

A Town Board meeting was held by the Town Board of the Town of Ballston on Tuesday evening, September 26, 2017 at the Town Hall located at 323 Charlton Road, Ballston Spa, New York.

PRESENT:	Tim Szczepaniak	Supervisor
	Bill Goslin	Councilman
	Kelly Stewart	Councilwoman
	John Antoski	Councilman
	Chuck Curtiss	Councilman
	Carol Gumienny	Clerk
	Debra Kaelin	Counsel

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

RESOLUTION 17-183

AUDIT OF CLAIMS

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

General Fund	No. 393 - 434	35,890.10
Highway Fund	No. 456 - 496	67,596.50
Gravel Pit	No. 25 - 34	12,209.31
Park Fund	No. 23 - 28	1,946.74
Library	No. 308 - 339	12,169.46
Water Fund District 2 (SW)	No. 146 - 156	40,449.90
Paradowski Road Water #5	No. 27 - 29	24.90
Scotchbush Water Dist. No. 6 (WW)	No. 27 - 28	49.82
Silver Ln Water Dist. No 6 Ext. #1 (WX)	No. 26 - 28	150.13
Morningdale Court No. 2 Ext. #24	No. 39 - 44	9,676.62
Trust and Agency	No. 61 - 65	313.44

The Town Clerk read the following proclamation:

PROCLAIMING SEPTEMBER 17 – 23, 2017 AS “SHERIFFS WEEK” IN THE TOWN OF BALLSTON

WHEREAS, the Office of the Sheriff has been an integral part of the criminal justice system in New York State and in Saratoga County throughout our history, having been established in the State’s first constitution in 1777 and having been continued in every succeeding constitution, and having been one of the original constitutional offices of our County; and

WHEREAS, despite changes in its function, status and powers during its long history, the Office of the Sheriff has maintained a continuous existence, preserved its distinguishing heritage, and continued to be an essential component of our criminal justice community; and

WHEREAS, the Office of the Sheriff has evolved into a modern, professional, full-service law enforcement agency, manned by fully trained police officers, using state-of-the-art technology and applying the latest and most advanced theories and practices in the criminal justice field; and

WHEREAS, the Office of the Sheriff is unique in the community, and the duties of the Office go far beyond the traditional role of “Keeper of the Peace,” and extend into many facets of public service, including maintaining the county jail, providing security in our courts, dispatching emergency services, and serving and executing civil process for our courts; and

WHEREAS, as a constitutionally empowered entity directly responsible to the People, the ancient Office of the Sheriff remains, even today, responsive and accountable to the public it serves;

WHEREAS, it is fitting to celebrate the historical contributions of the Office of the Sheriff and the significant role that it plays in our modern criminal justice system; now, therefore be it

RESOLVED, that the Town Board of the Town of Ballston hereby proclaims the week of September 17 – 23, 2017 as “Sheriffs Week”, and further expresses its sincere appreciation and gratitude to Sheriff Michael Zurlo and the members of the Saratoga County Sheriff’s Department for their service and dedication to the safety and security of the citizens of our Town.

RESOLUTION 17-184

PROCLAIM SEPTEMBER 17-23, 2017 AS SHERIFF’S WEEK IN THE TOWN OF BALLSTON

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

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

Supervisor Szczepaniak stated the sheriff’s department has always supported our Town. Recently, they held an expired/unused prescription drop off at Morris Ford. Due to the overwhelming response, it will possibly be held on an annual basis.

The Town Clerk read the following proclamation:

PROCLAIMING OCTOBER 2017 AS
"DOMESTIC VIOLENCE AWARENESS MONTH"
IN THE TOWN OF BALLSTON

WHEREAS, the horror of domestic violence continues to plague our society; and
WHEREAS, acts of domestic violence occur in the Town of Ballston; and
WHEREAS, the County’s Sheriff’s Office, District Attorney’s Office and the Department of Social Services, in conjunction with many other local agencies work hard to prevent domestic violence and assist its victims; and

WHEREAS, domestic violence causes emotional damage, physical harm and, sometimes, death to its victims; and

WHEREAS, heightened public awareness is an effective tool against this serious problem; now, therefore, be it

RESOLVED, that the Town Board of the Town of Ballston, and Timothy Szczepaniak as Town Supervisor, hereby proclaim the month of October 2017 as "Domestic Violence Awareness Month" in the Town of Ballston and urge all of our citizens to support and participate in ongoing programs designed for the reduction and eventual elimination of domestic violence; and be it further

RESOLVED, that the Town Clerk of the Town of Ballston will forward a copy of this resolution to Wellspring, 480 Broadway, Saratoga Springs, New York 12866 and Mechanicville Domestic Violence Advocacy Program, 6 South Main Street, Mechanicville, New York 12118.

RESOLUTION 17-185

PROCLAIM THE MONTH OF OCTOBER 2017 AS DOMESTIC VIOLENCE AWARENESS MONTH IN THE TOWN OF BALLSTON.

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

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

CORRESPONDENCE

The Town Clerk stated there will be a tire recycling program held on October 24, 2017 at the Saratoga Town Highway Department in Schuylerville. The cost is \$2.00 for tires; \$3.00 for tires with rims. You must pre-register and be a Saratoga county resident. Money collected will go to the Saratoga County 4-H. More information can be found on the Town’s website.

HIGHWAY / WATER DEPARTMENT REPORT

Highway / Water Superintendent Joe Whalen reported there have been issues with numerous brief power outages in various areas of Town including Town Hall and the pump stations. National Grid has been notified and they are working on this. The Highway Department has been working on upgrading trails in Anchor Diamond Park. Superintendent Whalen has been working with the budget officer on the 2018 budget and a 5-year water plan. The Emergency Management Committee met last week. The Burnt Hills Fire Department, the Ballston Lake Fire Department and the Eagle-Matt Lee Fire Department will conduct an exercise on a disruption in

water supply on October 25th. This will assist the Town to be better prepared in case of an emergency.

LIBRARY REPORT

Rebecca Darling, interim library director, reported:

- The Library is offering a very successful financing series in conjunction with Simmons Capital Group.
- We have partnered with the Stevens PTA to offer several joint events and held a library card drive at two Back to School Nights.
- The director search is ongoing. The Library Trustees interviewed three candidates this month and hope to make a recommendation by mid-October.

BALLSTON LAKE IMPROVEMENT ASSOCIATION

Dr. Pierce reported during the summer the Lake's temperature reached 83° and a blue green algae bloom occurred. A sample was sent out to DEC and the results came back as non-toxic. The algae is gone today and the water temperature is currently 77°. The last two bacteria tests showed low levels and the level of the lake has dropped 19 inches since July.

BALLSTON LAKE SEWER PROJECT

Kim Kotkoskie stated that the easement language and map format have been agreed upon. There are 164 easements. The Ballston Sewer Use Law has been drafted and will be presented next month to the Town Board. The contract for 22 Main Street for the construction of the pump station is moving forward. Adirondack Mountain Engineering is preparing easements, reviewing all survey responses, and laterals are being added to the plans. The archaeological teams did finish their fieldwork and are awaiting a report. The geotechnical team will finish in about a week. The southern Route 50 sewer study results will be presented to the Sewer Committee on October 3rd and will be presented to the Town Board at the October meeting. The Town Board will need to provide direction to the Committee if they will pursue sewer on the southern part of Route 50 because this will impact the Lake project. The Board has three different options: 1. Do nothing. 2. Go to referendum. 3. Go directly to preparing a map, plan and report and pursuing the engineering study. In the communication arena, internal updates are in progress for Town staff, Planning and Zoning boards. On October 18th, Adirondack Mountain Engineering will review the design for the Lake project. Grants need to be looked at for the Route 50 Sewer project if needed. There will be a November 29th public meeting on the sewer project for the Lake.

BUDGET OFFICER

Jeanette Borthwick reported she has been working on the budget. She will have to make entries to transfer \$142,229 out of cash from the General Fund A fund to the Morningdale Court water fund due to errors made from a former bookkeeper in 2013. Auditor Brendan Kennedy at BST has reviewed and approved the entry. She received word from the NYS Comptroller's Office that the Town was given the highest rating for having no fiscal stress. The Town received a check for \$25,000 from the Town of Clifton Park for the portion of Blue Barns Road debt that was owed to the Town. She noted that the Comptroller of the Town of Clifton Park was a pleasure to work with.

COMMITTEE REPORTS

Councilman Antoski stated the Farmland Protection Committee has not met.

Councilwoman Stewart wanted to thank Highway Superintendent Joe Whalen and his crew for the work that was done on the trail for cross country skiing and snowshoeing in Anchor Diamond Park. Shrader and Company will donate some time for the design of the kiosk for Anchor Diamond Park. One panel of the kiosk will be the map of the Park, the Town Historian will prepare a historical panel, and another panel will show the ecological importance of the park. There will also be a sign-in area. Small laminated maps and a suggestion box are also planned. The Parks & Rec Committee, along with Councilman Goslin and Town Attorney Deb Kaelin took a tour of Fireman's Grove with Herb Jackson from the Ballston Lake Fire Department. They discussed the potential development and how to include Fireman's Grove in a long-range plan for parks in the Town. The Committee will need to budget for the plan. It is important to have a plan as we move forward with possibly acquiring more park-land in the future. The Supervisor would like to keep this topic under "Old Business" and receive a monthly update on the plan for parks. Basic decisions need to be made on Fireman's Grove and a plan is needed. Councilwoman Stewart has a new Parks & Rec member, a 16-year-old high school student, and

are looking for two more members. She will be meeting with Assemblywoman Walsh and former council person Kim Ireland regarding the bike path next week. Microenterprise Grant Program Committee met and discussed outreach for the grants. Councilwoman Stewart had a lengthy discussion with a town resident about the speed limit on Lake Hill Road. She spoke with the library to see if their sign can be a reminder to slow down as another way to help reduce speeding in addition to using the sheriff's department.

RESOLUTION 17-186

APPROVE THE SUPERVISOR'S FINANCIAL REPORT FOR THE MONTH OF AUGUST.

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

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

Nays 0

SUPERVISOR'S REPORT

- Attended the ribbon cutting ceremony for the new technology wing at the Burnt Hills-Ballston Lake High School
- Opioid forums will be held at the Burnt Hills-Ballston Lake High School on October 11th at 7 p.m. and at Shenendehowa High School on October 26th at 7 p.m.
- Attended a 911 ceremony in the Village of Ballston Spa at their new 911 memorial.
- Budget workshops continue. He appreciates all the hard work and efforts by all.
- Next budget workshop is Tuesday, October 3rd at 6 p.m. on the health care for employees.
- Tobacco 21 forum continues to move forward at the County.
- Attended the grand opening of the new endoscopy building addition with Deputy Supervisor Joe Whalen. The addition brings an additional 200 jobs to our Town.

COUNCILMEMBER REPORTS

Councilman Curtiss, Councilman Goslin and Councilwoman Stewart had nothing new to report.

Councilman Antoski stated he is learning the process of how IT issues are handled at Town Hall and looks to put together a plan for technology replacement.

OLD BUSINESS

Telecommunication System Update

Councilman Goslin has several quotes and will try to have presenters soon. He is working with Highway Superintendent Whalen on the alarm issue and security issues. He is concerned over the last quote of a 1.5 cents per charge per minute, the regulatory charges, and the phone closet downstairs has no additional space. He would like each person to have their own phone number and to be able to control how to receive calls. He referred to this as unified communications. Spectrum can't give us phones but can give us a dial tone for 12 lines for \$150 per month including 5000 long distance minutes. We are getting close and would like to get a couple more quotes to make sure all our needs are met.

Ballston Lake Sewer Project – Update

Kim Kotkoskie reported earlier in the meeting.

Ballston Lake Ordinance Regulations – Update

Supervisor Szczepaniak spoke to Supervisor Barrett in Clifton Park last week. They are still working through an issue of a dock size on the Clifton Park side of the Lake.

Glenville Water Ad Valorem Review Status – Update

Deb Kaelin, Town Attorney received an email from Councilman Goslin who received an email from the Glenville Supervisor and she has reached out to their attorney. She has not received a response.

Zoning changes – Update

Councilman Goslin states there are two issues that need a decision. The setback distance for a major subdivision in the rural / agriculture area and the TDR. Supervisor Szczepaniak stated a final decision will be made at the next Board meeting and a public hearing will be set.

Town Attorney stated that the last two resolutions had to be revised and a notice published. Objections must be made within 30 days.

RESOLUTION 17-197

APPROVE THE SUPERVISOR TO SIGN A THREE (3) YEAR CONTRACT WITH LEXIS NEXIS FOR THE LEGAL DEPARTMENT IN THE AMOUNT OF \$1,116 PER YEAR.

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

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

Nays 0

Lexis Nexis is a legal research online tool.

RESOLUTION 17-198

APPROVE THE APPOINTMENT OF NOAH VAN OSTERLITZ AS A MEMBER OF THE PARKS & REC COMMITTEE COMMENCING SEPTEMBER 26, 2017 AND ENDING SEPTEMBER 25, 2022.

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

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

Nays 0

Privilege of the floor on any item (limit 5 minutes)

Ms. DeVoe, of West Side Drive, stated we are banning bow hunting and is mystified that we allow this in any park. It was replied it is banning a special technique used to fish.

Dr. Pierce, of Lake Road, encourages the Board to continue to move forward with the zoning changes.

Ms. Jasinski, of Middleline Road, echoed what *Dr. Pierce* stated.

RESOLUTION 17-199

ENTER INTO EXECUTIVE SESSION TO DISCUSS ONGOING LITIGATION.

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

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

Nays 0

The Board entered Executive Session at 7:55 p.m.

RESOLUTION 17-200

RETURN TO REGULAR SESSION

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

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

Nays 0

The Board returned to Regular Session at 8:30 p.m. There was no action taken on the item discussed in Executive Session.

A motion was made by Councilwoman Stewart and seconded by Councilman Goslin to adjourn the meeting. The meeting adjourned at 8:30 p.m.

Respectfully submitted,

Carol A. Gumienny
Town Clerk