

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

**September 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, Stephanie Ferradino, Tom Johnson, Jason Tommell, Wendy Lukas, Geraldine Freedman, Laurie Griffen, Barbara Faraone and other interested persons.

**Recognitions/Presentations/ Bid openings/ Public Hearings: None**

**Approval of Minutes:** A motion was made by Councilman Charles Hanehan and seconded by Councilman Michael McLoughlin to accept the minutes of the August 9<sup>th</sup> regular meeting and the August 24<sup>th</sup> special 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 August 2010:** Fees paid to the County Treasurer for Dog Licenses \$89.42. Fees paid to the NYS Dept. of Agriculture and Markets for the spay/neuter program \$39.00. Fees paid to New York D.E.C. for hunting and fishing licenses \$1,052.67. Fees paid to the New York State Health Department for Marriage licenses \$22.50. Dog license fees to Supervisor Thomas Wood \$206.58. Clerk fees to Supervisor Thomas Wood \$190.58. Total State, County, and Local Revenues received were \$1,600.75.

**Zoning Officer's report: Gil Albert's August 2010 report:** 6 Building Permits, 23 Building Inspections, 7 Certificates of Occupancy, 0 Junk Yard Permits, 0 Fire inspections, 3 Complaints, 1 Property Maintenance Inspection, 3 Misc., 3 Orders to Remedy, and 1 Building Permit Renewal. A check for \$847.50 was given to Supervisor Thomas Wood.

**Dog Control Officer's report for August 2010:** The report was read by Supervisor Thomas Wood: answered 19 complaints, took 1 dog to the shelter, 2 bite cases, traveled 107 miles, issued 11 warnings and 7 summonses were issued.

**Town Court report for August 2010:** The following were closed: 159 Vehicle & Traffic, 16 Criminal/Penal Law, 7 DEC/ENCON, 7 Dog cases, 3 DWI's, 2 Town & Village Ordinance, 1 Small Claims/Civil, 2 Evictions, 0 Bench trials, 3 Divestiture Forms (case transfers) sent to County Court, 7 attended the Science of Speed School, 1 Defendant sentenced to probation, 0 hours of community service issued, 0 days of jail time issued, 3 Orders of Protection issued, and \$14,325.00 in fees were paid to the NY State Comptroller.

**Historian's report:** Sean Kelleher submitted the following report for August: Activities in the Historian's office during August included the 18<sup>th</sup> Century Day at the Schuyler House on Sunday, August 8 with over 800 visitors and press coverage in the Saratogian, Times Union, and national magazine - Wired. The office represented the community with a booth/table at Saratoga County Day at the Saratoga Race Track on August 30. I have also been monitoring and replacing brochures on the new tow path trail.

I have started a pilot on new community history project. The project on Twitter will post one item that happened on that same day in a prior year. An example will be on September 1st; on this day in 1967 Ken Olesen bought Hotel Schuyler. These posts will be also listed on the Old Saratoga Historical Association face book page. If you would like to follow the feed it is OldSaratogaHist at twitter. In a month, I will do an assessment and determine if it makes sense to continue this program. This would not be possible if it was not for Pat Peck's work collecting dates for the Old Saratoga Historical Association's annual calendar.

Upcoming programs of interest include the county genealogical society, Heritage Hunters will meet on Saturday, September 18 at 1 pm with Charles King on writing a family history and the Old Saratoga Historical Association has a program on Thursday, September 23 at 7:30 pm focused Civil War Letters written by Alonzo Bump of Victory. Both programs are at the Saratoga Town Hall on Spring Street.

**Assessor's report:** Victoria Hayner submitted the following report: During the month of August our office processed 11 sales transfers. There were 6 valid transfers and 5 non-valid sales. They represented 7 residential properties and 4 vacant land properties (one being an easement on Trask Lane for Saratoga County Sewer District)

Our office will be open 4 days/week starting the week of September 16<sup>th</sup>. The Assessor will be in the office on Tuesdays and Thursdays from 9:00 AM – 1:00 PM 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:** Highway Superintendent Dave Hall reported:

- ❖ We have finished hauling our winter sand.

- ❖ We will be working on Burke Road to prep road for next year.
- ❖ Chestnut Street has been resurfaced.
- ❖ The tow path has been mowed on Wilbur Road.
- ❖ The stop sign has been installed at the town park.
- ❖ The Rt.9P Bridge is closed and Fitch Road has been striped for use as a Detour. Highway Superintendent Dave Hall added that the speed limit is being enforced.
- ❖ Reflectors are being added to the signposts on bad corners throughout the town.

**Supervisor’s Financial Report:**

**SUPERVISOR’S REPORT AUGUST 2010**

GENERAL FUND – TOWNWIDE (A FUND)

Balance on hand Aug. 1	\$ 1,213,831.26
Aug. Revenues	+ 10,997.41
Aug. Disbursements	- 271,445.68
Balance Aug. 31	\$ 953,382.99

GENERAL FUND – OUTSIDE VILLAGE (B FUND)

Balance on hand Aug. 1	\$ 349,675.33
Aug. Revenues	+ 6,275.98
Aug. Disbursements	- 3,376.90
Balance Aug. 31	\$ 352,574.41

HIGHWAY FUND – OUTSIDE VILLAGE (DB FUND)

Balance on hand Aug. 1	\$ 861,480.31
Aug. Revenues	+ 99,089.97
Aug. Disbursements	- 38,296.52
Balance Aug. 31	\$ 922,273.76

SCHUYLER PARK CAPITAL PROJECT Aug. 31	\$ 71,629.12
YOUTH RECREATION & SERVICE Aug. 31	\$ 531.69
HIGHWAY EQUIPMENT RESERVE Aug. 31	\$ 12,758.74
BUILDING RESERVE Aug. 31	\$ 149,694.64
SCENIC BY WAYS GRANT Aug. 31	\$ 309.27

- ❖ **Sales Tax Received – August 2010 - \$98,715**
- ❖ **The next 2011 Budget Workshop will be Wednesday, September 29<sup>th</sup> at 6:00 p.m.**

**Public comments on agenda items: John Deyoe addressed the board.**

**Committee reports:**

**Landfill:** No report. Highway Superintendent Dave Hall reported that the monopole for the cell tower is fully installed. The next step is an easement so that power can be obtained.

**Insurance:** No report.

**Youth:** Town Youth Day will be held on Saturday, September 25<sup>th</sup> from 3:00 pm until dark. There will be a petting zoo, games, prizes and giveaways, a bounce around, balloons, food, a DJ, and fireworks at dusk.

**Senior Citizens:** No report.

The **Quaker Springs Seniors:** No report.

**Park Committee:**

**Schuyler Park:** Laurie Griffen submitted the following report:

If you haven't been to Schuyler Park, or haven't been there lately, be sure to check it out. People continue to be equally surprised and impressed on a daily basis.

Following a busy spring with softball and baseball, use wise, it was a relatively quiet summer at the park. There was travel baseball and softball, a travel soccer team, nightly pick-up soccer and the Quaker Springs Fire Dept. played men's softball during the summer. We also hosted our first soccer camp for two weeks at the end of July.

This past Saturday saw over 300 kids playing recreation soccer through the OSAA. The committee has been working with the OSAA and the Nick Schwartz, the soccer commissioner to make sure everything was ready. It was a great day for all involved.

In addition to the recreation soccer program this fall, various school soccer teams are using the fields daily after school for practice and there will be a couple of JV and Varsity Girls Soccer games played there in Sept. and October. There are also two fall softball teams using the field this fall.

In order to prepare for and maintain the above activities, the committee has been hard at work. The fields are all layed out and lined. We purchased a paint machine so that we are able to keep everything lined and ready, put up soccer goals and various signs throughout the park.

Regarding the mowing and maintenance of the fields, we were initially assisted by Collins Turf Services and then we put the balance of the season out to bid. The fields are currently being mowed by Malta Asphalt, Paving and Landscaping.

As a committee, we continue to meet monthly to focus not only on the upkeep and maintenance of what we have, but we are constantly looking forward to how we can improve, and strive to fulfill our master plan. Our next priority projects are field barriers

so that no one drives on the fields, some additional landscaping and tree planting, a half court basketball court, possibly a pavilion on the east side and some playground equipment. We are also looking ahead to next season and the maintenance needs the park will require. Co-Chair Dan Gale from Northumberland and me will be meeting with Supervisors Wood and Peck in the near future to discuss our budget for 2011.

This fall, we are also planning on having representatives from the Missing and Exploited Children group at the fields over a couple of Saturdays. They want to raise awareness and they also offer free child ID's for parents. Sam Palazzole of Saratoga Builders is spearheading this project and will be working with us on it.

The *Friends of Schuyler Park* continues to be an active and important partner in both our fundraising and goal setting. They hosted a very successful Party for the Park back in the spring and plans are underway for the second annual event next spring. They also have several other efforts in the works regarding fundraising for the park.

Finally, it goes without saying, but we continue to be extremely thankful for all of the support and generosity that we continue to get from both towns and the community at large for this park. We certainly couldn't have done it without the hard work and commitment from the entire committee and beyond.

**Office of Emergency Management:** Sherry Doubleday reported that their regular meetings will resume on the 4<sup>th</sup> Wednesday of the month. They hope to do a program about emergency preparedness at school to get the children involved and bring it home to the parents. She added that the air conditioner program was a success. Three air conditioners were loaned out and will be picked up soon.

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

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

**GSES:** Sherry Doubleday reported that the new building is coming along very well. Subcontractors are finishing up and it should be finished next month. The kitchen cabinets and appliances are in along with the tile and carpets.

**Old business:**

**Schuylerville Dissolution Committee Update:** Wendy Lucas reported that the committee is wrapping up. She noted that Mike Fay and Bob Stokes have done a great job representing the town at the meetings. There will be a public hearing on October 25<sup>th</sup> at the American Legion and a committee meeting at the Schuylerville Village Office on October 27<sup>th</sup> from 7:00 pm to 9:00 pm. More information can be obtained on the website: [www.Schuylerville.ning.com](http://www.Schuylerville.ning.com).

Marvin & Co. will be resubmitting the Community Development Block Grant (CDBG) that would help to replace older mobile homes in the town. The second round announcement will be made by Nov. 2.

**New business:**

On a motion by Councilman James Jennings and seconded by Councilman Michael McLoughlin the following **Resolution #10-73 – CDPHP – Retirees Under 65 Years of Age** 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 has received notification of changes in the CDPHP Health Insurance Plan for retirees under 65 years of age and their spouses. Upon renewal of the plan on August 1<sup>st</sup> there will be a \$1,000 deductible for in-hospital stays and a \$150 outpatient surgery deductible, therefore be it,

**RESOLVED**, by the Town Board of the Town of Saratoga to authorize payment of \$750 of the \$1,000 deductible to the hospital for stays of insured's under 65 years of age and their spouses enrolled in the CDPHP Health Insurance Plan of the Town of Saratoga and the \$150 deductible for outpatient surgeries.

On a motion by Councilman Charles Hanehan and seconded by Councilman Fred Drumm the following **Resolution #10-76 – Assessor's Clerk Appointment** 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**, that the Town Board of the Town of Saratoga hereby appoints Kathleen Canzone as a probationary part-time Assessor's Clerk from 9/13/2010 – 12/31/2010.

On a motion by Councilman James Jennings and seconded by Councilman Michael McLoughlin the following **Resolution #10-77 – Request to Lower the Speed Limit on Hathaway Road** 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 has received one or more complaints and a petition signed by Hathaway Road residents concerning the speed of motor vehicles on Hathaway Road in the Town of Saratoga; and

**WHEREAS**, the Town Board of the Town of Saratoga believes such complaints 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 entire length of Hathaway Road in the Town of Saratoga; 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 on said road.

On a motion by Councilman Fred Drumm and seconded by Councilman Michael McLoughlin the following **Resolution #10-78 – Grant Easements to Niagara Mohawk and Verizon for Cell Tower** 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 grant easements over certain Town property located off Hayes Road (formerly the Town

landfill), in order to permit the installation of public utilities to service property under lease from the Town to Independent Towers, LLC, and

**WHEREAS**, Niagara Mohawk Power Corporation and Verizon have requested such easements to bring electrical power and telephone service to the leased property, it is now therefore

**RESOLVED**, that the Supervisor is authorized to sign permanent utility easements across Town property located off Hayes Road, in favor of Niagara Mohawk Power Corporation and Verizon, for the purpose of installing and maintaining electrical and telephone service to property under lease from the Town to Independent Towers, LLC, and it is further

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

On a motion by Councilman James Jennings and seconded by Councilman Michael McLoughlin the following **Resolution #10-79 – Transfer of Funds – Highway Buildings** 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 \$1,000 from Contingent Account #A1990.4 to Highway Buildings #A5132.4 to cover additional expenses.

Supervisor Thomas Wood explained that the NYS Department of Agriculture and Markets will no longer be involved with the licensing of dogs as of January 1, 2011. The full responsibility will go to the towns. A new local law will be passed and a public hearing will be held. New dog tags will need to be issued in 2011 as each dog's license is renewed. The license will now read the Town of Saratoga and its license number; it will no longer say NYS Dept. of Agriculture and Markets. **A motion was made by Supervisor Thomas Wood and seconded by Councilman Fred Drumm to purchase 2,000 dog license tags in preparation for the 2011 takeover of that duty by the town.** 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 Thomas Wood commended Clarence Fosdick** for all his help with the necessary background work in order to insure the 2010 census information was thorough, accurate and complete.

**Communications:**

- ❖ Notice of Liquor License renewal for Harvest and Hearth Inc., 251 County Rt. 67
- ❖ Saratoga County Dept. of Social Services is administering a Low Income Day Care Program, for eligibility guidelines contact (518) 714-4004.
- ❖ Thank you from Faith Mannix for the Town of Saratoga Award at graduation.

**Privilege of the floor:** The following residents addressed the board regarding the water problems in the vicinity of the Brown Road PUD where hydro fracturing was done in

order to improve the quantity of water in four test wells. The neighbors have experienced sulfur, cloudy clay water, and dark oily water: **Mike Russo- Route 9P; Bernie Gabriel, Susan Britain, and Susan Johnson – Loon Way, Barbara Faraone**

Attorney Stephanie Ferradino and Tom Johnson, a hydro geologist, spoke representing the developer. Stephanie Ferradino stated that the work has stopped and they are evaluating solutions so as not to affect the neighbors again. Communication with the neighbors will continue throughout the site plan review where the water issue will be dealt with at the planning board. Tom Johnson stated their water should clear up over time as the hydro fracturing of the rock where the water is coming from is a temporary condition.

Supervisor Thomas Wood asked the neighbors to keep communicating and the board will also keep in touch with the situation.

**Upcoming meetings:**

- ❖ **Budget Workshop – Wednesday, September 29<sup>th</sup> at 6:00 p.m.**
- ❖ **Agenda meeting – Thursday, October 7, 2010 at 7:00 p.m.**
- ❖ **Regular town board meeting – Wednesday, October 13, 2010 at 7:00 p.m. (Due to the Columbus Day Holiday)**

**Audit the Bills:** On a motion by Councilman Fred Drumm and seconded by Councilman Charles Hanehan the following **Resolution #10-80 - Approving the payment of bills in Abstract 9G** 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 #9 (09/13/2010) in the following amounts:**

<b>General Fund A</b>	<b>Voucher No. 274 through 302</b>	<b>\$ 28,277.28</b>
<b>General Fund B</b>	<b>Voucher No. 52 through 59</b>	<b>\$ 5,062.32</b>
<b>Highway Outside DB</b>	<b>Voucher No. 191 through 217</b>	<b>\$ 25,318.67</b>
<b>HUD CDBG</b>	<b>Voucher No. 20 through 23</b>	<b>\$ 24,887.50</b>
<b>Schuyler Park H</b>	<b>Voucher No. 26 through 31</b>	<b><u>\$ 3,184.79</u></b>
	<b>Grand Total</b>	<b>\$ 86,730.56</b>

**A motion to adjourn at 9:34 p.m.** was made by Councilman Charles Hanehan and seconded by Councilman James Jennings. 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