

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

**October 14, 2009
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, Councilwoman Betty Koval - present, and Councilman Michael McLoughlin – present Also present: Deputy Town Clerk Linda McCabe, Town Attorney William Reynolds, Highway Superintendent Dave Hall, Town Historian Sean Kelleher and many other interested members of the public.

Recognitions/Presentations/ Bid openings/ Public Hearings:

Proof of advertising having been provided, Supervisor Thomas Wood opened the following bids:

Item 4 Gravel

- ❖ **Peckham Materials**, 430 Coy Road, Greenfield Center, NY - **\$4.25/T.** at plant, **\$9.45/T. delivered**
- ❖ **B.J. Farms**, 276 General Fellows Road, Greenwich, NY 12834 - **\$6.50/T. at plant, \$8.90/T. delivered**
- ❖ **Carver Stone Products**, 494 Western Turnpike, Altamont, NY - **\$3.50/T. at plant**
- ❖ **Palette Stone Corp.**, P.O. Box 4550, 373 Washington Street, Saratoga Springs, NY 12866 - **\$5.75/T. at plant**
- ❖ **Jointa Galusha, LLC**, P.O. Box 302, 203 Warren Street, Glens Falls, NY 12801 – (plant location: 3865 State Route 149, Town of Hartford) - **\$7.00/T. at Ft. Ann plant, \$5.75/T. at Hartford plant**

Screened Winter Sand

- ❖ **B.J. Farms**, 276 General Fellows Road, Greenwich, NY 12834 - **\$6.50/T. at plant**
- ❖ **Peckham Materials**, 430 Coy Road, Greenfield Center, NY - **\$6.50/T. at plant, \$11.70/T. delivered**
- ❖ **Carver Stone Products**, 494 Western Turnpike, Altamont, NY - **\$4.00/T. at plant**
- ❖ **Palette Stone Corp.**, P.O. Box 4550, 373 Washington Street, Saratoga Springs, NY 12866 - **\$8.75/T. at plant**
- ❖ **Jointa Galusha, LLC**, P.O. Box 302, 203 Warren Street, Glens Falls, NY 12801 – (plant location: 3865 State Route 149, Town of Hartford) - **\$7.75/T. at Ft. Ann plant, \$9.75/T. at Hartford plant**

Low Sulfur Diesel Fuel

- ❖ **Shaw Fuel Oil & Kerosene, 1470 Route 9, Ft. Edward, NY 12828 - \$1.9692/gallon, plus/minus a firm differential of \$0.20, net bid \$2.1692**
- ❖ **G.A. Bove & Sons, Inc., 76 Railroad Street, Mechanicville, NY 12118 - \$2.0488/gallon plus/minus a firm differential of \$0.25, net bid \$2.2988**

#2 Fuel Oil

- ❖ **Don Seymour's Service, 265 Rt. 32S, Schuylerville - \$1.85880/gallon, plus/minus a firm differential of \$0.24, net bid \$2.09880**
- ❖ **Shaw Fuel Oil & Kerosene, 1470 Route 9, Ft. Edward, NY 12828 - \$1.9426/gallon, plus/minus a firm differential of \$0.30, net bid \$2.2426**
- ❖ **G.A. Bove & Sons, Inc., 76 Railroad Street, Mechanicville, NY 12118 - \$2.0478/gallon plus/minus a firm differential of \$0.25, net bid \$2.2978**

Approval of Minutes: A motion was made by Councilwoman Betty Koval and seconded by Councilman Charles Hanahan to accept the minutes of the September 14th regular meeting and the September 30th Special Meeting/Budget Workshop as written. Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanahan – aye, Councilwoman Betty Koval – aye, and Councilman Michael McLoughlin – aye. Carried 5– 0.

Town Clerk's report for September 2009: Town Clerk Ruth Drumm reported. Fees paid to the County Treasurer for Dog Licenses \$79.37. 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 \$4,326.03. Fees paid to the New York State Health Department for Marriage licenses \$45.00. Dog license fees to Supervisor Thomas Wood \$213.63. Clerk fees to Supervisor Thomas Wood \$245.47. Total State, County, and Local Revenues received were \$4,930.50.

Zoning Officer's report for September 2009: Zoning Officer Gil Albert reported: 5 Building Permits, 1 Building Permit Renewal, 22 Building Inspections, 2 COs, 0 Junk Yard Permits, 0 Complaints, and 1 misc. A check for \$925.00 was given to Supervisor Thomas Wood.

Dog Control Officer's report for September 2009: Supervisor Thomas Wood read the report for DCO Ed Cross. He answered 23 complaints, traveled 204 miles, issued 9 warnings, took 3 dogs to the shelter, and 2 summonses were issued.

Town Court report for September 2009: The following were closed: 164 Vehicle & Traffic, 17 Criminal/Penal Law, 6 DEC/ENCON, 0 Dog cases, 3 DWIs, 1 Town & Village Ordinance, 2 Small Claims/Civil, 3 Evictions, 0 Bench trials, 15 attended the Science of Speed School, 1 Defendant sentenced to probation, 10 hours of community service issued, 14 days of jail time issued, 4 Divestiture Forms (case transfers) sent to County Court, 4 Orders of Protection issued, and \$12,528.00 in fees were paid to the NY State Comptroller.

Tax Collector's report: No report.

Historian's report: Historian Sean Kelleher submitted the following report:
In October, we plan Surrender Week on October 10 to 17 to commemorate the American Victory at Saratoga. The dates October 10 to the 17 correspond with the dates the British occupied the area of Saratoga which now includes sections of the Towns of Northumberland and Saratoga including the Villages of Schuylerville and Victory. The American troops encircled the British in that area and on the other side of the Hudson River including the Towns of Easton and Greenwich.

Events for the commemoration include Special Opening of the Saratoga Monument and the Schuyler House on Saturday and Sunday October 10 and 11. The Saratoga Rowing Club and the Schuylerville Area Chamber of Commerce has the Schuylerskiff Race in the Hudson River on Sunday October 11. The Schuylerville Public Library is involved with the Researching your American Revolution Ancestor program on Tuesday, October 13 at 10 am. The Old Saratoga Historical Association is sponsoring a talk on the Hudson River and the Battles of Saratoga on Thursday, October 14 at 7:30 pm at Town Hall. The Fort Hardy Committee is sponsoring the Surrender Ceremony Commemoration on Friday, October 16 at 10 am at the Fort Hardy bandstand. The ceremony will include the 4th grade students from the elementary school. On Saturday, October 17 there will be another Old Saratoga Historical Association program focused on Candlelight Tour of the Schuyler House on Saturday from 6 to 9 pm.

Assessor's report: No report.

Highway Superintendent's report: Highway Superintendent Dave Hall reported:

- ❖ They have finished hauling winter sand for the year.
- ❖ They will be scraping the dirt roads next week.
- ❖ All trucks are ready for the upcoming winter.
- ❖ They have paved 2.45 miles of road for the year.
- ❖ They have shimmed 2.18 miles of road for the year.
- ❖ They have crack sealed 4.17 miles of road for the year.

Supervisor's report: Supervisor Thomas Wood presented his financial report as follows:

SUPERVISOR'S REPORT SEPTEMBER 2009

GENERAL FUND – TOWNWIDE (A FUND)

Balance on hand SEPT. 1	\$ 1,007,546.83
SEPT. Revenues	+ 63,624.17
SEPT. Disbursements	- 63,944.36
Balance SEPT. 30	\$ 1,007,226.64

GENERAL FUND – OUTSIDE VILLAGE (B FUND)

Balance on hand SEPT. 1	\$ 258,067.70
SEPT. Revenues	+ 34,213.03
SEPT. Disbursements	- 8,852.41
Balance SEPT. 30	\$ 283,428.32

HIGHWAY FUND – OUTSIDE VILLAGE (DB FUND)

Balance on hand SEPT. 1	\$ 840,572.59
SEPT. Revenues	+170,240.36
SEPT. Disbursements	- 99,425.96
Balance SEPT. 30	\$ 911,386.99

YOUTH RECREATION & SERVICE SEPT. 30 \$ 462.29

HIGHWAY EQUIPMENT RESERVE SEPT. 30 \$ 910.28

BUILDING RESERVE SEPT. 30 \$ 149,009.28

SCENIC BY WAYS GRANT SEPT. 30 \$ 308.70

- ❖ **Sales Tax Received for September 2009 - \$86,198.00**
- ❖ **Mortgage Tax for August \$12,688.50, September \$10,013.67**
- ❖ **Cable TV has been installed in the upstairs conference room and the Schuyler Room (at no charge).**
- ❖ **Wilbur Road Towpath Project – Contract has been prepared and should be signed this week. Work will begin soon after and they hope to complete it before winter.**
- ❖ **Lee Nichols has permanently loaned a painting of the Dairy Bar to the Town of Saratoga. If a time comes that the town no longer wishes to have the painting Supervisor Thomas Wood has agreed that it will be returned to the Nichols family.**
- ❖ **A second stove has been installed in the kitchen for use by the seniors and the meal program. This stove will also be useful for providing meals in the event of a disaster when the town hall is used as a shelter. The stove, hood, additional cabinet, and related expenses for installation will be paid for by the Saratoga County Office for the Aging.**

Public comments on agenda items: Geraldine Freedman and John Deyoe

Committee reports

Landfill: No report.

Insurance: Supervisor Thomas Wood reported that our new insurance company has inspected the town hall and did not recommend any improvements for insurance purposes.

Youth: Supervisor Thomas Wood reported that Youth Day was a great success. The cost is split 50-50 with the Town of Northumberland.

Senior Citizens: Councilwoman Betty Koval reported that the **Quaker Springs Senior Citizens** met on Monday, October 12th. Approximately 25 members attended. During the buffet lunch a representative from the Saratoga County Office for the Aging discussed Medicare benefits and provided handout materials to members. Recent group

activities included a trip to the Erie Canal. Seniors took a boat ride and ate lunch at the launch site restaurant. They also visited a cheese factory in Palatine. In November, Virginia Cornell will be a guest speaker. In December, John and Lillian Bodnar will play music for the group. Each member is asked to bring a can of food to donate to the local food pantry.

The Old Saratoga Seniors met on October 7th with 61 members attending. Meetings will continue on the first and third Wednesdays of the month, first meeting is a casserole lunch and the second a sandwich lunch meeting.

Upcoming events:

10/21 A speaker will address the group regarding diabetes and arthritis. The decoration theme will be Halloween.

11/4 Veterans will be honored. The school band will play. Extra large casseroles will be needed that day. All homemade foods for the future should be peanut free in consideration of persons with allergies.

11/18 A tea cup auction will be held.

To be scheduled: A trip to the Turning Stone Casino will be set up soon. There is money left in the treasury for 2009 which will be used to offset the cost of the outing.

12/1 Members will attend the Christmas Show at the Georgian Motel in Lake George. The cost is \$40. Reservations and money due to Marilyn Hanley by 11/4.

Christmas Party: To be arranged at the Wishing Well Restaurant.

Parks: No report.

Office of Emergency Management (OEM): No report.

Committee to Honor Volunteer Firefighters & Emergency Medical Service Workers: Town Historian Sean Kelleher reported that a request for an artifact from the World Trade Center site has been made to the Port Authority in New York City. A reply was received and there are more artifacts than requests so chances are good that an artifact will be provided to be placed at the Memorial honoring Volunteer Firefighters & Emergency Medical Service Workers.

GSES, QSFD, SLPID/SLA, SCFB Reports:

Quaker Springs Fire Department (QSFD): Stephen Bodnar addressed the board reporting that they responded to 8 calls in September. They worked the Regattas and participated in Fire Prevention week. The budget hearing will be October 20th at 8:00 p.m. The budget is 5% above last years. The application of Christopher DiSienna was approved for membership. There will be a Ham Dinner on Sunday, October 18th from Noon – 3:00 p.m. The children's Halloween party will be held at the firehouse on Sunday, Oct. 25th in conjunction with the Quaker Springs Methodist Church. The next Commissioner's meeting is October 19th.

Old business: None

New business:

On a motion by Councilman Michael McLoughlin and seconded by Councilwoman Betty Koval the following **Resolution #09-91 - Item 4 Gravel** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanahan – aye, Councilwoman Betty Koval – aye, and Councilman Michael McLoughlin – aye. Carried 5 – 0.

WHEREAS, the Town Board of the Town of Saratoga received bids via solicitation of bids by public advertising for **ITEM 4 GRAVEL** per Specification TS 01-09, and Peckham Materials, 430 Coy Road, Greenfield Center, NY 12833, was the lowest bidder for **ITEM 4 GRAVEL**; therefore, be it

RESOLVED by the Town Board of the Town of Saratoga to accept the bid from **Peckham Materials of \$4.25 per ton for ITEM 4 GRAVEL** providing the specifications in TS 01-09 are met.

On a motion by Councilman Fred Drumm and seconded by Councilman Charles Hanahan the following **Resolution #09-92 - Screened Winter Sand** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanahan – aye, Councilwoman Betty Koval – aye, and Councilman Michael McLoughlin – aye. Carried 5 – 0.

WHEREAS, the Town Board of the Town of Saratoga received bids via solicitation of bids by public advertising for **Screened Winter Sand** per Specification TS 01-09, and B.J. Farms, 276 General Fellows Road, Greenwich, NY 12834 was the bidder with the lowest overall cost for **Screened Winter Sand**; therefore, be it

RESOLVED by the Town Board of the Town of Saratoga to accept the bid from **B.J. Farms of \$6.50 per ton for Screened Winter Sand** providing the specifications in TS 01-09 are met.

On a motion by Councilman Charles Hanahan and seconded by Councilwoman Betty Koval the following **Resolution #09-93 – Ultra Low Sulfur Diesel Fuel for Highway Use** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanahan – aye, Councilwoman Betty Koval – aye, and Councilman Michael McLoughlin – aye. Carried 5 – 0.

WHEREAS, the Town Board of the Town of Saratoga received bids via solicitation of bids by public advertising for **Ultra Low Sulfur Diesel Fuel** per Specification TS 02-09, and Shaw Fuel Oil & Kerosene, Inc., 1470 Route 9, Ft. Edward, NY 12828, was the low bidder at \$1.9692/gallon with a \$0.20/gallon differential; therefore be it

RESOLVED by the Town Board of the Town of Saratoga to accept the bid from Shaw Fuel Oil & Kerosene for \$1.9692/gallon with a \$0.20/gallon differential for **Ultra Low Sulfur Diesel Fuel**, providing the specifications in TS 02-09 are met and contingent on review of the bid by the Highway Superintendent.

On a motion by Councilman Michael McLoughlin and seconded by Councilwoman Betty Koval the following **Resolution #09-94 – #2 Fuel Oil for Highway Garage** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanahan – aye, Councilwoman Betty Koval – aye, and Councilman Michael McLoughlin – aye. Carried 5 – 0.

WHEREAS, the Town Board of the Town of Saratoga received bids via solicitation of bids by public advertising for **#2 Fuel Oil** per Specification TS 02-09, and Seymour's

Service, 265 Route 32 S., Schuylerville, NY 12871, was the low bidder at \$1.85880 /gallon with a \$0.24/gallon differential; therefore be it

RESOLVED, by the Town Board of the Town of Saratoga to accept the bid from Seymour's Service, the low bidder, at \$1.85880/gallon with a \$0.24/gallon differential for #2 Fuel Oil, providing the specifications in TS 02-09 are met.

On a motion by Councilman Charles Hanehan and seconded by Councilman Fred Drumm the following **Resolution #09-95 –Authorize Distribution of SEMO Dollars to Fire Departments** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilwoman Betty Koval – aye, and Councilman Michael McLoughlin – aye. Carried 5 – 0.

WHEREAS, a serious ice storm occurred in the Town of Saratoga in December 2008; and

WHEREAS, significant damage occurred as a result of this storm; and

WHEREAS, members of the Quaker Springs Fire Department and Schuyler Hose Fire Department provided emergency services required as a result of the storm to residents; and

WHEREAS, the State of New York declared this ice storm a disaster and resultantly made funding available to reimburse the fire departments for their services; and

WHEREAS, the fire departments applied for and were awarded financial reimbursement for their work; and

WHEREAS, the Town of Saratoga has received a check for \$26,990.52 from the State of New York for the fire department services; now therefore be

RESOLVED, that the Town of Saratoga reimburse the Quaker Springs Fire Department \$25,954.99 and reimburse the Schuyler Hose Fire Department \$1,035.53 for their respective shares of the work performed during the ice storm emergency; and be it further **RESOLVED**, that the supervisor is authorized to write checks in the above amounts to each of the departments.

Sean Dooley, Chief, invited Supervisor Thomas Wood and board members to present the check to the Quaker Springs Fire Department at their next meeting on November 2, 2009 at 7:00 p.m.

On a motion by Councilman Fred Drumm and seconded by Councilman Michael McLoughlin the following **Resolution #09-96 – Transfer of Funds** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilwoman Betty Koval – aye, and Councilman Michael McLoughlin – aye. Carried 5 – 0.

RESOLVED, by the Town Board of the Town of Saratoga to transfer funds to cover additional expenses as follows:

- Transfer \$1,158.87 from Contingent Account A1990.4 to Celebrations A7550.4 to cover \$158.87 for Youth Day and \$1,000 for the Turning Point Parade.
- Transfer \$300.88 from State Retirement DB9010.8 to Disability Insurance DB9055.8 to pay the disability insurance.

Supervisor Thomas Wood reported the following:

- ❖ **Soldiers Monument at the Prospect Hill Cemetery – 2/3 owned by Town -\$770 needed for repairs (\$1,000 in budget for cemeteries).**

- ❖ **Food Pantry – Painting has been completed – Food Pantry Committee Organizational Meeting to be held October 20, 2009**

Communications:

- ❖ **Saratoga County Public Health Nursing Service - Flu Clinic at town hall – Monday, November 16th from 9 a.m. to 11 a.m. No appointment necessary.**
- ❖ **Surrender Day in Schuylerville – Friday, October 16th at 10 a.m. Ft. Hardy Park**

Privilege of the floor: John Deyoe, Clarence Fosdick and Sean Kelleher addressed the board.

Upcoming meetings:

- ❖ **Agenda meeting – Thursday, October 29, 2009**
- ❖ **Regular town board meeting – Thursday, November 5, 2009 at 7:00 p.m.**

Audit the Bills: On a motion by Councilman Charles Hanehan and seconded by Councilwoman Betty Koval the following **Resolution #09-97- Approving the payment of bills in Abstract 10G** was adopted by vote: Supervisor Thomas Wood - aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan – aye, Councilwoman Betty Koval – aye, and Councilman Michael McLoughlin – aye. Carried 5 – 0.

RESOLVED, by the Town Board of the Town of Saratoga to authorize payment of the bills listed in Abstract 10G (10/14/2009) in the following amounts: General A \$22,087.98, General B \$2,258.20, Youth Y \$377.56, HUD \$14,780.00, Schuyler Park H \$32.39, and Highway Outside DB \$75,108.31, for a total of \$114,644.44.

A motion to adjourn at 9:00 p.m. was made by Councilwoman Betty Koval and seconded by Councilman Fred Drumm. Supervisor Thomas Wood – aye, Councilman Fred Drumm – aye, Councilman Charles Hanehan - aye, Councilwoman Betty Koval – aye, and Councilman Michael McLoughlin - aye. Carried 5 – 0.

Respectfully Submitted,

Ruth Drumm, Town Clerk