

An agenda meeting was held by the Town Board of the Town of Ballston on Tuesday evening, May 27, 2014 at the Town Hall on Charlton Road, Ballston Spa.

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

Supervisor Ziegler called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

**RESOLUTION 14-098**  
**AUDIT OF CLAIMS**

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

General Fund	No. 181 - 230	\$33,169.08
Highway Fund	No. 163 - 205	165,716.37
Gravel Pit Fund	No. 9 - 20	14,322.80
Park Fund	No. 6 - 9	1,689.54
Library	No. 23 - 59	13,391.44
Water Fund District 2 (SW)	No. 36 - 42	664.32
Blue Barnes Rd Dist. No.2 Ext# 13 (BBR)	No. 35 - 41	12.34
Brookline Rd Rte 67 No.2 Ext#12 (BRW)	No. 35 - 41	73.98
Goode St Dist. No.2 Ext#14 (GSW)	No. 35 - 41	49.32
Paradowski Rd Water Dist. No. 5 (RW)	No. 14 - 17	4.62
Route 50 Water No.2 Ext#7 (RTW)	No. 35 - 41	278.99
Scotchbush Water Dist. No.6 ((WW)	No. 14 - 17	9.22
Silver Ln Water Dist. No 6 Ext#1 (WX)	No. 14 - 17	4.62
Chapel Hill Water Dist. No. 2 Ext # 18 (CH)	No. 35 - 41	86.32
Brooks Heritage Dist. No.2 Ext #21 (RL)	No. 35 - 41	24.66
Stonebridge Enclave No.2 Ext #19	No. 35 - 41	12.34
Trust & Agency	No. 8 - 12	13,273.75
ADOPTED: Ayes 5	Supervisor Ziegler, Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski	
Nays 0		

**SUPERVISOR'S REPORT**

Supervisor Ziegler stated that the Town Board will not consider Resolutions 14-099 – 14-101 this evening. These resolutions will be tabled until the next meeting when the Town Attorney is present.

**COUNCIL MEMBERS' REPORTS**

**Councilman Goslin** reported the following:

- He gave the Town Board a draft of the proposed sewer resolution to be considered at the June 10<sup>th</sup> meeting. The sewer committee has completed all the tasks that they set out to accomplish. The resolution provides for a one hour presentation concerning the plan to move forward with sewers around the lake, optional areas of Buell Heights and Stevens School, Route 50 Corridor and the northern end of tTwn. This plan is subject to review by the Town Attorney.
- The accounting of Town finances for 2011 and 2012 is moving ahead, and with continued good progress, they hope to have the books ready by June.

Councilman Szczepaniak asked if it will be necessary to hold a referendum concerning the sewers because there is a concern about the time frame for the November election.

Councilwoman Stewart said that the referendum would need to be approved by August to be on the November ballot.

Supervisor Ziegler asked if Delaware Engineering has completed their project.

Councilman Goslin replied that the Town Attorney will advise the Board on the need for a referendum. Delaware Engineering has completed their project and many committee members feel that the project far exceeded their expectations.

**PRIVILEGE OF THE FLOOR**

*Mr. David Pierce* reported on the fecal coliform bacteria testing of the Watershed Area. In 2013, the Town agreed to fund the fecal coliform bacteria testing of Ballston Lake and Buell Heights. In April 2014, he requested to increase the sampling sites by adding 3 additional sites in Buell Heights and delete one Ballston Lake site. The maximum cost for testing 8 sites is \$960 for the summer; last summer the cost was \$510. He noted the past report of sites tested that had above normal fecal coliform levels and is the reason for the increase in sampling sites. He added that BLIA is in the process of an in lake analysis by State University of New York scientist who will do a shoreline evaluation of possible failing septic systems.

Councilman Goslin added that the increase in testing is an investment in the lake and the watershed and it will help the Town Board set a plan at budget time. The cost of the testing should be added to the June 10<sup>th</sup> meeting at a maximum cost not to exceed \$1,000.

*Ms. Spiedel* asked about the location of Jenkins Park and what amenities the Park offers residents.

Supervisor Ziegler said the Clerk’s Office would add that information to the Town website on the Jenkins Park page.

*Mr. Coppolo* asked if there will be a public hearing for Walmart.

Supervisor Ziegler responded that Walmart is before the Planning Board. It is part of a PUDD that was passed by the Town Board years ago. The information can be found on the Town website. If Mr. Coppolo cannot find this information on the website, please email the Supervisor and he will help him find the information.

Town Attorney Walsh entered the meeting at 7:45 p.m.

**NEW BUSINESS FOR CONSIDERATION AND ACTION:**

**RESOLUTION 14-099**

**TABLE THE NAMING OF THE TOWN BOARD AS LEAD AGENCY FOR LOCAL LAW NO.1 OF 2014 AMENDING THE LIGHT INDUSTRIAL DISTRICT REGULATIONS.**

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to table the naming of the Town Board as Lead Agency for Local Law No. 1 of 2014 amending the Light Industrial District Regulations.

ADOPTED: Ayes 5 Supervisor Ziegler, Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski  
Nays 0

**RESOLUTION 14-100**

**TABLE ESTABLISHING A NEGATIVE DECLARATION FOR LOCAL LAW NO. 1 OF 2014 AMENDING THE LIGHT INDUSTRIAL DISTRICT REGULATIONS.**

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to table establishing a negative declaration for Local Law No. 1 of 2014 amending the Light Industrial District Regulations.

ADOPTED: Ayes 5 Supervisor Ziegler, Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski  
Nays 0

Town Attorney Walsh said the Town needs to make sure we satisfy all legal requirements concerning the new lighting district in the Stonebridge Estates Development so it will be necessary to table the resolution.

**RESOLUTION 14-101**

**TABLE SETTING A PUBLIC HEARING TO CREATE A NEW LIGHTING DISTRICT IN THE STONEBRIDGE ESTATES DEVELOPMENT.**

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to table setting a Public Hearing to create a new lighting district in the Stonebridge Estates Development.

ADOPTED: Ayes 5 Supervisor Ziegler, Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski  
Nays 0

Discussion was held on the creation of a street improvement district on Connolly Road. Instead of looking at a special tax district for lower Connolly Road, residents asked that we return to an earlier proposal to upgrade Powers Lane that exits onto Outlet Road. The residents would like to work on improving the situation on that private road by obtaining reciprocal easements among all property owners to ensure everyone has legal access to Outlet Road. It is necessary that emergency vehicles can get to all the houses on Connolly Road. With this change in direction concerning Connolly Road, the Town Board will table the following resolution.

**RESOLUTION 14-102**

**TABLE SETTING A PUBLIC HEARING FOR THE CREATION OF A STREET IMPROVEMENT DISTRICT ON CONNOLLY ROAD**

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to table setting a Public Hearing for the creation of a street improvement district on Connolly Road.

ADOPTED: Ayes 5 Supervisor Ziegler, Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski  
Nays 0

**RESOLUTION 14-103**

**APPOINT JAMES TOWNE AS A MEMBER OF THE ETHICS BOARD FOR A TERM COMMENCING MAY 27, 2014 AND ENDING DECEMBER 31, 2019.**

A motion was made by Councilman Goslin and seconded by Councilman Antoski to approve the appointment of James Towne as a member of the Ethics Board for a term commencing May 27, 2014 and ending December 31, 2019.

ADOPTED: Ayes 5 Supervisor Ziegler, Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski  
Nays 0

**DISCUSSION**

**1. Junk Pickup**

Supervisor Ziegler reported that Highway Superintendent Whalen polled several companies concerning bids for the junk pickup. County Waste is the least expensive and we have an agreement with them to pick up yard waste during the year. Councilman Szczepaniak has worked on this project and he will give an updated report.

Councilman Szczepaniak reported that he and Highway Superintendent Whalen met with County Waste. They will charge the Town \$25,000 for the pickup and it will be in August. He will have a contract with the firm date of the pickup for the June Town Board Meeting. County Waste will handle all the communication on this junk pickup with Town residents. The information will also be on the Town website on the Home Page alerts. County Waste gives the Town a good rate because they use the scrap metal to offset their costs. To ensure that County Waste gets the scrap metal, the Town Board will consider passing a Town Ordinance to prohibit pilfering through the trash pickup. Other Towns have passed similar ordinances and it has helped out with the pickup.

Supervisor Ziegler will let the sheriff patrol know about the local ordinance.

**2. Fuel Tank Removal and Installation.**

A discussion was held on the process of going out to bid for the removal of the old fuel tanks and the installation of the new tanks. Highway Superintendent is attending classes at Cornell until June 4<sup>th</sup> and he has the information on the bid specs. The Town Board will consider setting a bid opening at the June 10<sup>th</sup> Town Board Meeting.

A motion was made by Councilman Szczepaniak and seconded by Councilman Antoski to adjourn the meeting at 8:05 p.m.

Respectfully submitted,

Carol R. Shemo  
Town Clerk