

A regular meeting was held by the Town Board of the Town Ballston on Tuesday evening, October 13, 2015 at the Town Hall on 323 Charlton Road, Ballston Spa, New York.

**PRESENT:**

Timothy Szczepaniak	-----	Councilman
William Goslin	-----	Councilman
Kelly Stewart	-----	Councilwoman
John Antoski	-----	Councilman
Carol Shemo	-----	Clerk
James Walsh	-----	Counsel

**ABSENT:**

Patrick Ziegler	-----	Supervisor
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Deputy Supervisor Szczepaniak called the meeting to order at 6:30 p.m. and the Pledge of Allegiance was recited. He welcomed everyone to the meeting and said Supervisor Ziegler was out of Town on business and unable to attend this meeting.

**CORRESPONDENCE**

The Town Clerk read the correspondence for the month of September. The Town received a letter from the Consumer Advocate for the New York State Department of Public Service. They are planning a series of public hearings to seek consumer input regarding the state Public Service Commission's **Reforming the Energy Vision (REV)** proceedings. This energy modernization initiative will transform the way electricity is distributed and used in New York State, enabling customers to reduce their energy costs. There will be informational sessions at various locations that will be posted on the Town Bulletin Board. A letter was received from National Grid concerning the construction of a new substation on Sodeman Road in the adjoining Town of Milton. An email was received from Town resident Rich Solosky reminding the Town Board not to forget their water district when they are addressing the creation of the sewer district.

**REPORTS OF TOWN OFFICIALS**

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

**RESOLUTION 15-153**

**APPROVE THE SUPERVISOR'S FINANCIAL REPORT FOR THE MONTH OF SEPTEMBER 2015.**

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

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

      Nays   0

**SUPERVISOR'S REPORT**

**Deputy Supervisor Szczepaniak** gave an update on the Economic Developing Visioning Committee. There were approximately twenty people attending the last meeting; they were from the business association, local business owners, elected officials and school officials. The committee meets monthly on the first Thursday at 5:30 p.m. They have created a mission statement that considers the question: "what you want the Town to look like in the future?". The committee is looking for more participation and have created the following subcommittees:

- 1) Enhancing the Route 50 Corridor
- 2) Marketing the area to different segments
- 3) Connecting the additional parks and trails
- 4) Facilitating B & B, restaurants, unique shops and possibly a small grocery store
- 5) Country Living Farm Museum

Deputy Supervisor Szczepaniak plans to have updates about the committee on the website.

## **OLD BUSINESS**

### **1. Ballston Lake Sewer District**

#### **Councilman Goslin reported the following:**

- He thanked all the volunteers, members of the Sewer Committee and the BLIA for all their work for the past three years. Without your commitment, we would not be having a sewer district vote.
- He said that today, lake residents received an anonymous letter concerning the cost of the sewer district that misrepresented the cost and asking them to vote “no”.
- The Town has received a bill from Delaware Engineering for the work that has been completed for \$15,381. He would like to add a resolution to pay this bill.
- Last week the attorneys for Town of Ballston and the Town of Clifton Park had discussions on the Intermunicipal Agreement concerning the Ballston Lake Sewer District. They are working on the final language of the Intermunicipal Agreement and we should have the completed agreement soon.
- The Board received a petition from Carpenter’s Acres for the creation of a sewer district. Councilman Goslin will ask Chairperson of the Clean Water Committee Drew Hamelink to convene a meeting of this committee to address this district and how to proceed. As with the Ballston Lake Sewer District, the Town will go out to bid for an engineering firm to complete the initial study, map, plan and report, the county work, resolutions and the bonding. Councilman Goslin is asking Mr. Doyle and Mr. DiPasquale to help with this project.

### **2. Bike Path Extension Update**

Town Attorney James Walsh reported that National Grid wants us to build a bridge as part of the bike path extension. The specs for the bridge are above a bike path standard and the Town cannot afford the cost. National Grid will review the engineering on the bridge.

### **3. Zoning Changes Update**

Since the Town Supervisor is absent, the update is tabled until the next meeting.

### **4. Reita Park Update**

#### **Councilwoman Stewart reported the following:**

- Councilwoman Stewart reported that the Parks Committee is moving forward with the project to buy new equipment for the Reita Street Park. She asked if the Park and Rec Fees paid by developers can be used to purchase this equipment.
- She asked the Board to authorize the expenditure of \$50 to join the NYS Park and Trail Association at this meeting. This is a not-for-profit association. This membership will benefit the committee with project ideas, programs and possible grant funding.

## **PRIVILEGE OF THE FLOOR ON ITEMS TO BE CONSIDERED FOR ACTION AT THIS MEETING**

*Dr. Pierce* said, on the topic of the bike path extension, that Saratoga P.L.A.N. has a master plan for the bike paths in Saratoga County. You can see how the bike paths connect with the Zim Smith Trail and the plan for future bike path connections. He also suggested speaking with Scott Miller who is a great resource for the planning of the bike path extension.

*Ms. Pierce* asked the Board for a status report on signs and billboards. LED Billboards will negatively impact the existing residents.

Councilwoman Stewart said the Zoning Committee addressed signs but it was the first set of changes that does not include billboards. There is a consensus on what should be done on this issue.

Chairman of the Planning Board Dick Doyle said there is one place in Town that has billboards between Route 50 and Mourningkill Road. The Planning Board has been working with Lang Media to maintain just the two signs. Lang Media wants to have a changing sign every 8 seconds and they are at the required distance of 250 ft. The Planning Board is working diligently to resolve this issue.

*Mr. Curtiss* asked the Board for information concerning Water Consolidation and questioned the Town's decision to hire Delaware Engineering for the Ballston Lake Sewer District.

Town Attorney Walsh said the water consolidation will help with the bookkeeping and allow for smaller government.

Councilwoman Stewart said water consolidation is an administrative issue; right now this is very unyielding task for the bookkeeper.

Councilman Goslin stated that the Town went out to bid for the engineering services for the Ballston Lake Sewer District.

#### **NEW BUSINESS FOR CONSIDERATION AND ACTION**

##### **RESOLUTION 15-154**

##### **SET A PUBLIC HEARING ON THE 2016 PRELIMINARY BUDGET FOR THURSDAY, NOVEMBER 5, 2015 AT 6:30 P.M.**

A motion was made by Councilman Goslin and seconded by Councilman Antoski to set a public hearing for the 2016 Preliminary Budget for November 5, 2015 at 6:30 p.m.

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

Deputy Supervisor Szczepaniak stated we held a public hearing on the zoning amendment for Highway Business District 2 this evening. Residents made a number of good points to be considered if there are applications for motor vehicle service and repair. The Board takes your concerns seriously.

##### **RESOLUTION 15-155**

##### **ESTABLISH A NEGATIVE SEQRA DECLARATION FOR LOCAL LAW 4 OF 2015, ZONING AMENDMENT FOR HIGHWAY BUSINESS DISTRICT 2.**

A motion was made by Councilman Goslin and seconded by Councilwoman Stewart to establish a Negative SEQRA Declaration for Local Law 4 of 2015, Zoning Amendment for Highway Business District 2.

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

##### **RESOLUTION 15-156**

##### **APPROVE LOCAL LAW 4 OF 2015, ZONING AMENDMENT FOR HIGHWAY BUSINESS DISTRICT 2 TO ALLOW MOTOR VEHICLE SERVICE AND REPAIR.**

A motion was made by Councilman Goslin and seconded by Councilwoman Stewart to approve Local Law 4 of 2015, Zoning Amendment for Highway Business District 2 to allow motor vehicle service and repair.

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

##### **RESOLUTION 15-157**

##### **PROCLAIM OCTOBER AS "DOMESTIC VIOLENCE AWARENESS MONTH".**

**PROCLAIMING OCTOBER AS "DOMESTIC VIOLENCE AWARENESS MONTH"**

**INTRODUCED BY COUNCILMAN GOSLIN  
SECONDED BY COUNCILMAN ANTOSKI**

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, our Sheriff's Office, District Attorney's Office and our 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 Patrick Ziegler as Town Supervisor, hereby proclaim the month of October 2015 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.

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

**RESOLUTION 15-158  
SET A PUBLIC HEARING ON THE PROPOSED WATER DISTRICT  
CONSOLIDATION OF WATER DISTRICT 2 AND ITS TEN EXTENSIONS FOR  
TUESDAY, NOVEMBER 10, 2015 AT 6:00 P.M.**

A motion was made by Councilman Goslin and seconded by Councilwoman Stewart to set a public hearing on the proposed Water District Consolidation of Water District 2 and its ten extensions for Tuesday, November 10, 2015 at 6:00 p.m.

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

Deputy Supervisor Szczepaniak contacted the Budget Officer concerning the tax cap for the 2016 Budget. It does not appear that we will need to override the tax cap, but as a precaution we will set a public hearing to do so, in case a special district is impacted and exceeds the 2% tax cap.

**RESOLUTION 15-159  
SET A PUBLIC HEARING ON LOCAL LAW 5 OF 2015, OVERRIDING THE TAX  
CAP, FOR NOVEMBER 10, 2015 AT 6:20 P.M.**

A motion was made by Councilman Goslin and seconded by Councilman Antoski to set a public hearing on Local Law 5 of 2015, overriding the tax cap for November 10, 2015 at 6:20 p.m.

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

**RESOLUTION 15-160**

**APPROVE THE PAYMENT FOR THE ELECTION INSPECTORS' LUNCHESES FOR THE GENERAL ELECTION ON NOVEMBER 3, 2015 AT A COST NOT TO EXCEED \$600.**

A motion was made by Councilman Goslin and seconded by Councilman Antoski to approve the payment for the election inspectors' lunches for the General Election on November 3, 2015 at a cost not to exceed \$600.

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

**RESOLUTION 15-161**

**APPROVE PAYMENT OF THE OUTSTANDING INVOICES FROM DELAWARE ENGINEERING TOTALING \$15,381.00.**

A motion was made by Councilman Goslin and seconded by Councilman Antoski to approve the payment of the outstanding invoices from Delaware Engineering totaling \$15,381.00

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

**RESOLUTION 15-162**

**APPROVE THE PAYMENT OF \$50 TO JOIN THE NYS PARKS AND TRAILS ASSOCIATION.**

A motion was made by Councilman Goslin and seconded by Councilwoman Stewart to approve the payment of \$50 join the NYS Parks and Trails Association.

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

**PRIVILEGE OF THE FLOOR**

*Dr. Pierce* asked if the Board has met with the planner from Town of Halfmoon. He said BLIA, with the help of Saratoga P.L.A.N., has been working on Land of Conservation Interest for the Comprehensive Plan. It is a way to prioritize land protection issues for the Town when the Planning Board does site plan review.

A motion was made by Councilman Goslin and seconded by Councilman Antoski to adjourn the meeting. The meeting was adjourned at 7:30 p.m.

Respectfully submitted,

Carol R. Shemo  
Town Clerk