issued, and \$6,369.00 in fees were paid to the NY State Comptroller.

**Historian's report:** Sean Kelleher submitted the following report:

The beginning of the month saw a very important milestone for the community. The National Park had their Grand Unveiling of the Sword Surrender Site and commemorated their 75th Anniversary of becoming a National Park.

This site is very important because it the location that a complete British army surrendered to the upstart Americans. This is the first time in world history that a complete British army surrendered. Surrender of General Burgoyne, by John Trumbull was one of the four revolutionary period scenes were commissioned by Congress in 1817. Congressman Paul Tonko mentioned at the site dedication that during the late night sessions of Congress, he often finds himself a quiet spot for reflection in the Rotunda in front of the painting. This site is of national significance and the work being done could only be possible because of the help and leadership of Supervisor Wood and the Hudson-Hoosic Historic Partnership.

Following up with the dedication, there will be a fundraising campaign to raise the \$500,000 necessary to improve the site. A bronze bas-relief plaque of the Burgoyne Surrender has been developed for the site. However before the site is open, the relief is going to travel to a couple of locations to show it off and raise awareness of the fundraising campaign. The first site that it will visit has been identified as the lobby of our Town Hall.

In addition, Historian Sean Kelleher has been working with the Park Service, Lakes to Locks Passage and Highway Superintendent Don Ormsby to identify grant opportunities to repave and improve Schuyler Street so that visitors and pedestrians can interconnect with other sites in the area.

The next meeting of the Heritage Hunters of Saratoga County will be on Saturday, June 15, at 1pm at Town Hall. Bill Greer, a trustee of the New Netherlands Institute, will present, "Sex and the City: The Early Years". Bill will talk about the bawdy world of Dutch New York from 1624 to 1664 through anecdotes of real people and events. He will discuss the art, literature and folklore of the era and how this culture engendered an independent streak that fueled a rebellion of the common people against their rulers. This conflict, many historians argue, laid the foundation for the pluralistic, freedom-loving society that America became.

The Old Saratoga Historical Association will meet on Thursday, June 27 at 7 pm for a guided tour at the Stillwater Blockhouse. If you wish to picnic, be at the blockhouse on Route 4 at 6 pm.

**Assessor's report:** Victoria Hayner submitted the following for May 2013:

The Board of Assessment Review met on May 28th and 5 town residents attended to grieve their assessments. There were also a couple of mail in grievances and a couple of corrections/stipulations presented for approval by the Board.

After receiving the decisions by the Grievance Board, we will input that data for the assessment roll. The Final Roll for 2013 will be available July 1<sup>st</sup>.

The Assessor's Office will be open from June 10 – mid-October on Tuesday and Wednesday from 9:00 AM until 1:00 PM. The Assessor will be in the office those days and we will not use a clerk for that period of time.

**Highway Superintendent's report for May 2013:**

- ❖ Started mowing at roadside ditches.
- ❖ Regraded some dirt roads.
- ❖ Addressed box, body repairs and paint on truck #6.
- ❖ Placed base blacktop on parts of Hanehan and Fitch Road.
- ❖ Finished blacktop seal coat on Fitch Road, shoulders are left to address.
- ❖ Addressed potholes on Ruckytuck Road.
- ❖ Placed a 45 mph sign on Grange Hall Road.
- ❖ We have received our new plow truck.

**Supervisor's report: SUPERVISOR'S REPORT May 2013**

<b>GENERAL FUND – TOWNWIDE (A FUND)</b>	
Balance on hand MAY 1	\$ 1,137,517.16
MAY Revenues	+ 101,052.51
MAY Disbursements	<u>- 64,526.79</u>
Balance MAY 31	\$ 1,174,042.88

<b>GENERAL FUND – OUTSIDE VILLAGE (B FUND)</b>	
Balance on hand MAY 1	\$ 920,384.70
MAY Revenues	+ 3,863.01
MAY Disbursements	<u>- 17,630.96</u>
Balance MAY 31	\$ 906,616.75

<b>HIGHWAY FUND – OUTSIDE VILLAGE (DB FUND)</b>	
Balance on hand MAY 1	\$1,120,201.34
MAY Revenues	+ 92,059.33
MAY Disbursements	<u>- 67,289.62</u>
Balance MAY 31	\$1,144,971.05

<b>SCHUYLER PARK CAPITAL PROJECT</b> MAY 31	\$ 132,801.02
<b>YOUTH RECREATION &amp; SERVICE</b> MAY 31	\$ 1,690.29
<b>HIGHWAY EQUIPMENT RESERVE</b> MAY 31	\$ 12,878.82
<b>BUILDING RESERVE</b> MAY 31	\$ 42,451.72
<b>SCENIC BY WAYS GRANT</b> MAY 31	\$ 310.53
<b>PARK RESERVE</b> MAY 31	\$ 51,956.55
<b>CDBG2 FUND</b> MAY 31	\$ 0.00

- ❖ **Sales Tax Received – May 2013 - \$ 91,873**
- ❖ **Mortgage Tax – April 2013 - \$8,859**
- ❖ **Old Town Hall Update – The Contract is complete for the Demolition Dollars. The money should follow shortly. We have a preliminary document for the sale of the old town hall to the NYS Parks & Recreation Department.**
- ❖ **The old Highway Garage Demolition & old Town Hall Demolition RFPs are out. Bids are due 7/1, opening will be 7/2, and awards will be made 7/8.**

**Public comments on agenda items:** No one addressed the board.

**Committee reports:**

**Landfill :** No report.

**Insurance:** Building Liability Ins – renewal date 8/13 – Dave Meager is getting quotes from other companies and NYMIR; CDPHP – Active Employees and Pre-Medicare Retirees - August renewal- Phil Klein will be at the July meeting with Health Insurance Options; MVP Gold (Retirees with Medicare)– January 1 renewal

**Youth: Councilman Michael McLoughlin** stated that the town has contracted with the Christ the King Spiritual Life Center, Town of Easton, to run the swim program. The program will run from July 2<sup>nd</sup> through August 2<sup>nd</sup>. The sign-up sheets will be at school this week. Sign-ups can be made at Curtis Lumber through June.

**Senior Citizens: The Old Saratoga Seniors** met for a regular meeting May 15<sup>th</sup> with 47 members attending. The election of officers took place. The next meeting will be in the fall on September 18<sup>th</sup>.

**Park Committee: No report.**

**Office of Emergency Management: No report.**

**GSES, QSFD, SLPID/SLA Reports:**

**GENERAL SCHUYLER EMERGENCY SQUAD: Chris Benn reported the following** monthly report for May 2013

Town of Saratoga	25
Town of Northumberland	3
Village of Schuylerville	17
Village of Victory Mills	10
Mutual Aid - Wilton	6
Mutual Aid – Easton/Greenwich	1
ALS Assist – Salem	<u>1</u>
<b>Total number of calls for May 2013</b>	<b>63</b>

**Total calls year-to-date** 268

**Highlights:**

- ❖ Regatta Coverage – 4 days of coverage- 7 patients transported
- ❖ Covered Dave Mathew’s Band Concert – transported 3 from Lee’s Park
- ❖ June events- 2<sup>nd</sup> Annual Car Show on Sunday, June 9<sup>th</sup>, Hudson Crossing Triathlon, and Sundae on the Farm
- ❖ Future Training- Wilderness Extrication and Farm Medic & Rescue (Councilman Charles Hanehan offered the use of his farm for the training.)

**QUAKER SPRINGS FIRE DEPARTMENT: Chief Donald Ormsby Jr.** reported that they have responded to 38 calls year-to-date.

**Old business:**

- ❖ NYS Department of Transportation has approved the speed limit reduction request on County Route 338 to 45 mph.
- ❖ NYS Department of Transportation has approved the speed limit reduction request on Grange Hall Road to 45 mph. Highway Superintendent Don Ormsby Jr. noted that the sign has been installed.

**New business:**

On a motion by Councilman Fred Drumm and seconded by Councilman Michael McLoughlin the following **Resolution #13-72 – Transfer of Funds- \$20,000 from Parks A7110.4 to Schuyler Park H5031** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – aye, Councilman Charles Hanehan – aye, Councilman James Jennings – absent. Carried 4 – 0.

**RESOLVED**, by the Town Board of the Town of Saratoga to transfer \$20,000 from Parks #A7110.4 to Schuyler Park #H5031 as budgeted.

On a motion by Councilman Charles Hanehan and seconded by Councilman Fred Drumm the following **Resolution #13-73 – Mass Gathering Permit #4 – Sundae on the Farm** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – aye, Councilman Charles Hanehan – aye, Councilman James Jennings – absent. Carried 4 – 0.

**WHEREAS**, the Town Board of the Town of Saratoga has received and reviewed the application for a Mass Gathering Permit by the Saratoga County Ag Promotion Committee, 50 West High Street, Ballston Spa, NY 12020 for **Sundae on the Farm, on Sunday, June 16<sup>th</sup> at McMahon’s Thoroughbreds, Fitch Road from noon to 4:00 p.m. The estimated number of people attending is 4,000; and**

**WHEREAS**, the required information has been submitted, as required by Local Law #2 of 2006; and

**WHEREAS**, the Town Board of the Town of Saratoga has held a public hearing on June 10, 2013 for input by interested persons; and

**WHEREAS**, the event is desirable for the town; therefore be it

**RESOLVED**, by the Town Board of the Town of Saratoga that the permit is granted.

On a motion by Councilman Michael McLoughlin and seconded by Councilman Fred Drumm the following **Resolution #13-74 – Speed Limit Reduction Request – Southard Road** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – aye, Councilman Charles Hanehan – aye, Councilman James Jennings – absent.

Carried 4 – 0.

**WHEREAS**, the Town Board of the Town of Saratoga has a request and petition from residents concerning the speed of motor vehicles on Southard Road in the Town of Saratoga; and

**WHEREAS**, the Town Board of the Town of Saratoga believes such request to be well-founded; now, therefore be it

**RESOLVED**, that the New York State Department of Transportation is hereby requested to review and study the conditions on Southard Road in the Town of Saratoga, between Burke Road and Wagmans Ridge Road; and, be it further

**RESOLVED**, that based upon its findings and at the request of the Town Board of the Town of Saratoga, the New York State Department of Transportation is requested to reduce the speed limit from 55 mph to 40 or 45 mph on said road.

On a motion by Councilman Charles Hanehan and seconded by Councilman Fred Drumm the following **Resolution #13-75 – Zoning Board of Appeals Alternate Appointment** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – aye, Councilman Charles Hanehan – aye, Councilman James Jennings – absent.

Carried 4 – 0.

**WHEREAS**, the Alternate Member position on the Zoning Board of Appeals is vacant; therefore be it

**RESOLVED**, that the Town Board of the Town of Saratoga appoints Christopher Benn for the remainder of the five year term of Alternate Zoning Board of Appeals member John Deyoe from 06/10/2013 – 12/31/2013.

On a motion by Councilman Fred Drumm and seconded by Councilman Charles Hanehan the following **Resolution #13-76 – Accept Proposal for Administration of HOME, CDBG Grant** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – aye, Councilman Charles Hanehan – aye, Councilman James Jennings – absent.

Carried 4 – 0.

**WHEREAS**, the town board of the Town of Saratoga recognizes the need for the Administration and Program Delivery of HOME, CDBG Grant and/or other federal or state funded residential housing rehabilitation and manufactured home replacement; and

**WHEREAS**, bids were solicited via advertising in the *Saratogian* on April 25th; therefore be it

**RESOLVED**, that the lowest and sole proposal from Community Development Resources, LLC, 690 Saratoga Road, Burnt Hills, NY 12027 in the amount of \$25,000 for Program Administration and \$2,000 per completed unit Project Delivery be accepted for the Administration and Program Delivery of HOME, CDBG Grant and/or other federal or state funded residential housing rehabilitation and manufactured home replacement pending review and approval by Attorney William Reynolds that the bid specifications are met.

On a motion by Councilman Michael McLoughlin and seconded by Councilman Fred Drumm the following **Resolution #13-77 – Accept Proposal for Lead Based Paint Testing and/or Energy Audit Services for Compliance with Community Development Programs** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – aye, Councilman Charles Hanehan – aye, Councilman James Jennings – absent.  
Carried 4 – 0.

**WHEREAS**, the town board of the Town of Saratoga recognizes the need for a Consultant/Firm for Lead Based Paint Testing and/or Energy Audit Services for Compliance with Community Development Programs; and

**WHEREAS**, bids were solicited via advertising in the *Saratogian* on April 25th; therefore be it

**RESOLVED**, that the proposals for both services be accepted from Flatley Read, LLC, PO Box 104, Schuylerville, NY 12871 in the amount of \$650 Risk Assessment and \$350 Clearance for a Consultant/Firm for Lead Based Paint Testing and for Energy Audit Services- \$500 Initial Whole House Energy Audit, and \$250 Post-Rehabilitation Blower Door test (if applicable) for Compliance with Community Development Programs pending review and approval by Attorney William Reynolds that the bid specifications are met.

**Supervisor Thomas Wood** explained that due to a clerical coding error the Schuylerville Village taxes were not billed to us on the north wing tenant portion of the building and not paid from 2010 forward. Bills will be sent to tenants for their portion of the taxes, so much of the cost will be recouped. The 2010 bill and the 2013 tax bills will be paid now. The remainder will be budgeted for and paid in 2014.

On a motion by Councilman Michael McLoughlin and seconded by Councilman Fred Drumm the following **Resolution #13-78 – Transfer of Funds - \$12,000 from Contingency A1990.4 to Taxes A1950.4** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – aye, Councilman Charles Hanehan – aye, Councilman James Jennings – absent.  
Carried 4 – 0.

**WHEREAS**, the expenditures for the Tax Account A1950.4 has exceeded the budgeted amounts; therefore be it

**RESOLVED**, by the Town Board of the Town of Saratoga to transfer \$12,000 from A1990.4 Contingency to A1950.4 Taxes.

#### **Communications:**

- ❖ **Sundae on the Farm** – June 16<sup>th</sup> Noon – 4 p.m. McMahon's Thoroughbreds, Fitch Road
- ❖ **NYS Department of Transportation** has notified the town of a traffic detour due to repairs to the structural steel on the Route 4 Bridge over the Hudson River in the Towns of Greenwich and Northumberland between July 5<sup>th</sup> and August 5<sup>th</sup>.
- ❖ Invitation to the board to take part in the **Nineteenth Annual Turning Point Parade** scheduled for Sunday, August 4<sup>th</sup> at 1:00 p.m.



**Privilege of the floor: Geraldine Freedman and Thomas R. Drew Sr.** addressed the board with questions.

**Upcoming meetings:**

- ❖ **Agenda meeting – Tuesday, July 2, 2013 at 7:00 p.m. (Change due to the 4<sup>th</sup> of July Holiday)**
- ❖ **Regular town board meeting – Monday, July 8, 2013 at 7:00 p.m.**

**Audit the Bills:** On a motion by Councilman Charles Hanehan and seconded by Councilman Fred Drumm the following **Resolution #13-79 Approving the payment of bills in Abstract 6G** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – aye, Councilman Charles Hanehan – aye, Councilman James Jennings – absent Carried 4 – 0.

**RESOLVED**, by the Town Board of the Town of Saratoga to authorize payment of the bills listed in Abstract 6G (06/10/2013) in the following amounts:

<b>General Fund A</b>	<b>Voucher No. 208 through 238</b>	<b>\$ 22,018.68</b>
<b>General Fund B</b>	<b>Voucher No. 25 through 31</b>	<b>\$ 775.81</b>
<b>Highway DB</b>	<b>Voucher No. 120 through 137</b>	<b>\$ 341,849.19</b>
<b>Schuyler Park H</b>	<b>Voucher No. 9</b>	<b>\$ 414.72</b>
<b>Youth</b>	<b>Voucher No. 1</b>	<b>\$ 300.00</b>
	<b>Grand Total</b>	<b>\$ 364,253.52</b>

**A motion to adjourn at 8:30 p.m.** was made by Councilman Fred Drumm and seconded by Councilman Michael McLoughlin. Supervisor Thomas Wood – aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – aye, Councilman Charles Hanehan - aye, Councilman James Jennings – absent Carried 4 – 0.

Respectfully Submitted,

Ruth Drumm  
Town Clerk