

An agenda meeting was held by the Town Board of the Town of Ballston on Tuesday evening, January 31, 2017 at the Town Hall on 323 Charlton Road, Ballston Spa, New York.

PRESENT: Joseph Whalen Deputy Supervisor  
William Goslin Councilman  
John Antoski Councilman  
Kelly Stewart Councilwoman  
Charles Curtiss Councilman  
James Walsh Counsel  
Carol Gumienny Clerk

ABSENT: Timothy Szczepaniak Supervisor

Deputy Supervisor Whalen called the meeting to order at 6:30 p.m. He stated we will be conducting Town Business and then have the Carpenter's Acres sewer presentation.

**RESOLUTION 17-19**

**AUDIT OF CLAIMS**

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

General Fund	No. 1 – 62	38,439.85
Highway Fund	No. 1 – 70	205,908.85
Gravel Pit Fund	No. 1	751.66
Park Fund	No	0.00
Library	No. 1 – 32	11,701.37
Water Fund District 2 (SW)	No. 1- 15	55,571.93
Paradowski Road Water #5	No. 1 – 3	22.84
Scotchbush Water Dist. No.6 (WW)	No. 1 – 3	45.67
Silver Ln Water Dist. No.6 Ext#1 (WX)	No. 1 – 3	22.84
Morningdale Court No.2 Ext#24	No. 1 – 6	552.57
Trust and Agency	No. 1 – 6	27,192.53

ADOPTED Ayes 5 Deputy Supervisor Whalen, Councilman Goslin, Councilman  
Antoski, Councilwoman Stewart and Councilman Curtiss  
Nays 0

**NEW BUSINESS FOR CONSIDERATION AND ACTION FOR TONIGHT:**

**RESOLUTION 17-20**

**APPROVE THE APPOINTMENT OF NICOLE RODGERS AS AN ALTERNATE MEMBER OF THE PLANNING BOARD COMMENCING JANUARY 31, 2017.**

A motion was made by Councilman Goslin and seconded by Councilwoman Stewart.

ADOPTED Ayes 5 Deputy Supervisor Whalen, Councilman Goslin, Councilman  
Antoski, Councilwoman Stewart and Councilman Curtiss  
Nays 0

Councilwoman Stewart stated the Supervisor, Planning Board chairman and herself interviewed the candidate and she is qualified and willing to serve. Councilwoman Stewart previously emailed the Board Ms. Rodgers resume for their review.

**RESOLUTION 17-21**

**APPROVE SUPERVISOR SZCZEPANIAK AND COUNCILWOMAN STEWART TO ATTEND THE ANNUAL ASSOCIATION OF TOWNS MEETING IN NYC IN FEBRUARY AT A COST OF \$250.**

A motion was made by Councilman Goslin and seconded by Councilman Curtiss.

ADOPTED Ayes 5 Deputy Supervisor Whalen, Councilman Goslin, Councilman  
Antoski, Councilwoman Stewart and Councilman Curtiss  
Nays 0

Before introducing the speaker for this evening's presentation, Councilman Goslin gave some background information on Carpenters Acres to the approximately 60 residents in attendance.

A petition was presented to the Town Board from the residents of Carpenter's Acres in 2015 who were interested in possibly having sewers. The Town Board acted and hired an engineer to do a study. The study was done by Ed Hernandez of Adirondack Mountain Engineering. Here are his findings:

Carpenter's Acres consists of residents of Moonlight Drive, Robert Drive, Cindy Lane, Reita Street, North Avenue, Harold Street, Sunset Avenue, Pine Grove Avenue, Tomaselli Court and Route 50. There are 160 parcels which is equivalent to 167 dwelling units (EDUs). There is a choice of two options for sewers. The first is a low pressure sewer which is a network of small diameter wastewater lines under pressure. Typically, it is lower in cost. A small grinder pumping station is required at each service. The homeowner is responsible for this pump which includes the purchase, installation, operating and maintenance expense. The cost of this system would be \$2,268,000. The annual cost for the homeowner would be \$846 plus \$10,000 to hook up to the system. The second option is a gravity sewer option. This system is a network of pipes that flow by gravity to a regional pump station. It will require manholes at each intersection, change in direction and grade change. It requires a regional pump station to be operated by Saratoga County Sewer District. The advantage to this is there are no grinder pumps required; however, the cost is much higher. The price is \$4,394,000. The annual cost to the homeowner would be \$1,415 with a one-time hook up fee of \$3,500. The NYS Comptroller's Office would have to approve this amount because it is over the amount the State allows which is \$909 (the average cost in New York that a resident pays for sewers). This prevents homeowners from being priced out of their homes. There is a lot of work involved to create a sewer district and is typically a three-year process.

There was a question and answer segment that followed the presentation. By a show of hands, the majority of the people in the room want to be able to vote on having sewers and also which option to choose. Committee members are needed to decide how to move forward. Information can be found at [ballstonsewers.org](http://ballstonsewers.org). Councilman Goslin thanked everyone for coming and listening to Mr. Hernandez this evening.

## **DEPARTMENT / COMMITTEE REPORTS**

### **LIBRARY**

Library Director, Karen DeAngelo reported the library received a grant for \$5,000 to paint and improve the lighting in the children's room. They also will receive a grant for \$9,000 that will be used for a projector in the new computer room.

### **COUNSEL**

Town Attorney James Walsh reported he has been authorized by the Board to settle the Trustco suit. He attended a planning and zoning conference and will share what he learned with the appropriate people. A package was sent to the Town from bond counsel, Hodgson Ross Attorneys, for signatures needed for the closing scheduled for February 9<sup>th</sup>, for financing the Ballston Lake sewer project. He wanted to bring it to the Board's attention to discuss at a future date on how to move forward with bond counsel. The closing papers for the sewer financing will be signed by Friday. The contract from the engineering firm for the Ballston Lake Sewer Project has been reviewed and commented on by special council, Matt Chauvin, Esq. The contract will be returned to the engineer. Counsel asks the Board to allow him to authorize special Counsel Matt Chauvin, Esq. to sign the Environmental Facilities Corps documents as town attorney. Councilman Goslin makes a motion:

### **RESOLUTION 17-22**

#### **AUTHORIZE THE TOWN ATTORNEY, JAMES WALSH, TO ALLOW SPECIAL COUNSEL, MATT CHAUVIN, ESQ. TO EXECUTE REQUIRED ENVIRONMENTAL FACILITIES CORPORATION DOCUMENTS, AS TOWN ATTORNEY.**

Councilman Curtiss will second the motion.

ADOPTED Ayes 5 Deputy Supervisor Whalen, Councilman Goslin, Councilman Antoski, Councilwoman Stewart and Councilman Curtiss

Nays 0

### **BALLSTON LAKE MANAGEMENT & PROTECTION COMMITTEE**

Dr. Pierce reported the Committee met in January and discussed the function of Committee members to update a report from the Capital District Future Planning Commission from 2001. The trapper was successful in December, trapping 14 beavers.

**Councilwoman Stewart** had a few items to discuss. She distributed proposed language to the Board to change how the usage of fees, received by developers for the parks fund, can be used. Because this is in the Town Code, this would be proposed Local Law 2 of 2017. She is asking the Board to review it before the next meeting.

The Parks & Rec Committee will be launching a web page for parks in the Town thanks to Councilman Goslin's expertise.

The Library Board had a meeting and questioned if the library is included in the proposed new phone system. They are looking into having a panic button for the elevator and/or desk and need a dedicated phone line for this.

Reality Check previously proposed to the Town prohibiting the marketing and/or sales of smoking products at nearby schools. They recently approached the library and asked them to sign a petition of support that will be directed to the Town Board for consideration. The library was not comfortable in signing. Councilman Goslin suggests giving Nan, our planner, this information and get her response.

Councilwoman Stewart began the paperwork to receive the funds for the micro-grant enterprise program. A small committee needs to be appointed by the Supervisor and a Request for Proposals is needed for a consultant.

### **SEWER COMMITTEE**

**Councilman Goslin** gave a quick update on the sewer project. He emailed the Board the 66-page sewer contract to review. It has been reviewed by the Sewer Committee and outside counsel, Matt Chauvin, Esq. Councilman Goslin has been given approval from Town Counsel to send the contract to Adirondack Mountain Engineering. A letter has been sent to the Town, from Mr. Chauvin who reviewed the contract, stating the Town complied with regulations for an RFP and there were no issues.

A motion was made by Councilman Goslin and seconded by Councilwoman Stewart to adjourn the meeting. The meeting was adjourned at 7:55 p.m.

Respectfully submitted,

Carol A. Gumienny  
Town Clerk