

An agenda meeting was held by the Town Board of the Town of Ballston on Tuesday evening, March 31, 2015 at the Town Hall on Charlton Road, Ballston Spa.

PRESENT: Patrick Ziegler ----- Supervisor
Timothy Szczepaniak ----- Councilman
William Goslin ----- Councilman
John Antoski ----- Councilman
Carol Shemo ----- Clerk
James Walsh ----- Counsel
ABSENT: Kelly Stewart ----- Councilwoman

Supervisor Ziegler called the meeting to order at 6:30 p.m. and the Pledge of Allegiance was recited.

RESOLUTION 15-45

AUDIT OF CLAIMS

A motion was made by Councilman Szczepaniak and seconded by Councilman Goslin to approve the payment of the bills on the March Abstract. The bills were approved for payment as follows:

General Fund	No. 95 -137	\$29,041.84
Highway Fund	No. 83 - 146	66,860.14
Gravel Pit Fund	No. 1	46.75
Park Fund	No. 1	240.00
Library	No. 72 - 116	31,065.07
Water Fund District 2 (SW)	No. 18 - 24	1,747.55
Blue Barnes Rd Dist. No.2 Ext# 13 (BBR)	No. 15 -25	32.44
Brookline Rd Rte. 67 No.2 Ext#12 (BRW)	No. 16 - 26	227.10
Goode St Dist. No.2 Ext#14 (GSW)	No. 17 - 29	7,247.38
Paradowski Rd Water Dist. No.5 (RW)	No. 5 - 9	7.70
Route 50 Water No.2 Ext#7 (RTW)	No. 25 - 38	20,154.90
Scotchbush Water Dist. No.6 (WW)	No. 4 - 8	15.86
Silver Ln Water Dist. No.6 Ext#1 (WX)	No. 5 - 8	7.24
Chapel Hill Water Dist. No.2 Ext # 18 (CH)	No. 15 - 25	227.10
Brooks Heritage Dist. No.2 Ext #21 (RL)	No. 15 - 25	97.33
Stonebridge Enclave No.2 Ext #19	No. 15 - 25	63.37
Morningdale Court No.2 Ext#24	No. 16 - 26	32.44
Mourningkill No.2 Ext#22	No. 14 - 24	32.44
Trust and Agency	No. 4 -11	5,828.00

ADOPTED: Ayes 4 Supervisor Ziegler, Councilman Szczepaniak, Councilman
Goslin and Councilman Antoski
Nays 0

PRESENTATION BY SARATOGA COUNTY SHERIFF

Saratoga County Sheriff Zurlo spoke concerning the police service county-wide and in the Town of Ballston. He introduced Chief Rick Castle and Undersheriff Kevin Mullahey. Chief Rick Castle reported that county-wide the police service is as follows: 24/7 with 12 – 17 cars patrolling per shift with 9 stations. Last year 80,000 calls were handled county-wide. The Town of Ballston is an active Town with over 3,000 calls last year, 44 arrests and 375 traffic tickets. In 2014, the sheriff's department reviewed the distribution in staffing and redistributed assignment zones. This change would provide better service by increasing the staff number to an area. One car patrols the zone of the Towns of Ballston and Charlton which does not include the State Police service.

Supervisor Ziegler inquired about the prisoner transport and if this service comes out of the number of cars responding to an area. He asked about the transport initiative that would help free up his deputies to handle local service.

Sheriff Zurlo stated that 3,000 prisoners were transported last year and this time was accounted for in the local service.

Councilman Szczepaniak commended the department for their service. He asked if the Town could contract for addition service the week of junk pickup.

Chief Castle said the contracted position is hired by the county and there are seven additional positions contracted for this year. Sheriff Zurlo added that if they know the time period for the pickup, they can give the Town extra coverage.

Councilman Goslin would like to change the perspective of speeding in the Town of Ballston and bring a level of respect for life issues. He reported that farmers have a very dangerous situation on the roads with speeders. He would like to increase the police presence by adding a contractual arrangement on a part-time basis.

Sheriff Zurlo said he can prepare a contract for additional service for the Town.

Councilman Antoski asked how many zones are in the county. What towns contract for additional service? Does the county need to hire more deputies to protect the county?

Sheriff Zurlo stated that the operating budget is determined by the Saratoga County Board of Supervisors. There are eleven zones and the additional contracted service is with the Towns of Clifton Park, Halfmoon and the Village of Corinth.

Highway Superintendent Whalen reported that the Town has four radar signs operating and he could collect and give the data to the Sheriff's Department, if it would be helpful.

Sheriff Zurlo said he would be glad to look at the data on speeding.

NEW BUSINESS FOR CONSIDERATION AT ACTION AT THE APRIL 14TH MEETING

1. CONSIDER THE APPOINTMENT OF JODI TOWNLEY HOLLOWOOD TO THE POSITION OF DEPUTY TOWN CLERK AT A SALARY OF \$15 HR. COMMENCING APRIL 15TH. THE DEPUTY TOWN CLERK ACTS FOR AND IN PLACE OF THE TOWN CLERK AND THIS POSITION IS PENDING CLASSIFICATION WITH NYS CIVIL SERVICE.
2. CONSIDER AUTHORIZING THE BHBLBPA TO HOLD THE FLAG DAY PARADE AND OBTAIN ANY AND ALL REQUIRED PERMITS FROM NYSDOT.
3. CONSIDER APPROVING ANNUAL HIGHWAY SCHOOL FOR HIGHWAY SUPERINTENDENT JOSEPH WHALEN AT ITHACA COLLEGE FOR JUNE 1-3.
4. CONSIDER APPROVING THE STANDARD WORKDAY RESOLUTION FOR 2015.
5. CONSIDER ACCEPTING THE ROADS, WATERLINE AND STORMSEWERS IN STONEBRIDGE PHASE IIB (ALSO KNOWN AS STONEBRIDGE PHASE III).
6. CONSIDER APPROVING THE DEDICATION OF THE WATER LINE FOR PHASE II SPRINGWOOD MEADOWS.
7. CONSIDER APPROVING A CONTRACT FOR COURT SECURITY.
8. CONSIDER APPROVING THE RESOLUTION TO CLEANUP THE FIRE DEBRIS AT THE BURNT HILLS BOWLING ALLEY AND RELEVY THE COST ON THE COUNTY AND TOWN TAX BILL.
9. CONSIDER AUTHORIZING THE BH-BL TEACHER'S ASSOCIATION PERMISSION TO USE THE TOWN ROADS FOR THE 5K COMMUNITY FUN RUN AND WALK.

Town Attorney Walsh stated we will need to consider action for the Katz Route 50 PUDD. The Board will need to go into Executive Session this evening to discuss litigation on the Schidzick Estate/Hawkwood Property and the Negotiations with the Teamsters Union concerning the contract with the Highway employees. He will reach out to Attorney Chauvin concerning Connolly Road. On water district consolidation, Karen Martell, Bond Counsel for the

Town, recommended the law firm of Taber, Ryan and Keniry PPC. They will give us an estimate on the cost to do the consolidation.

Highway Superintendent Whalen reported that the Department of Labor has received the request by Councilwoman Stewart concerning our Policy on Violence in the Workplace and has granted the extensions.

Councilman Goslin is looking to eliminate the TND from the Ballston Residential District and asked Town Attorney Walsh to prepare the language for the resolution.

Supervisor Ziegler asked Councilman Goslin to attend the zoning meeting on Thursday morning so this topic could be discussed with Nan Stolzenburg. Councilman Goslin suggested setting a Public Hearing on the eliminating TND from the Ballston Residential District for April 28th.

Councilman Goslin stated that after the decision on EDUs, the Town is now ready to proceed with forming the sewer district. Mary Beth Bianconi from Delaware Engineering distributed a calendar of steps in forming the sewer district. She stated that there are two ways to form a sewer district in NYS. The first is by Article 12 when a valid petition of the residents in the district is given to the Board compelling them to create a sewer district. The engineer puts together a map, plan and report that states the cost of the project. Ms. Bianconi states the method that best suits the Town's situation is Article 12A which is a modified process. The Board recognizes that the sewer district would be an asset to the community. The Town Board takes action for the people who live there to advance the sewer project. The engineer prepares the map, plan and report and a public hearing is held on this proposal. The 30 day period for a permissive referendum begins after the public hearing. Residents in the district could gather and petition to conduct a vote. Five percent of the people enrolled in the last certified election roll can force a referendum. In the case of this district, approximately 20-50 people can force a referendum. If the Board decides to go forward with the sewer district, the first step is to send informational mailing to the property owners in this district. This mailing would contain the change in the price of the project. The Board would solicit feedback from the residents through cards and the website. The Board would then proceed by approving an intermunicipal agreement, map, plan and report and the agreement with the Saratoga County Sewer District. At the public hearing the people give the Board their opinion on the project then the Board would decide to proceed with the plan, modify the plan or end the plan. After the 30 day period for permissive referendum, the Board would complete the SEQRA process and adopt the resolution under Article 12A.

Supervisor Ziegler is concerned not giving the people a vote and acting on their behalf when it is the people who will be paying the bill. He will need time to ask questions and do research on this ten million dollar project. The timeframe calendar has steps outlined per month and he does not know if it is doable. The Board needs to do the project correctly and not be rushed. The project needs to be discussed in depth and the Board needs the information in advance of the meeting. There is a reason that government works at a slow pace.

Councilman Szczepaniak thanked the sewer committee for their hard work. He sees two phases to the formation of the sewer district. The first phase is to protect the lake. The second phase is the economic development phase on Route 50. He said a project of this magnitude needs several meetings. The Board set a meeting for Thursday, April 23rd at 6:30 p.m. to discuss how to move forward with the sewer committee. Councilman Szczepaniak is concerned about the shale surrounding the lake and that the cost of the project could be more than what will be bonded.

Ms. Bianconi answered that this will be a pressurized system instead of a gravity system and there will be more flexibility and less cost with the construction.

Town Attorney Walsh said it would be helpful to have the draft intermunicipal agreement with the Town of Clifton Park, the draft map, plan and report and the power point presentation for the meeting.

Councilman Goslin talked about hunting for EDUs to lower the cost of the sewer project for each resident. The availability of sewers can revitalize areas of the Town with declining infrastructure. We will have the challenge and the opportunities with the building of the casino in Schenectady. The Town Board has the opportunity to develop the Town by deciding what we want in our Town rather than have developers decide what is built here.

Councilman Antoski met with the Farmers Market committee. They ask that the Town consider funding a Portable Toilet for the market. The Board tentatively supported this request.

Library Director Karen DeAngelo said at the last meeting the Board had questions about the renovations. She invited the Board to the Library Board Meeting on the last Wednesday of the month or to stop by at their convenience to see the plans. She also answered questions concerning the security cameras.

Building Inspector Johnson reported that his department received the receipt from the certified letter sent to the owner of the bowling alley concerning the cleanup of the fire damage. Councilman Goslin asked the Town Attorney to write the Board resolution dealing with the cleanup for the April 14th meeting. Mr. Johnson met with the Chairman of the Planning Board Richard Doyle and Town Engineer Kathryn Serra and completed new engineering proposals. They are awaiting Councilwoman Stewart's review.

Concerning the cleanup of the bowling alley, Highway Superintendent Whalen added that we will need to go out to bid for the job. Councilman Goslin suggested the Board contact the Town Engineer to scope out this project for safety and appearance.

Councilman Szczepaniak said the Board is looking to hire an Assistant Building Inspector. It is a civil service position and there are several candidates on the civil service list. The Board needs to create a job description for this position.

RESOLUTION 15-46
ENTER INTO EXECUTIVE SESSION TO DISCUSS LITIGATION CONCERNING THE HAWKWOOD PROPERTY AND THE TEAMSTERS CONTRACT FOR THE HIGHWAY EMPLOYEES.

A motion was made by Councilman Szczepaniak and seconded by Councilman Antoski to enter into Executive Session to discuss litigation concerning the Hawkwood Property and the Teamsters Contract for the Highway employees.

ADOPTED: Ayes 4 Supervisor Ziegler, Councilman Szczepaniak, Councilman Goslin and Councilman Antoski
Nays 0

The Town Board entered into Executive Session at 8:30 p.m.

RESOLUTION 15-47
RETURN TO REGULAR SESSION

A motion was made by Councilman Szczepaniak and seconded by Councilman Antoski to return to Regular Session.

ADOPTED: Ayes 4 Supervisor Ziegler, Councilman Szczepaniak, Councilman Goslin and Councilman Antoski
Nays 0

The Board returned to Regular Session at 9:15 p.m. No action was taken on the items discussed in Executive Session.

A motion was made by Councilman Goslin and seconded by Councilman Antoski to adjourn the meeting. The meeting was adjourned at 9:20 p.m.

Respectfully submitted,

Carol R. Shemo
Town Clerk