

A regular meeting was held by the Town Board of the Town of Ballston on Tuesday evening, October 14, 2014 at the Town Hall on Charlton Road, Ballston Spa.

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

Deputy Supervisor Szczepaniak called the meeting to order at 7:30 p.m., the Pledge of Allegiance was recited. Town Supervisor Ziegler was not able to attend the meeting this evening due to a work conflict.

CORRESPONDENCE

The Town Clerk read the correspondence for September and October. The Town of Ballston received two letters from the NYS Department of Transportation concerning speed limit reductions. The first letter was a request for a speed limit reduction on Route 50 between Brookline Road (CR 60) and McCrea Hill Road in the Town of Ballston. This area has been included within several speed limit studies over the past ten years. After a review of existing conditions including: roadside development, intersections, travel lane widths, shoulders, roadway characteristics, traffic volume, prevailing operating speeds and rate of accidents, it has been determined that a speed limit reduction is not warranted. The second letter was a requesting a speed limit reduction for Lakehill Road between Kingsley Road and Route 146A for the Burnt Hills-Ballston Lake High School in the Town of Ballston. It has been determined that the speed limit is appropriate and should not be lowered. The DOT noted a considerable number of student pedestrian activity at the crosswalk and determined that a 25 mph school speed limit may be beneficial for the high school. The Town should arrange to have the appropriate school speed limit signs installed in accordance with the MUTCD and the NYS Supplement.

REPORTS OF TOWN OFFICIALS

Building Inspector Thomas Johnson, Highway/Water Superintendent Joseph Whalen, Dog Control Officer Thomas Shambo, Library Board of Trustees Member Michelle Hernandez and Town Clerk Carol Shemo submitted reports for September and they are on file in the Town Clerk's Office.

Water Superintendent Joseph Whalen reported that the Saratoga County Water Authority has disconnected the GAC used to remove the disinfected byproducts. He stated that throughout the summer, the tests showed low limits of disinfected byproducts. The new system, similar to the GAC but on a larger scale, will be installed at the plant at Queensbury. The second round of testing showed clean tests and all levels were below the limits set by the NYS Department of Health.

RESOLUTION 14-167

APPROVE THE SUPERVISOR'S FINANCIAL REPORT FOR THE MONTH OF SEPTEMBER 2014.

A motion was made by Councilman Goslin and seconded by Councilman Antoski to approve the Supervisor's Financial Report for the month of September 2014.

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| ADOPTED | Ayes | 4 | Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski |
| | Nays | 0 | |

COUNCIL MEMBERS REPORTS:

Councilman Szczepaniak reported the Town Board had their first budget hearing this evening. Highway Superintendent Joseph Whalen reviewed his budget with the Board Members and discussed a small portion of the Water Department Budget. Councilman Goslin gave the Board Members copies of a new format for recording the receipts and disbursements for each month for the Supervisor's Financial Statement. There will be a budget hearing on Thursday evening, October 16th, and three budget hearings next week on October 21st, Wednesday October 22nd and Thursday, October 23rd at 6:30 p.m. He encouraged the residents to attend.

Councilman Goslin commented on the Saratoga County Water Authority installing a new system to remove disinfected byproducts. He said the Saratoga County Water Authority costs the Town a lot of money when we shut off the water. He asked the Water Superintendent to shut off the water at the first sign of trouble.

Councilwoman Stewart reported that the Parks and Recreation Committee will meet on October 29th in the conference room.

PRIVILEGE OF THE FLOOR

Mr. Pierce stated that in 2011 the Ballston Lake Improvement Association established a Water Shed Management Plan. They are in the process of updating the plan with the help of Dave Decker. They are applying for a grant and want to hire an engineering firm to write the plan. They will be working with the Town of Ballston, the Town of Clifton Park and other agencies. With the designation of Ballston Lake as an Inland Waterway, they will be able to secure other funding but the Town will need to apply for a grant.

Mr. Decker gave the Board a concept paper on the Ballston Lake Watershed Protection Plan Development and Implementation. The Town will position itself to apply for funding to assist in bringing a sewer collection and transmission system to Ballston Lake in June. In his concept paper, Mr. Decker outlined the steps in the process that he recommends the Town Board to follow for applying for this grant. The Town needs to consider formally adopting the Town Watershed Management Plan. This can be accomplished by expanding the existing plan with the hopes of adopting the new plan in the spring. Over the next 45 days the Board should start the process and invite the suggested list of members to a meeting. The Town needs to involve the Local Regional Economic Development Council and get their support for this competitive grant. The Board needs to appoint a representative.

Councilman Goslin said the Town should process and apply for matching funds for the sewer project. This grant could offset the cost of the sewer district for our residents. The Board needs to choose a liaison and set up a timetable.

Mr. Pierce added that they are looking for an engineering firm to develop the plan and they are asking for a grant for \$10,200.

Councilman Szczepaniak will discuss this information with the Supervisor.

Ms. South, former president of the Burnt Hills Farmers Market, presented a proposal to the Board requesting the Town of Ballston support the Route 50 Green Market for the 2015 season by waving the annual vendor's permit fee required to operate at their current location at 802 Route 50, Burnt Hills, NY. She said supporting the Route 50 Green Market will show that the Town of Ballston supports agriculture and the local participants who make up the market. She said their market is supported by over 80 residents who live in the town or the surrounding areas. These residents support their market as well as local businesses.

Councilman Szczepaniak said he would like to see the Farmers Market at one location. He proposes to get the parties together and resolve the issues. He would like to personally get involved and he will speak with the Supervisor concerning the market.

Mr. Gibson said he has discussed the planning and zoning issues that face the Town with Timber Creek Phase IV with his neighbors. The whole area has changed since the traffic study was completed four to five years ago. There will be 211 units built and he is concerned about the impacts on an area that has 80% poorly drained soils. He would like to help with the redesigning of this project.

OLD BUSINESS

1. Sewer District

Councilman Goslin said they are scheduling sewer meetings with a possible meeting on October 27th and December 1st. The door-to-door informal petition process is going well. They have received very high approval numbers for the sewer district formation.

They will report back at the November meeting.

2. Audit

The audit is in progress for the 2012 records.

3. 10 Year Water Plan

At the last meeting, Kathryn Serra gave an overview of the plan. The priority items she recommended were the riser pipe and the Water Consolidation Plan.

NEW BUSINESS FOR CONSIDERATION AND ACTION:

RESOLUTION 14-168

APPROVE THE STONEBRIDGE LIGHTING IMPROVEMENT DISTRICT.

A motion was made by Councilwoman Stewart and seconded by Councilman Goslin to approve the Stonebridge Lighting Improvement District.

Resolution and Order
Establishing Town of Ballston
Stonebridge Lighting Improvement District

Whereas, a Petition dated November 8, 2013 was filed with the Town requesting creation of an improvement district pursuant to Article 12 of the NYS Town Law, more specifically a street lighting district, and

Whereas, creation of this Lighting District is required by the Stone Bridge PUDD Local Law previously enacted by this Board and approved by the Planning Board,

Whereas, a list of all properties owned by Petitioners that are proposed to be included in the district is attached hereto, and

Whereas, a review of the Petition has determined that more than 50% of the property owners of the lands to be included in the District have signed said Petition, and

Whereas, a map, plan and report by a licensed professional engineer accompanied said Petition, and,

Whereas, the Petitioner has submitted correspondence which states that all property owners in which the proposed district is to be located will benefit and be improved by creation of this district, and

Whereas, a duly noticed public hearing upon the Petition was held before the Town of Ballston Town Board on September 11, 2014, and

Whereas, approval of the State Comptroller is not required prior to creation of this district,

Now Therefore Be It Resolved,

The Town Board of the Town of Ballston hereby approves and orders the creation of Town of Ballston Stonebridge Lighting Improvement District pursuant to authority conferred by NYS Town Law Article 12 and hereby makes the following findings of fact in conjunction with approval of this improvement district based upon a review of the Petition and Map, Plan and Report:

1. The Petition is signed and authenticated as required by law and is otherwise sufficient.
2. All of the property and property owners within the district are benefited by the creation of said district.

3. All of the property and property owners to benefit from said district have been included in the district, and
4. That it is in the public interest to create the district.

Be It Further Resolved,

The maximum amount to be expended by the Town related to the district through financing, bonding, or any other indebtedness is 0.00 Dollars and all costs are to be borne by the property owner(s) at no cost to the Town.

Be It Further Resolved,

The Town Clerk shall file a copy of this Resolution and Order with the New York State Department of Audit and Control and with the Saratoga County Clerk within 10 days of this date.

Dated: October 14, 2014

By Order of the Town of Ballston Town Board
 Carol Shemo, Town Clerk

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| Roll Call | Supervisor Ziegler | Absent |
| | Councilman Szczepaniak | Yes |
| | Councilman Goslin | Yes |
| | Councilwoman Stewart | Yes |
| | Councilman Antoski | Yes |

Adopted.

RESOLUTION 14-169
CHANGE THE DATE OF THE NOVEMBER TOWN BOARD MEETING FROM NOVEMBER 11, 2014 VETERANS DAY TO THURSDAY, NOVEMBER 6, 2014 AT 7:30 P.M.

A motion was made by Councilman Goslin and seconded by Councilman Antoski to approve changing the date of the November Town Board from November 11, 2014 to Thursday, November 6, 2014 at 7:30 p.m.

ADOPTED Ayes 4 Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski
 Nays 0

RESOLUTION 14-170
SET A PUBLIC HEARING ON THE 2015 PRELIMINARY BUDGET FOR THURSDAY, NOVEMBER 6, 2014 AT 7:15 P.M.

A motion was made by Councilman Antoski and seconded by Councilman Goslin to set a Public Hearing on the 2015 Preliminary Budget for Thursday, November 6, 2014 at 7:15 p.m.

ADOPTED Ayes 4 Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski
 Nays 0

RESOLUTION 14-171

NAMETHE TOWN BOARD AS LEAD AGENCY FOR LOCAL LAW NO. 3 OF 2014 CONCERNING CHANGES TO THE TOWN CODE: CHAPTER 73, HEALTH AND SANITATION §73-2(B) AND CHAPTER 104 SUBDIVISION OF LAND, REMOVE INFORMATION ON SANITARY SEWER AND REFERENCE CHAPTER 73 AND ADD ROADWAY CONSTRUCTION INFORMATION 104:A1 TO 104:A9.

A motion was made by Councilwoman Stewart and seconded by Councilman Antoski to name the Town Board as Lead Agency for Local Law No.3 of 2014 concerning changes to the Town Code: Chapter 73 Health and Sanitation §73-2(B) and Chapter 104 Subdivision of Land, remove information on Sanitary Sewer and reference Chapter 73 and add roadway construction information 104:A1 to 104:A9.

ADOPTED Ayes 4 Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski
 Nays 0

RESOLUTION 14-172

CLASSIFYING LOCAL LAW NO. 3 OF 2014 CONCERNING CHANGES TO THE TOWN CODE: CHAPTER 73, HEALTH AND SANITATION §73-2(B) AND CHAPTER 104 SUBDIVISION OF LAND, REMOVE INFORMATION ON SANITARY SEWER AND REFERENCE CHAPTER 73 AND ADD ROADWAY CONSTRUCTION INFORMATION 104:A1 TO 104:A9 AS AN UNLISTED SEQRA ACTION.

A motion was made by Councilwoman Stewart and seconded by Councilman Antoski classify Local Law No.3 of 2014 concerning changes to the Town Code: Chapter 73 Health and Sanitation §73-2(B) and Chapter 104 Subdivision of Land remove information on Sanitary Sewer and reference Chapter 73 and add roadway construction information 104:A1 to 104:A9. as an Unlisted SEQRA Action.

ADOPTED Ayes 4 Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski
 Nays 0

RESOLUTION 14-173

SET A PUBLIC HEARING FOR LOCAL LAW NO. 3 OF 2014 CONCERNING CHANGES TO THE TOWN CODE: CHAPTER 73, HEALTH AND SANITATION §73-2(B) AND CHAPTER 104 SUBDIVISION OF LAND, REMOVE INFORMATION ON SANITARY SEWER AND REFERENCE CHAPTER 73 AND ADD ROADWAY CONSTRUCTION INFORMATION 104:A1 TO 104:A9 FOR NOVEMBER 25th AT 7:20PM.

A motion was made by Councilwoman Stewart and seconded by Councilman Antoski set a public hearing for Local Law No.3 of 2014 concerning changes to the Town Code: Chapter 73 Health and Sanitation §73-2(B) and Chapter 104 Subdivision of Land remove information on Sanitary Sewer and reference Chapter 73 and add roadway construction information 104:A1 to 104:A9.

ADOPTED Ayes 4 Councilman Szczepaniak, Councilman Goslin, Councilwoman Stewart and Councilman Antoski
 Nays 0

A motion was made by Councilman Goslin and seconded by Councilman Antoski to adjourn the meeting. The meeting was adjourned at 8:17 p.m.

Respectfully submitted,

Carol R. Shemo
Town Clerk