

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

**December 13, 2010  
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:** Town Attorney William Reynolds, Highway Superintendent Dave Hall, Zoning Officer Gil Albert, John Deyoe, Wendy Lukas, Roger Sherman, Clarence Fosdick, Geraldine Freedman, Rita Boivin, Peter Boivin, and other interested persons.

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

**Supervisor Thomas Wood presented the following Resolution to Rita Boivin who was accompanied by her nephew Peter Boivin.**

On a motion by Supervisor Thomas Wood and seconded by Councilman Fred Drumm the following **Resolution #10-105 – Recognition of Rita Boivin** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

**WHEREAS**, the Town of Saratoga wishes to recognize and honor Rita Boivin on her 100<sup>th</sup> birthday; and  
**WHEREAS**, Rita Boivin was born November 10, 1910, in the Village of Victory; and  
**WHEREAS**, Rita Boivin was one of five Boivin children whose names were Rita, Omar, Lewie, Elmer, and Alice; and  
**WHEREAS**, Rita Boivin lived in the Villages of Victory and Schuylerville her entire life; and  
**WHEREAS**, Rita Boivin worked as an elementary teacher at Schuylerville Central School for 33 years; and  
**WHEREAS**, Rita Boivin demonstrated in her daily life the qualities and attributes which are highly desired and valued by our society; and  
**WHEREAS**, Rita Boivin was active in her Church and was a caring and giving individual, and  
**WHEREAS**, it is fitting that the longevity and quality of the life of Rita Boivin be honored, recognized and remembered by the Town of Saratoga; now, therefore be it,  
**RESOLVED**, that the day of November 10, 2010, is hereby dedicated to the life of Rita Boivin in grateful recognition by the Town Board of The Town of Saratoga on behalf of all the residents of the town.

**Approval of Minutes:** A motion was made by Councilman James Jennings and seconded by Councilman Michael McLoughlin to accept the minutes of the November 4<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 November 2010:** Fees paid to the County Treasurer for Dog Licenses \$51.70. Fees paid to the NYS Dept. of Agriculture and Markets for the spay/neuter program \$21.00. Fees paid to New York D.E.C. for hunting and fishing licenses \$397.84. Fees paid to the New York State Health Department for Marriage licenses \$45.00. Dog license fees to Supervisor Thomas Wood \$133.30. Clerk fees to Supervisor Thomas Wood \$58.16. Total State, County, and Local Revenues received were \$707.00.

**Zoning Officer's report: Gil Albert's November 2010 report:** 6 Building Permits, 8 Building Inspections, 0 Certificates of Occupancy, 0 Junk Yard Permits, 0 Fire inspections, 0 Complaints, 0 Property Maintenance Inspections, 3 Misc., 0 Orders to Remedy and 1 Building Permit Renewal. A check for \$1,118.50 was given to Supervisor Thomas Wood.

**Dog Control Officer's report for November 2010:** Ed Cross submitted the following: answered 21 complaints, took 4 dogs to the shelter, 4 bite cases, traveled 190 miles, issued 6 warnings and 7 summonses were issued.

**Town Court report for November 2010:** The following were closed: 83 Vehicle & Traffic, 9 Criminal/Penal Law, 1 DEC/ENCON, 7 Dog cases, 2 DWI's, 0 Town & Village Ordinance, 1 Small Claim/Civil, 0 Evictions, 1 Bench trial, 2 Divestiture Forms (case transfers) sent to County Court, 6 attended the Science of Speed School, 0 Defendants sentenced to probation, 0 hours of community service issued, 0 days of jail time issued, 0 Orders of Protection issued, and \$7,944.00 in fees were paid to the NY State Comptroller.

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

In the past month, I have been working with the interpretive staff at Saratoga National Historical Park on 2011 programs to increase the number of special events in the Old Saratoga unit. The National Park has been very receptive and creative in their efforts.

I have also been in communications with Saratoga PLAN about the "Corbitt property" They have a presentation planned Thursday, December 16th from 7 p.m. – 8:30 p.m. at Town Hall. This project is in preparation for building a new historical trail next year. Archaeologists and historians have been working with Saratoga P.L.A.N. to unearth evidence of the final two weeks of the Battles of Saratoga along lower Fish Creek. Saratoga P.L.A.N. is hosting this presentation on the archaeological dig and historical research of the Revolutionary American siege lines located in the vicinity of Fish Creek in the Village of Victory. This presentation is free and open to the public. I have a

conflict during the presentation but Saratoga P.L.A.N. has been very generous and is setting up an informal meeting on the evidence on Friday morning December 17th. If anyone would like to join us, please contact the Town Historian.

I am working on a 2011 calendar listing historical and cultural activities in the Old Saratoga area. If anyone has an event to add, please contact the Town Historian.

I would like to finish this report by reminding the community that the actions of American Troops in this community led the Continental Congress to make the First National Proclamation of Thanksgiving on December 18th, 1777 “to adore the superintending Providence of Almighty God... to smile upon us in the Prosecution of a just and necessary War, for the Defense and Establishment of our unalienable Rights and Liberties; particularly in that he hath been pleased, in so great a Measure, to prosper the Means used for the Support of our Troops, and to crown our Arms with most signal success:”

**Assessor’s report:**

November was a busy month getting ready for the annual exemption renewal time. All renewals have been addressed and are ready to mail. Senior exemptions and agricultural exemption renewals will be mailed to all property owners who filed last year on December 10<sup>th</sup>. Renewal forms need to be filed in our new office at 12 Spring Street before March 1, 2011.

Sales continue to be processed for the town in addition to the updating of Building permits applications and Certificate of Occupancy’s that were issued in November. During the month of November we processed 20 sales of which 9 were valid sales and 11 were invalid sales. Of these sales 16 properties were residential properties and 4 vacant parcels.

The Assessor’s Office is open Monday through Thursday from 9:00 AM – 1:00 PM or appointments may be scheduled at other times if necessary.

**Highway Superintendent’s report:** Highway Superintendent Dave Hall reported:

- ❖ We are out fixing the shoulders of the roads.
- ❖ We are cutting dead trees and trimming roads.
- ❖ Patching of roads will continue.
- ❖ We are cleaning out ditches where needed.
- ❖ The new loader has been ordered and should be here the first part of December.
- ❖ Need to install a guide rail on Neilson Road for \$9,094.57. There is money in the budget.
- ❖ Would like to order the new pickup truck now because the dealer says it will take 16 to 20 weeks for delivery.

**A motion was made by Councilman James Jennings and seconded by Councilman Michael McLoughlin authorizing Highway Superintendent Dave Hall to order a new Ford Pick-up under state contract for delivery in 2011.** Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

**Supervisor’s Financial Report:**

**SUPERVISOR’S REPORT November 2010**

**GENERAL FUND – TOWNWIDE (A FUND)**

Balance on hand Nov. 1	\$ 908,647.84
Nov. Revenues	+ 71,887.57
Nov. Disbursements	- <u>77,157.53</u>
Balance Nov. 30	\$ 903,377.88

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

Balance on hand Nov. 1	\$ 362,785.24
Nov. Revenues	+ 18,614.06
Nov. Disbursements	- <u>8,361.97</u>
Balance Nov. 30	\$ 373,037.33

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

Balance on hand Nov. 1	\$1,012,419.67
Nov. Revenues	+ 66,983.87
Nov. Disbursements	- <u>86,588.27</u>
Balance Nov. 30	\$ 992,815.27

SCHUYLER PARK CAPITAL PROJECT Nov. 30 \$ 104,350.18

YOUTH RECREATION & SERVICE Nov. 30 \$ 2,029.86

HIGHWAY EQUIPMENT RESERVE Nov. 30 \$ 12,774.65

BUILDING RESERVE Nov. 30 \$ 149,881.36

SCENIC BY WAYS GRANT Nov. 30 \$ 309.46

- ❖ **Sales Tax Received – November 2010 - \$84,533.00**
- ❖ **Mortgage Tax Received – October 2010 - \$14,720.00, Second payment of the year - \$55,537.07**

**Public comments on agenda items:** None

**Committee reports:**

**Landfill:** No report.

**Insurance:** Supervisor Thomas Wood reported that the MVP Gold Health Insurance supplement for retirees renews January 1, 2011. The premium is going down by \$8 per month but the co-pays have increased and some coverages are reduced. A meeting will be scheduled with the retirees to review the 2011 policy.

**Youth:** No report.

**Senior Citizens:** Councilman James Jennings reported that the **Quaker Springs' Seniors** met on December 13, 2010. Cards and packages were sent to home bound seniors.

Supervisor Thomas Wood reported that the **Old Saratoga Seniors** met on November 3<sup>rd</sup>. They honored veterans and the Schuylerville Central School's 5<sup>th</sup> and 6<sup>th</sup> grade band played patriotic songs for them. On December 1<sup>st</sup> they celebrated with their Christmas Party at the Wishing Well Restaurant. There were 66 members attending. At the January 19<sup>th</sup> meeting George Preston will give a slide presentation on Ecuador. The next trip is planned to the St. Patrick Festival in Hawley, Pennsylvania on March 17<sup>th</sup>.

**Schuylers Park Committee: Councilman Fred Drumm** reported that the committee will be meeting tomorrow night. Sledding signage, rules, and plowing of the parking lot will all be discussed.

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

**Committee to Honor Volunteer Firefighters & Emergency Medical Service Workers:** No report

**GSES, QSFD, SLPID/SLA, SCFB:** No reports.

**Old business:**

**Supervisor Thomas Wood** reported that the bills from the clean up by Quick Response and others have been paid by our insurance carrier from the flooding of the basement on October 1<sup>st</sup>. The last of the repairs, replacement of the basement moldings, are being completed. A water detection system is in place in the records room along with a dehumidifier. A larger sump pump has been installed and the concrete areas have been sealed where needed. Town Engineer Ken Martin has submitted a plan to further safeguard against water in the basement. It recommends that the pea stone around the building be raked away and the area paved creating a swale that would move the water to the storm drains. It is also suggested that the perforated drain pipe be lined with solid pipe.

The cell tower at the dump site off Hayes Road is up and running with AT& T on board. Additional carriers are sought and they are currently in negotiations with Verizon.

**New business:**

**After board discussion, a motion was made by Councilman Michael McLoughlin and seconded by Councilman Charles Hanahan authorizing \$300 for bulbs at Hudson Crossing Park.** Supervisor Thomas Wood - aye, Councilman Fred Drumm – no, Councilman Charles Hanahan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 4 – 1. The board decided that this would be the last year of bulb donation.



On a motion by Councilman Fred Drumm and seconded by Councilman James Jennings the following **Resolution #10-101- Standard Work Day** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

**BE IT RESOLVED**, that the Town of Saratoga Town Board hereby establishes the following as a standard work day for employees for the purpose of determining days worked reportable to the New York State and Local Employees’ Retirement System:

**Supervisor**

**Six hour standard work day.**

**Councilmen**

**Six hour standard work day.**

**Town Clerk**

**Five day work week, six hour standard work day.**

**Town Justice**

**Six hour standard work day.**

**Tax Collector**

**Six hour standard work day.**

**Highway Superintendent**

**Five day work week, eight hour standard work day.**

**Zoning/Planning Clerk**

**Six hour standard work day.**

**Bookkeeper**

**Six hour standard work day.**

**Payroll Clerk**

**Six hour standard work day.**

**Highway Employees**

**Five day work week, eight hour standard work day.**

On a motion by Councilman Charles Hanehan and seconded by Councilman Fred Drumm the following **Resolution #10-102 – Approval to enter into a Contract with General Schuyler Emergency Squad** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

**WHEREAS**, the Town Board of the Town of Saratoga is authorized by virtue of Section 122 (B) of the General Municipal Law of the State of New York to provide general ambulance service for the town, and

**WHEREAS**, the **GENERAL SCHUYLER EMERGENCY SQUAD** has trained and experienced personnel and is certified by the Department of Health of the State of New York as an ambulance service, and

**WHEREAS**, the GSES is desirous of furnishing emergency medical services to the town under the terms and conditions set forth in the EMS agreement, now therefore be it,

**RESOLVED**, by the Town Board of the Town of Saratoga to authorize entering into the EMERGENCY MEDICAL SERVICES (EMS) AGREEMENT with the **GENERAL SCHUYLER EMERGENCY SQUAD**, for a term of January 1, 2011 through December 31, 2011 and will provide consideration in the amount of \$279,332.00. The full agreement is on file in the office of the Town Clerk; and it is further

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

On a motion by Councilman Charles Hanehan and seconded by Councilman Michael McLoughlin the following **Resolution #10-103 – Approval to enter into a Contract with David Nevins Fire Department** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

**RESOLVED** by the Town Board of the Town of Saratoga to authorize entering into the fire protection contract with the Village of Victory, for a term of January 1, 2011 through December 31, 2011 and will provide consideration to the Village of Victory in the amount of \$11,900.70. The full agreement is on file in the office of the Town Clerk; and it is further

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

On a motion by Councilman James Jennings and seconded by Councilman Fred Drumm the following **Resolution #10-104 – Approval to enter into a Contract with The Village of Schuylerville** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

**RESOLVED** by the Town Board of the Town of Saratoga to authorize entering into the fire protection contract with the Village of Schuylerville, for a term of January 1, 2011 through December 31, 2011 and will provide consideration to the Village of Schuylerville in the amount of \$33,871.24. The full agreement is on file in the office of the Town Clerk; and it is further

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

On a motion by Councilman Fred Drumm and seconded by Councilman Charles Hanehan the following **Resolution # 10-106 – Fund Transfer to Buildings A1620.4** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

**RESOLVED**, by the Town Board of the Town of Saratoga to transfer \$3,000 from Contingent Account #A1990.4 to Buildings #A1620.4 to cover additional expenses.

On a motion by Councilman Fred Drumm and seconded by Councilman Michael McLoughlin the following **Resolution #10-107 – Fund Transfer to Highway Buildings A5132.4** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

**RESOLVED**, by the Town Board of the Town of Saratoga to transfer \$2,000 from Contingent Account #A1990.4 to Highway Buildings #A5132.4 to cover additional expenses.

On a motion by Councilman Fred Drumm and seconded by Councilman James Jennings the following **Resolution # 10-108 – Approval to enter into Contracts with Senior Citizens** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

**WHEREAS**, the Town Board has determined that it is in the public interest to offer support and recreational services to the elderly residents of the Town, and

**WHEREAS**, the Old Saratoga Seniors and Quaker Springs Seniors have offered to provide such services to senior citizens who are residents of the Town, it is now therefore **RESOLVED**, that the Supervisor is authorized to sign contracts with Old Saratoga Seniors and Quaker Springs Seniors to provide support and recreational services to senior citizen residents of the town for the 2011 calendar year at a cost of \$2,500.00 for each contract, and it is further

**RESOLVED**, that the form of such contracts shall be subject to prior review and approval by the Town Attorney.

**Communications:**

- ❖ **Senator Roy McDonald will be sworn in on December 29, 2010 at 3:00 p.m. at the Tech Campus.**

**Privilege of the floor:**

The following residents addressed the board: John Deyoe, Wendy Lukas, and Clarence Fosdick

**Upcoming meetings:**

- ❖ **Workshop with the Village of Schuylerville Trustees on the Dissolution Plan at the American Legion, Thursday, December 16<sup>th</sup> at 7:00 p.m.**
- ❖ **Special Year-End Meeting to Audit the Bills – Wednesday, December 29, 2010 at 11:00 a.m.**
- ❖ **A Public Hearing on the Village of Schuylerville’s Zoning Law and Map at the American Legion, Wednesday, January 5, 2011 at 7:00 p.m.**
- ❖ **Agenda meeting – Thursday, January 6, 2011 at 7:00 p.m.**
- ❖ **Regular town board meeting – Monday, January 10, 2011 at 7:00 p.m.**

**Audit the Bills:** On a motion by Councilman Fred Drumm and seconded by Councilman Charles Hanehan the following **Resolution #10-109 - Approving the payment of bills in Abstract 12G** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

**RESOLVED**, by the Town Board of the Town of Saratoga that the bills be paid on Abstract #12 (12/13/2010) in the following amounts:

General Fund A	Voucher No. 372 through 414	\$ 23,180.11
General Fund B	Voucher No. 74 through 79	\$ 1,261.74
Highway Outside DB	Voucher No. 270 through 320	\$ 31,805.78
HUD CD1	Voucher No. 31 through 32	\$ 10,181.00
Schuyler Park H	Voucher No. 43 through 45	<u>\$ 8,443.91</u>
	Grand Total	\$ 74,872.54

**A motion to adjourn at 9:16 p.m.** was made by Councilman James Jennings and seconded by Councilman Michael McLoughlin. Supervisor Thomas Wood – aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan - aye, Councilman Michael McLoughlin – aye, and Councilman James Jennings - aye. Carried 5 – 0.

Respectfully Submitted,

Ruth Drumm  
Town Clerk