

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

**August 11, 2014
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 - absent, Councilman Charles Hanahan- present, Councilman James Jennings – present

Also present: Deputy Town Clerk Linda McCabe, Highway Superintendent Don Ormsby Jr, Zoning Officer Gil Albert, Attorney for the Town Bill Reynolds, Chris Benn, Sherry Doubleday, Thomas R. Drew Sr., Paul Shaver, Turning Point Parade Committee Members: Byron Peregrim, Pat Eustis, Jenni Allen, Jean Driscoll, John Tedder and Paul Chojnacki.

Recognitions/Presentations/ Bid openings/ Public Hearings:

Supervisor Thomas Wood thanked the Turning Point Parade Committee members for all their hard work putting the parade together and presented them with the following resolution:

On a motion by Supervisor Thomas Wood and seconded by Councilman Charles Hanahan the following Resolution #14-80 Turning Point Parade Committee Commendation was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanahan – aye, Councilman Michael McLoughlin – absent, Councilman James Jennings – aye. Carried 4 – 0.

WHEREAS, the Turning Point Parade Committee is composed of numerous hard working, highly motivated, dedicated, community spirited individuals from the Village of Schuylerville and the Town of Saratoga, and

WHEREAS, they devote countless hours all year long planning for the annual Turning Point Parade Weekend, and

WHEREAS they have worked together coordinating 20 consecutive, highly successful parades, and

WHEREAS, the parade and weekend events conducted on August 2-3, 2014 were the biggest and best to date, and

WHEREAS, the Turning Point Parade activities have been expanded to include activities including musical entertainment, Drum Corps exhibition, a carnival, and fireworks, and

WHEREAS, the parade and related activities brought thousands of people to the Village of Schuylerville, and

WHEREAS, the Parade focused attention and reminded residents of the historical importance of the Schuylerville area in the American fight for freedom and independence, and

WHEREAS, the Turning Point Parade is an integral component of the renewal and revitalization efforts taking place in Schuylerville, and

WHEREAS, the parade activities bring residents of the area together promoting a spirit of community and a hometown pride, now therefore be it

RESOLVED, that the Town Board of the Town of Saratoga does hereby recognize and honor to the highest degree possible all of the members of the Turning Point Parade Committee for their service to the Village of Schuylerville and the Town of Saratoga, and be it further

RESOLVED, that the Town of Saratoga continues to encourage and vigorously supports the Turning Point Parade Committee and their efforts.

Public Hearing on Local Law #2 of 2014 - Code of Ethics: Supervisor Thomas Wood explained that our Code of Ethics was adopted in 1971 and needs an update. He noted that the new Code presented tonight was recommended by the State Comptroller's Office.

Proof of advertising having been provided Supervisor Thomas Wood opened the public hearing at 7:07 p.m.

Paul Shaver suggested that an educational session be held when the employees are provided their copy so that it is fully understood.

All persons wishing to speak were heard. Supervisor Thomas Wood made a motion to close the public hearing at 7:10 p.m. seconded by Councilman Charles Hanehan.

Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – absent, Councilman James Jennings – aye. Carried 4 – 0. The resolution to adopt the Code of Ethics will be addressed under New Business.

Approval of Minutes: A motion was made by Councilman Charles Hanehan and seconded by Councilman Fred Drumm to accept the minutes of the July 14th regular meeting as written. Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – absent, Councilman Charles Hanehan – aye, Councilman James Jennings – aye. Carried 4 – 0.

Town Clerk's report for July 2014: Fees paid to the NYS Dept. of Agriculture and Markets for the Animal Population Control Program \$71.00. Fees paid to New York D.E.C. for hunting and fishing licenses \$94.48. Marriage License fees to NYS Department of Health \$67.50. Dog license fees to Supervisor Thomas Wood \$315.00. Clerk fees to Supervisor Thomas Wood \$120.02. Total State and Local Revenues received were \$668.00. Town Clerk Ruth Drumm added that they have been busy issuing *Certificates of Residence* for Community College bound students. She also added that Hunting Licenses are now on sale, Monday, August 12th, with Doe permits available through close of business, October 1st.

Zoning Officer's report for July 2014: 13 Building Permits, 15 Building Inspections, 12 Certificates of Occupancy, 0 Junk Yard Permits, 3 Complaints, 0 Fire inspections, 0 Orders to Remedy, 3 misc. appointments, 3 Building Permit Renewals, and 0 Property Maintenance Inspections. A check for \$2,332.50 was given to Supervisor Thomas Wood.

Dog Control Officer's report for July 2014: answered 25 complaints, took 1 dog to the shelter, 3 bite cases, issued 14 warnings, 3 summonses were issued, and traveled 157 miles.

Town Court report for July 2014: The following were closed: 41 Vehicle & Traffic, 8 Criminal/Penal Law, 8 DEC/ENCON, 3 Dog cases, 0 DWIs, 0 Town & Village Ordinances, 0 Small Claims/Civil, 2 Evictions, 0 Bench trials, 1 (case transfers) Divestiture Forms sent to County Court, 0 Defendants sentenced to probation, 0 hours of community service issued, 0 days of jail time issued, 5 Orders of Protection issued, and \$6,029.00 in fees were paid to the NY State Comptroller.

Historian's report: No report.

Assessor's report: Victoria Hayner submitted the following for August 2014:

During the month of June and July we processed 23 sales transfers. 13 transfers were valid sales and 10 were non-valid. The sales represented (12) residential properties and (10) were vacant land and (1) commercial property.

I have 1 small claims hearing which is scheduled for August 5, 2014; 2 other small claim hearings yet to be scheduled.

The Assessor's Office is open Tuesday and Wednesday mornings from 9:00 AM – 1:00 PM through November and we continue to make ourselves available to property owners that may have a concern regarding the inventory on their property.

Highway Superintendent's report for July:

- ❖ General mowing, road patching and sign repair
- ❖ Addressing roadside washouts
- ❖ Crack sealed at Hayes and Burke Roads
- ❖ Repainted parking lot stripes at town hall
- ❖ Mowed back at the canal and tow path for Schuylerville
- ❖ Replaced culverts and have been ditching on Duell Road
- ❖ Used a rented paver for shimming on Duell, Wagmans Ridge, Brown and Ruckytuck Roads
- ❖ Paved on Phillips, Garage and Hughes Roads

Supervisor's report: SUPERVISOR'S REPORT JULY 2014

GENERAL FUND – TOWNWIDE (A FUND)

Balance on hand JULY 1	\$ 1,095,551.07
JULY Revenues	+ 12,832.02
JULY Disbursements	- <u>46,606.37</u>
Balance JULY 31	\$ 1,061,776.72

GENERAL FUND – OUTSIDE VILLAGE (B FUND)

Balance on hand JULY 1	\$ 978,357.16
JULY Revenues	+ 7,226.70
JULY Disbursements	- <u>3,265.71</u>
Balance JULY 31	\$ 932,318.15

HIGHWAY FUND – OUTSIDE VILLAGE (DB FUND)

Balance on hand JULY 1	\$ 1,008,712.92
JULY Revenues	+ 136,301.15
JULY Disbursements	- <u>39,313.72</u>
Balance JULY 31	\$1,105,700.35

SCHUYLER PARK CAPITAL PROJECT JULY 31 \$ 201,791.55

YOUTH RECREATION & SERVICE JULY 31 \$ 1,409.59

HIGHWAY EQUIPMENT RESERVE JULY 31	\$ 12,901.37
BUILDING RESERVE JULY 31	\$ 39,530.73
SCENIC BY WAYS GRANT JULY 31	\$ 310.73
PARK RESERVE JULY 31	\$ 51,956.55

- ❖ **Sales Tax Received – July 2014 - \$136,152**
- ❖ **Mortgage Tax – June 2014 - \$13,474**

Public comments on agenda items: **Thomas R. Drew Sr.** addressed the board.

Committee reports:

Landfill: No report.

Insurance: No report.

Youth: **Supervisor Thomas Wood** reported that 21 youths enrolled in the Swim Program.

Senior Citizens: **Councilman James Jennings** reported that the Quaker Springs Sunshiners' trip was today. They went to the Riverview Inn for an indoor country BBQ with entertainment.

Schuyler Park Committee: **Councilman Fred Drumm** reported that another full size field is needed. Plans for the expansion are being worked on.

Office of Emergency Management: **Sherry Doubleday** reported that she documented the hail storm on Friday, August 8th and it will be filed in the OEM office with pictures.

The OEM meetings were changed to the last Monday of the month at 7 p.m. The first attempt was feeble. We need to attract more members. Supervisor Thomas Wood and I will be studying buildings at risk in the town. Those that have a good number of people and could possibly have a lockdown situation because of a nearby incident.

Carl Zielman, Saratoga County EMS, was present to give a seminar on Hyper-Reach, which is the Reverse 911 Program. The town will be doing our own calling for Reverse 911 calls such as boil water advisories, etc.

All supplies in the storage area will be recounted this September to assess what is still needed.

We will be offered a disaster trauma training class in Stillwater this fall.

GSES, QSFD, SLPID/SLA Reports:

General Schuyler Emergency Squad: **Chris Benn** reported that there were 43 calls in July; 19 for Town of Saratoga; 7 for Town of Northumberland; 15 for the Village of Schuylerville; 1 for Victory Mills; and 1 ALS intercept for Easton/Greenwich.

The call volume is similar to 2013. We are excited about our new website, check us out at **generalschuylerems.org**.

Our solar project has started and should be done by the end of the week. It should help offset taxpayer costs.

Quaker Springs Fire Department: No report.

Old business: None.

New business:

On a motion by Councilman Fred Drumm and seconded by Councilman James Jennings the following **Resolution #14-77 - Standard Work Day Reporting** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – absent, Councilman Charles Hanehan – aye, Councilman James Jennings – aye. Carried 4 – 0.

BE IT RESOLVED, that the Town of Saratoga hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees’ Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Social Security Number (Last 4 digits)	Registration Number	Standard Work Day (hrs/day)	Term Begins/Ends	Participates In Employer’s Time Keeping System (Y/N)	Days/ Month (based on Record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not Submitted (Check box if no record of activities completed or timekeeping system)
Elected Officials									
Appointed Officials									
Zoning Officer	Gilman Albert	4744	42340364	6	01/01/2014-12/31/2014	N	11.00		
Deputy Town Clerk	Linda McCabe	6475	41052796	6	01/01/2014-12/31/2014	N	21.33		
Justice Clerk	Bonnie Williams	4494	40982720	6	01/01/2014-12/31/2014	Y			
Justice Clerk	Lisa Relyea	9992	37757259	6	01/01/2014-12/31/2014	Y			
Historian	Sean Kelleher	1060	38892964	6	01/01/2014-12/31/2014	N	5.00		
Assessor	Victoria Hayner	0813	40811622	6	10/01/2013-09/30/2019	N	7.58		

On a motion by Councilman Fred Drumm and seconded by Councilman Charles Hanehan the following **Resolution #14-79 - Adopt Local Law #2 of 2014 - Code of Ethics** was introduced. **Supervisor Thomas Wood explained that our Code of Ethics was adopted in 1971 and needs an update. He noted that the new Code presented tonight was recommended by the State Comptroller's Office.** Supervisor Thomas Wood asked if there was any further discussion. Councilman James Jennings stated that he would like language from the Town of Milton's Code regarding political solicitations. **Councilman James Jennings made a motion to amend the code as follows: 1. No town officer or employee shall hold any office in a political party or political organization. 2. No town officers or Town employees shall serve as a committeeperson of any political party or political organization. 3. Nothing contained herein shall prevent those Town officers and Town employees who, as of the effective date of this Code of Ethics, currently serve as committeepersons, or who currently hold an office in a political party or political organization, from continuing to do so. Those people shall be grandfathered in and allowed to remain in their current positions. However, they shall be prohibited from seeking additional or different political positions in the future.**

There was no second to the motion. The motion dies for lack of a second.

The following Resolution #14-79 - Adopt Local Law #2 of 2014 - Code of Ethics was adopted by roll call vote Supervisor Thomas Wood – aye, Councilman Fred Drumm - aye, Councilman Michael McLoughlin – absent, Councilman Charles Hanehan – aye, Councilman James Jennings – no. Carried 3 – 1.

WHEREAS, article 18 of the General Municipal Law prohibits the officers and employees of a municipality from having certain conflicts of interest, and

WHEREAS, section 806 of the General Municipal Law requires the governing body of each county, city (other than the City of New York), town, village, school district and fire district¹ to adopt a code of ethics that sets forth for the guidance of its officers and employees standards of conduct reasonably expected of them, and

WHEREAS, section 806 of the General Municipal Law also authorizes the governing body of any other municipality to adopt such a code of ethics, and

WHEREAS, a code of ethics adopted by the governing body of a municipality must set forth standards of conduct for the guidance of the officers and employees of the municipality with respect to disclosure of interests in legislation before the local governing body, holding of investments in conflict with official duties, private employment in conflict with official duties, future employment, and such other standards as may be deemed advisable; **NOW, THEREFORE, BE IT**

RESOLVED, that the Town Board of the Town of Saratoga hereby repeals the old code of ethics and adopts this code of ethics to read as follows:

Section 34-1. Purpose.

Officers and employees of the Town of Saratoga hold their positions to serve and benefit the public, and not for obtaining unwarranted personal or private gain in the exercise and performance of their official powers and duties. The Town Board of the Town of Saratoga recognizes that, in furtherance of this fundamental principle, there is a need for clear and reasonable standards of ethical conduct. This code of ethics establishes those standards.

Section 34-2. Definitions.

- (a) “Board” means the governing board of a municipality and any municipal administrative board (e.g. planning board, zoning of board of appeals), commission, or other agency or body comprised of two or more municipal officers or employees.
- (b) “Code” means this code of ethics.
- (c) “Interest” means a direct or indirect financial or material benefit, but does not include any benefit arising from the provision or receipt of any services generally available to the residents or taxpayers of the municipality or an area of the municipality, or a lawful class of such residents or taxpayers. A municipal officer or employee is deemed to have an interest in any private organization when he or she, his or her spouse, or a member of his or her household, is an owner, partner, member, director, officer, employee, or directly or indirectly owns or controls more than 5% of the organization’s outstanding stock.
- (d) “Municipality” means Town of Saratoga. The word “municipal” refers to the municipality.
- (e) “Municipal officer or employee” means a paid or unpaid officer or employee of the Town of Saratoga, including, but not limited to, the members of any municipal board.
- (f) “Relative” means a spouse, parent, step-parent, sibling, step-sibling, sibling’s spouse, child, step-child, uncle, aunt, nephew, niece, first cousin, or household member of a municipal officer or employee, and individuals having any of these relationships to the spouse of the officer or employee.

Section 34-3. Applicability.

This code of ethics applies to the officers and employees of the Town, and shall supersede any prior municipal code of ethics. The provisions of this code of ethics shall apply in addition to all applicable State and local laws relating to conflicts of interest and ethics including, but not limited to, article 18 of the General Municipal Law and all rules, regulations, policies and procedures of the Town.

Section 34-4. Prohibition on use of municipal position for personal or private gain.

No municipal officer or employee shall use his or her municipal position or official powers and duties to secure a financial or material benefit for himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.

Section 34-5. Disclosure of interest in legislation and other matters.

- (a) Whenever a matter requiring the exercise of discretion comes before a municipal officer or employee, either individually or as a member of a board, and disposition of the matter could result in a direct or indirect financial or material benefit to himself or herself, a relative, or any private organization in which he or she is deemed to have an interest, the municipal officer or employee shall disclose in writing the nature of the interest.
- (b) The disclosure shall be made when the matter requiring disclosure first comes before the municipal officer or employee, or when the municipal officer or employee first acquires knowledge of the interest requiring disclosure, whichever is earlier.

(c) In the case of a person serving in an elective office, the disclosure shall be filed with the governing board of the municipality. In all other cases, the disclosure shall be filed with the person's supervisor or, if the person does not have a supervisor, the disclosure shall be filed with the municipal officer, employee or board having the power to appoint to the person's position. In addition, in the case of a person serving on a municipal board, a copy of the disclosure shall be filed with the board. Any disclosure made to a board shall be made publicly at a meeting of the board and must be included in the minutes of the meeting.

Section 34-6. Recusal and abstention.

(a) No municipal officer or employee may participate in any decision or take any official action with respect to any matter requiring the exercise of discretion, including discussing the matter and voting on it, when he or she knows or has reason to know that the action could confer a direct or indirect financial or material benefit on himself or herself, a relative, or any private organization in which he or she is deemed to have an interest.

(b) In the event that this section prohibits a municipal officer or employee from exercising or performing a power or duty:

(1) if the power or duty is vested in a municipal officer as a member of a board, then the power or duty shall be exercised or performed by the other members of the board; or

(2) if the power or duty that is vested in a municipal officer individually, then the power or duty shall be exercised or performed by his or her deputy or, if the officer does not have a deputy, the power or duty shall be performed by another person to whom the officer may lawfully delegate the function.

(3) if the power or duty is vested in a municipal employee, he or she must refer the matter to his or her immediate supervisor, and the immediate supervisor shall designate another person to exercise or perform the power or duty.

Section 34-7. Prohibition inapplicable; disclosure, recusal and abstention not required.

(a) This code's prohibition on use of a municipal position (section 4), disclosure requirements (section 5), and requirements relating to recusal and abstention (section 6), shall not apply with respect to the following matters:

(1) adoption of the municipality's annual budget;

(2) any matter requiring the exercise of discretion that directly affects any of the following groups of people or a lawful class of such groups:

(i) all municipal officers or employees;

(ii) all residents or taxpayers of the municipality or an area of the municipality; or

(iii) the general public; or

(3) any matter that does not require the exercise of discretion.

(b) Recusal and abstention shall not be required with respect to any matter:

(1) which comes before a board when a majority of the board's total membership would otherwise be prohibited from acting by section 6 of this code;

(2) which comes before a municipal officer when the officer would be prohibited from acting by section 6 of this code and the matter cannot be lawfully delegated to another person.

Section 34-8. Investments in conflict with official duties.

(a) No municipal officer or employee may acquire the following investments:

(1) investments that can be reasonably expected to require more than sporadic recusal and abstention under section 6 of this code; or

(2) investments that would otherwise impair the person's independence of judgment in the exercise or performance of his or her official powers and duties.

(b) This section does not prohibit a municipal officer or employee from acquiring any other investments or the following assets:

(1) real property located within the municipality and used as his or her personal residence, or as his or her business property;

(2) less than five percent of the stock of a publicly traded corporation; or

(3) bonds or notes issued by the municipality and acquired more than one year after the date on which the bonds or notes were originally issued.

Section 34-9. Private employment in conflict with official duties.

No municipal officer or employee, during his or her tenure as a municipal officer or employee, may engage in any private employment, including the rendition of any business, commercial, professional or other types of services, when the employment:

(a) can be reasonably expected to require more than sporadic recusal and abstention pursuant to section 6 of this code;

(b) can be reasonably expected to require disclosure or use of confidential information gained by reason of serving as a municipal officer or employee;

(c) violates section 805-a(1)(c) or (d) of the General Municipal Law; or

(d) requires representation of a person or organization other than the municipality in connection with litigation, negotiations or any other matter to which the municipality is a party.

Section 34-10. Future employment.

(a) No municipal officer or employee may ask for, pursue or accept a private post-government employment opportunity with any person or organization that has a matter requiring the exercise of discretion pending before the municipal officer or employee, either individually or as a member of a board, while the matter is pending or within the 30 days following final disposition of the matter.

(b) No municipal officer or employee, at any time after serving as a municipal officer or employee, may represent or render services to a private person or organization in connection with any particular transaction in which he or she personally and substantially participated while serving as a municipal officer or employee.

Section 34-11. Personal representations and claims permitted.

This code shall not be construed as prohibiting a municipal officer or employee from:

(a) representing himself or herself, or his or her spouse or minor children before the municipality; or

(b) asserting a claim against the municipality on his or her own behalf, or on behalf of his or her spouse or minor children.

Section 34-12. Use of municipal resources

(a) Municipal resources shall be used for lawful municipal purposes. Municipal resources include, but are not limited to, municipal personnel, and the municipality's money, vehicles, equipment, materials, supplies or other property.

(b) No municipal officer or employee may use or permit the use of municipal resources for personal or private purposes, but this provision shall not be construed as prohibiting:

(1) any use of municipal resources authorized by law or municipal policy;

(2) the use of municipal resources for personal or private purposes when provided to a municipal officer or employee as part of his or her compensation; or

(3) the occasional and incidental use during the business day of municipal telephones and computers for necessary personal matters such as family care and changes in work schedule.

(c) No municipal officer or employee shall cause the municipality to spend more

than is reasonably necessary for transportation, meals or lodging in connection with official travel.

Section 34-13. Interests in Contracts.

(a) No municipal officer or employee may have an interest in a contract that is prohibited by section 801 of the General Municipal Law.

(b) Every municipal officer and employee shall disclose interests in contracts with the municipality at the time and in the manner required by section 803 of the General Municipal Law.

Section 34-14. Nepotism.

Except as otherwise required by law:

(a) No municipal officer or employee, either individually or as a member of a board, may participate in any decision specifically to appoint, hire, promote, discipline or discharge a relative for any position at, for or within the municipality or a municipal board.

Section 34-15. Political Solicitations.

(a) No municipal officer or employee shall directly or indirectly to compel or induce a subordinate municipal officer or employee to make, or promise to make, any political contribution, whether by gift of money, service or other thing of value.

(b) No municipal officer or employee may act or decline to act in relation to appointing, hiring or promoting, discharging, disciplining, or in any manner changing the official rank, status or compensation of any municipal officer or employee, or an applicant for a position as a municipal officer or employee, on the basis of the giving or withholding or neglecting to make any contribution of money or service or any other valuable thing for any political purpose.

Section 34-16. Confidential Information.

No municipal officer or employee who acquires confidential information in the course of exercising or performing his or her official powers or duties may disclose or use such information unless the disclosure or use is required by law or in the course of exercising or performing his or her official powers and duties.

Section 34 - 17. Gifts.

(a) No municipal officer or employee shall solicit, accept or receive a gift in violation of section 805-a(1)(a) of the General Municipal Law as interpreted in this section.

(b) No municipal officer or employee may directly or indirectly solicit any gift.

(c) No municipal officer or employee may accept or receive any gift, or multiple gifts from the same donor, having an annual aggregate value of seventy-five dollars or more when:

(1) the gift reasonably appears to be intended to influence the officer or employee in the exercise or performance of his or her official powers or duties;

(2) the gift could reasonably be expected to influence the officer or employee in the exercise or performance of his or her official powers or duties; or

(3) the gift is intended as a reward for any official action on the part of the officer or employee.

(d) For purposes of this section, a “gift” includes anything of value, whether in the form of money, service, loan, travel, entertainment, hospitality, thing or promise, or in any other form. The value of a gift is the gift’s fair market value, determined by the retail cost of the item or a comparable item. The fair market value of a ticket entitling the holder to food, refreshments, entertainment, or any other benefit is the face value of the ticket, or the actual cost to the donor, whichever is greater. Determination of whether multiple gifts from a single donor exceed seventy-five dollars must be made by adding together the value of all gifts received from the donor by an officer or employee during the twelve-month period preceding the receipt of the most recent gift.

(e) (1) A gift to a municipal officer or employee is presumed to be intended to influence the exercise or performance of his or her official powers or duties when the gift is from a private person or organization that seeks municipal action involving the exercise of discretion by or with the participation of the officer or employee.

(2) A gift to a municipal officer or employee is presumed to be intended as a reward for official action when the gift is from a private person or organization that has obtained municipal action involving the exercise of discretion by or with the participation of the officer or employee during the preceding twelve months.

(f) This section does not prohibit any other gift, including:

(1) gifts made to the municipality;

(2) gifts from a person with a family or personal relationship with the officer or employee when the circumstances make it clear that the personal relationship, rather than the recipient's status as a municipal officer or employee, is the primary motivating factor for the gift;

(3) gifts given on special occasions, such as marriage, illness, or retirement, which are modest, reasonable and customary;

(4) unsolicited advertising or promotional material of little intrinsic value, such as pens, pencils, note pads, and calendars;

(5) awards and plaques having a value of seventy-five dollars or less which are publicly presented in recognition of service as a municipal officer or employee, or other service to the community; or

(6) meals and refreshments provided when a municipal officer or employee is a speaker or participant at a job-related professional or educational conference or program and the meals and refreshments are made available to all participants.

Section 3 4 - 18. Posting and distribution.

(a) The Town of Saratoga Supervisor must promptly cause a copy of this code, and a copy of any amendment to this code, to be posted publicly and conspicuously in each building under the municipality's control. The code must be posted within ten days following the date on which the code takes effect. An amendment to the code must be posted within ten days following the date on which the amendment takes effect.

(b) The Supervisor must promptly cause a copy of this code, including any amendments to the code, to be distributed to every person who is or becomes an officer and employee of the Town of Saratoga.

(c) Every municipal officer or employee who receives a copy of this code or an amendment to the code must acknowledge such receipt in writing. Such acknowledgments must be filed with the Town Clerk who must maintain such acknowledgments as a public record.

(d) The failure to post this code or an amendment to the code does not affect either the applicability or enforceability of the code or the amendment. The failure of a municipal officer or employee to receive a copy of this code of ethics or an amendment to the code, or to acknowledge receipt thereof in writing, does not affect either the applicability or enforceability of the code or amendment to the code.

Section 3 4 - 19. Enforcement.

Any municipal officer or employee who violates this code may be censured, fined, suspended or removed from office or employment in the manner provided by law.

Section 3 4 - 20. Effective date.

This code takes effect immediately upon its enactment by the Saratoga Town Board.

Highway Superintendent Don Ormsby informed the board that pressure testing of the lines of the highway garages heating system have been performed and no loss of pressure was detected. The engineer stated that the original specifications would be adequate for a new system.

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

WHEREAS, the expenditures from the **Highway Equipment DB5130.2** has exceeded the budgeted amounts; therefore be it

RESOLVED, by the Town Board of the Town of Saratoga to transfer \$269.10 from **Brush & Weeds DB5140.4** to **Highway Equipment DB5130.2** for a leaf blower.

Councilman Charles Hanehan reported that their lawyer at the Saratoga County IDA meeting this morning stated that Uri Kaufman is trying to arrange financing for the Victory Mill Project.

Communications: None

Privilege of the floor: Thomas R. Drew Sr., and Paul Shaver addressed the board.

Upcoming meetings:

- ❖ **A Budget Workshop is scheduled for Wednesday, August 27th at 6:00 p.m. at town hall.**
- ❖ **Agenda meeting – Wednesday, September 3, 2014 at 7:00 p.m.**
- ❖ **Regular town board meeting – Monday, September 8, 2014 at 7:00 p.m.**

Audit the Bills: On a motion by Councilman Fred Drumm and seconded by Councilman James Jennings the following **Resolution #14-85 Approving the payment of bills in Abstract 8G** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – absent, Councilman Charles Hanehan – aye, Councilman James Jennings – aye Carried 4 – 0.

RESOLVED, by the Town Board of the Town of Saratoga to authorize payment of the bills listed in Abstract 8G (08/11/2014) in the following amounts:

General Fund A	Voucher No. 247 through 278	\$ 49,124.11
General Fund B	Voucher No. 41 through 43	\$ 389.42
Highway DB	Voucher No. 135 through 147	\$ 69,614.79
Schuyler Park H	Voucher No. 17 through 18	\$ 716.75
Youth	Voucher No. 2	\$ 2,058.00
HTFC MH	Voucher No. 16 through 17	\$ 21,660.00
	Grand Total	\$143,563.07

A motion to adjourn at 8:43 p.m. was made by Councilman Charles Hanehan and seconded by Councilman Fred Drumm. Supervisor Thomas Wood – aye, Councilman Fred Drumm – aye, Councilman Michael McLoughlin – absent, Councilman Charles Hanehan - aye, Councilman James Jennings – aye Carried 4 – 0.

Respectfully Submitted,

Ruth L. Drumm
Town Clerk