

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

**May 13, 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 Charles Hanehan- present, Councilman Michael McLoughlin – present, Councilman James Jennings – present

**Also present:** Deputy Town Clerk Linda McCabe, Attorney for the Town Bill Reynolds, Zoning Officer Gil Albert, Highway Superintendent Don Ormsby Jr., Sean Kelleher, Geraldine Freedman, Thomas R. Drew Sr., Chris Benn, Wendy Lukas, and Patricia Pierce

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

- ❖ **Major Felipe Moon, Saratoga County Director of Veterans Service Agency-** addressed the board and residents. He gave highlights of what is offered to Veterans as follows: Veterans Justice Outreach, Veterans Employment Task Force, Wounded Warriors Project, and Peer to Peer Kickoff Event. He is also putting together the Saratoga County Veterans Alliance. He added that he can be reached at 884-4116 or call 884-4115 if help with programs or claims is needed.

**Approval of Minutes:** A motion was made by Councilman James Jennings and seconded by Councilman Charles Hanehan to accept the minutes of the April 8<sup>th</sup> regular meeting as written.

Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye. Carried 5 – 0.

**Town Clerk's report for April 2013:** Fees paid to the NYS Dept. of Agriculture and Markets for the Animal Population Control Program \$108.00.00. Fees paid to New York D.E.C. for hunting and fishing licenses \$242.82. Fees paid to the New York State Health Department for Marriage licenses \$0. Dog license fees to Supervisor Thomas Wood \$465.00. Clerk fees to Supervisor Thomas Wood \$105.98. Total State and Local Revenues received were \$936.80.

**Zoning Officer's report for April 2013:** 3 Building Permits, 0 Building Permit Renewals, 6 Building Inspections, 3 Certificates of Occupancy, 0 Fire inspections, 4 Complaints, 3 Orders to Remedy, 0 Property Maintenance Inspections, and 6 misc. appointments. A check for \$3,397.00 was given to Supervisor Thomas Wood.

**Dog Control officer's report for April 2013:** The report was read by Supervisor Thomas Wood: answered 29 complaints, took 1 dog to the shelter, 0 bite cases, issued 18 warnings, 4 summonses were issued, and traveled 115 miles.

**Town Court report for April 2013:** The following were closed: 55 Vehicle & Traffic, 17 Criminal/Penal Law, 2 DEC/ENCON, 1 Dog case, 0 DWI's, 0 Town & Village Ordinance, 0 Small Claims/Civil, 7 Eviction, 0 Bench trials, 1 (case transfers) Divestiture Form sent to County Court, 2 Defendants sentenced to probation, 0 hours of community service issued, 0 days of jail time issued, 4 Orders of Protection issued, and \$9,210.00 in fees were paid to the NY State Comptroller.

**Historian's report:** No report.

**Assessor's report:** Victoria Hayner submitted the following for May 2013: The 2013 Tentative Assessment Roll was available May 1st for the Public to view. I will sit with the roll Monday, May 13th, from 4:00 PM – 7:00 PM, Tuesday and Thursdays from 9:00 AM – 1:00 PM and Saturday, May 18<sup>th</sup> from 1:00 PM – 4:00 PM, as required by law.

The Board of Assessment Review is scheduled to meet on May 28th between 4:00 – 8:00 PM. Property owners are seen on a first come-first serve basis.

I would like to once again extend my thanks and appreciation to Dorothy Lavazzo, my clerk, who has been a real support to this office and the townspeople. She is truly a treasure and I enjoy working with her. She will have a well-deserved summer off, but anticipates returning in the fall.

**Highway Superintendent's report for April:**

- ❖ Clearing brush along the sides of the roads.
- ❖ Cleaning the road intersections with the sweepers.
- ❖ We've removed the plow frames from the trucks.
- ❖ Have done crack sealing on Eagles Way, Musket Drive, Russell Road, Casey Road, Mezzera Road and Hill Road.
- ❖ We have been ditching on Hanehan and Fitch Road.
- ❖ Working on culvert replacements on Hanehan Road.
- ❖ Kubricky Construction has reclaimed parts of Hanehan and Fitch road to prepare for new blacktop.
- ❖ Sent two men to inspect the new truck box install for equipment placement. We should be receiving the truck within two weeks.

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

<b>GENERAL FUND – TOWNWIDE (A FUND)</b>	
Balance on hand APRIL 1	\$ 1,145,812.68
APRIL Revenues	+ 46,437.98
APRIL Disbursements	- 54,733.50
Balance APRIL 30	\$ 1,137,517.16

**GENERAL FUND – OUTSIDE VILLAGE (B FUND)**

Balance on hand APRIL 1	\$ 921,403.69
APRIL Revenues	+ 1,957.18
APRIL Disbursements	- <u>2,976.17</u>
Balance APRIL 30	\$ 920,384.70

**HIGHWAY FUND – OUTSIDE VILLAGE (DB FUND)**

Balance on hand APRIL 1	\$1,058,672.87
APRIL Revenues	+ 109,226.11
APRIL Disbursements	- <u>47,697.64</u>
Balance APRIL 30	\$1,120,201.34

**SCHUYLER PARK CAPITAL PROJECT APRIL 30** \$ 113,226.28

**YOUTH RECREATION & SERVICE APRIL 30** \$ 1,690.00

**HIGHWAY EQUIPMENT RESERVE APRIL 30** \$ 12,876.63

**BUILDING RESERVE APRIL 30** \$ 42,444.51

**SCENIC BY WAYS GRANT APRIL 30** \$ 310.53

**PARK RESERVE APRIL 30** \$ 51,956.55

**CDBG2 FUND APRIL 30** \$ 0.00

- ❖ **Sales Tax Received – April 2013 - \$109,056**
- ❖ **Mortgage Tax – March 2013 - \$12,227.50**
- ❖ **New York State Town Clerks Association awards Town Clerk Ruth Drumm the Registered Municipal Clerk Certification (RMC).**

**Public comments on agenda items: Geraldine Freedman and Wendy Lukas** addressed the board.

**Committee reports:**

**Landfill :** No report.

**Insurance:** No report.

**Youth: Councilman Michael McLoughlin** stated that the town will contract 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>.

**Senior Citizens: The Old Saratoga Seniors** met for a regular meeting April 17<sup>th</sup> with 52 attending. The June 6<sup>th</sup> birthday luncheon plans for Longfellow's were discussed. A trip to Turning Stone is planned for May 8<sup>th</sup>.

The Old Saratoga Seniors met again on May 1st with 45 attending. Billy Joe McConkey from the Saratoga County Office of the Aging was the guest speaker.

**Park Committee: Councilman Fred Drumm** reported that the park is open and busy.

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

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

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

Town of Saratoga	20
Town of Northumberland	9
Village of Schuylerville	19
Village of Victory Mills	4
Mutual Aid - Wilton	2
Mutual Aid - Stillwater	2
Mutual Aid – City of Saratoga Springs	<u>1</u>
<b>Total number of calls for April 2013</b>	<b>57</b>

**Highlights:**

- ❖ On May 11, we held our yearly Red Cross Blood Drive at the building and collected 30 pints and 4 double reds.
- ❖ We have completed three consecutive weekends of Regattas on Fish Creek.
- ❖ We will be meeting on May 23<sup>rd</sup> with GE and Parsons Safety about this year's dredging on the Hudson River.
- ❖ We are planning our 2<sup>nd</sup> Annual Car Show for Sunday, June 9<sup>th</sup> with a rain date of Saturday, June 15<sup>th</sup>.

**QUAKER SPRINGS FIRE DEPARTMENT: Chief Donald Ormsby Jr.** reported that they have responded to 27 calls year-to-date. He added that they covered the three consecutive weekends of Regattas on Fish Creek.

**Old business: None.**

**New business:**

On a motion by Councilman Fred Drumm and seconded by Councilman Michael McLoughlin the following **Resolution #13-62 – Schuyler Park Committee Appointment – 3 yr. – Ian Murray** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye. Carried 5 – 0.

**WHEREAS**, the Town of Saratoga and the Town of Northumberland have entered into a municipal cooperation agreement for the operation of Schuyler Park; and

**WHEREAS**, the Schuyler Park Municipal Cooperation Agreement requires the establishment of a six person committee; three of which are to be residents of the Town of Saratoga and three of which are to be residents of the Town of Northumberland; and

**WHEREAS**, the three year term of Ian Murray is expiring; now therefore be it **RESOLVED**, that Ian Murray be appointed to a three year term, May 12, 2013 through May 11, 2016, on the Schuyler Park Committee.

On a motion by Councilman Fred Drumm and seconded by Councilman Charles Hanehan the following **Resolution #13-63 – Authorization to Enter Into a Swim Program Contract** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye. Carried 5 – 0.

**WHEREAS**, the Town Board has determined that it can no longer operate its own summer swim lesson program due to the lack of pool facilities which will satisfy the NYS Department of Health, and

**WHEREAS**, Christ the King Spiritual Life Center has offered to provide a swim lesson program for Town residents at its facility located at 575 Burton Road, Greenwich NY, it is now therefore

**RESOLVED**, that the Supervisor is authorized to sign a contract with Christ the King Spiritual Life Center to provide swimming lessons to Town residents for the 2013 summer season, and it is further

**RESOLVED**, that the form of such contract shall be subject to prior review and approval by the Attorney for the town.

On a motion by Councilman James Jennings and seconded by Councilman Michael McLoughlin the following **Resolution #13-64 – Bid Acceptance – Schuyler Park Turf Management** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye. Carried 5 – 0.

**WHEREAS**, the town board of the Town of Saratoga recognizes the need turf management at Schuyler Park; and

**WHEREAS**, bids were solicited via advertising in the *Saratogian* on April 4, 2013; and

**WHEREAS**, the Schuyler Park Committee opened all bids on April 17, 2013 and unanimously recommends to both the Town of Northumberland and the Town of Saratoga town boards that the lowest bidder, Collins Turf Services, LLC be awarded the contract; therefore be it

**RESOLVED**, that the lowest bidder of \$19,266.25 from Collins Turf Services, LLC, 200 Fitch Road, Saratoga Springs, NY be accepted for turf grass management for the 2013 season at Schuyler Park pending review and approval by Town Attorney William Reynolds that the bid specifications are met.

On a motion by Councilman Fred Drumm and seconded by Councilman Michael McLoughlin the following **Resolution #13-65 – Amend Budget – CHIPS Increase** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye. Carried 5 – 0.

**WHEREAS**, New York State's adopted 2013-2014 State Budget contains the first increase in Consolidated Highway Improvement Program (CHIPS) funding to the Town of Saratoga in five years; and

**WHEREAS**, the acceptance of this increase in CHIPS funding requires an amendment to the 2013 Town Budget; now therefore, be it

**RESOLVED**, that the 2013 Town of Saratoga Budget is amended as follows:  
Highway Fund:

Appropriations: Increase Account # DB 5112.2 Improvements Capital Outlay by \$30,031.07

Revenues: Increase Account #DB 3501 State Aid CHIPS by \$30,031.07

Budget Impact Statement: None. 100% State Aid

On a motion by Councilman James Jennings and seconded by Councilman Charles Hanehan the following **Resolution #13-66 – Authorization to Sign Legal Documents – Special Grant in the 2009-2010 New York State Budget – Old Town Hall** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye. Carried 5 – 0.

**WHEREAS**, this organization has received a special grant in the 2009-2010 New York State Budget; and

**WHEREAS**, there are specific requirements and regulations governing the expenditure of these funds; now therefore this body

**RESOLVES the following:**

1. Administration of all funds under this grant will be in accordance with all terms and conditions contained in “GUIDELINES to prepare Grant Agreements for non-construction projects \$50,000 and under – Fiscal Year 2013 – 2014,” provided by the New York State Office of Parks, Recreation and Historic Preservation.
2. That Thomas N. Wood III, as Supervisor of the Town of Saratoga, is hereby authorized to sign legal documents on behalf of our organization and that such signature is acknowledgement of the acceptance by this body of compliance with all terms and conditions of the grant agreement, to be executed for the grant.

On a motion by Councilman Fred Drumm and seconded by Councilman Charles Hanehan the following **Resolution #13-67 – Legal Action – Bud Lacy, 674 NYS Route 29** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye. Carried 5 – 0.

**RESOLVED**, that the Town Board of the Town of Saratoga authorizes Town Attorney William Reynolds to bring any necessary legal action against Bud Lacy, 674 NYS Rt. 29, for violation of Local Zoning Law, Article IX, District Uses, operating a business without a permit and his failure to comply with the **Order to Remedy and Stop Work Order** issued on May 6, 2013 by Zoning Officer Gil Albert regarding his business at 674 NYS Route 29.

On a motion by Councilman Fred Drumm and seconded by Councilman Michael McLoughlin the following **Resolution #13-68 - Speed Limit Reduction – Grange Hall Road -45 mph** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye. Carried 5 – 0.

**WHEREAS**, the Town Board of the Town of Saratoga has been notified that the Town of Northumberland is requesting a speed limit reduction on their portion of Grange Hall Road; and

**WHEREAS**, the Town Board of the Town of Saratoga believes such request to be well-founded and that the whole length of Grange Hall Road should have a reduced speed limit; now, therefore be it

**RESOLVED**, that the New York State Department of Transportation is hereby requested to review and study the conditions on the length of Grange Hall Road in the Town of Saratoga, between the Northumberland/Saratoga town line and the intersection of NYS Route 29; 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 45 mph on said road.

On a motion by Councilman Michael McLoughlin and seconded by Councilman James Jennings the following **Resolution #13-69 - Speed Limit Reduction – Co. Rd. 70 to 40 mph** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanahan – no, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye. Carried 4 – 1.

**WHEREAS**, the Town Board of the Town of Saratoga has a request and a petition signed by County Route 70 residents concerning the speed of motor vehicles on County Route 70 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 the length of County Route 70 in the Town of Saratoga, between the Stillwater/Saratoga town line and the intersection of County Route 70 and County Route 71; 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 mph on said road.

On a motion by Councilman Fred Drumm and seconded by Councilman Michael McLoughlin the following **#13-70 - Speed Limit Reduction – Co. Rd. 42 (Lock 5) -30 mph** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanahan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye. Carried 5 – 0.

**WHEREAS**, the Town Board of the Town of Saratoga has been notified that the Town of Northumberland is requesting a speed limit reduction on their east end of County Route 42 (Lock 5); and

**WHEREAS**, the Town Board of the Town of Saratoga believes such request to be well-founded and that the whole length of County Route 42 should have a reduced speed limit due to the proximity of the Hudson Crossing Park; now, therefore be it

**RESOLVED**, that the New York State Department of Transportation is hereby requested to review and study the conditions on the length of County Route 42 in the Town of Saratoga, between the Northumberland/Saratoga town line and the intersection of NYS Routes 4 & 32; 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 30 mph on said road.

#### **Communications:**

- ❖ Invitation to the Board to participate in the Post #278 Olde Saratoga American Legion **Memorial Day Parade** on Monday, May 27<sup>th</sup> at 9:00 a.m.

- ❖ **Sundae on the Farm** – June 16<sup>th</sup> Noon – 4 p.m. McMahan’s Thoroughbreds, Fitch Road
- ❖ **The National Center for Health Statistics** will be conducting a major study of the health of persons living in the United States. Saratoga County has been selected as one of the survey locations. A sample of about 525 people from Saratoga County will be asked to participate in the survey from May 14<sup>th</sup> through July 29<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.
- ❖ **Proclamation** from the Saratoga County Board of Supervisors commending and congratulating the towns of Ballston, Halfmoon, Saratoga, and Stillwater on their 225<sup>th</sup> anniversary of formation and for the important role they have played in the history of Saratoga County.
- ❖ **75<sup>th</sup> Anniversary of the National Park System ceremony** will be held June 1<sup>st</sup> at the Sword Surrender Site, Schuyler St.

**Privilege of the floor: Thomas Drew and Pat Pierce** addressed the board.

**Upcoming meetings:**

- ❖ **Agenda meeting – Thursday, June 6, 2013 at 7:00 p.m.**
- ❖ **Regular town board meeting – Monday, June 10, 2013 at 7:00 p.m.**

**Audit the Bills:** On a motion by Councilman Fred Drumm and seconded by Councilman Charles Hanehan the following **Resolution #13-71 Approving the payment of bills in Abstract 5G** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye Carried 5 – 0.

**RESOLVED**, by the Town Board of the Town of Saratoga to authorize payment of the bills listed in Abstract 5G (05/13/2013) in the following amounts:

<b>General Fund A</b>	<b>Voucher No. 132 through 170</b>	<b>\$ 20,840.30</b>
<b>General Fund B</b>	<b>Voucher No. 25 through 31</b>	<b>\$ 13,295.76</b>
<b>Highway DB</b>	<b>Voucher No. 70 through 89</b>	<b>\$ 29,149.90</b>
<b>Schuyler Park H</b>	<b>Voucher No. 2 through 4</b>	<b>\$ 425.26</b>
	<b>Grand Total</b>	<b>\$ 63,711.22</b>

**A motion to adjourn at 9:23 p.m.** was made by Councilman James Jennings and seconded by Councilman Charles Hanehan. Supervisor Thomas Wood – aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan - aye, Councilman Michael McLoughlin – aye, Councilman James Jennings – aye Carried 5 – 0.

Respectfully Submitted,

Ruth Drumm  
Town Clerk