

A regular meeting was held by the Town Board of the Town of Ballston on Tuesday evening, December 30, 2013 at the Town Hall on Charlton Road.

PRESENT:	Patricia Southworth	-----	Supervisor
	Timothy Szczepaniak	-----	Councilman
	Kelly Stewart	-----	Councilwoman
	Carol Shemo	-----	Clerk
	Murry Brower	-----	Counsel
ABSENT:	Mary Beth Hynes	-----	Councilwoman
	William Goslin	-----	Councilman

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

RESOLUTION 13-334
AUDIT OF CLAIMS

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

General Fund	No. 521 -585	\$33,944.61
Highway Fund	No. 551 -620	48,484.83
Gravel Pit Fund	No. 39 - 40	1,549.10
Park Fund	No.	
Library	No. 501 - 546	24,589.81
Water Fund District 2 (SW)	No. 134 - 144	37,324.44
Blue Barnes Rd Dist. No.2 Ext# 13 (BBR)	No. 107- 116	711.40
Brookline Rd Rte 67 No.2 Ext#12 (BRW)	No. 110- 119	4,268.37
Goode St Dist. No.2 Ext#14 (GSW)	No. 106 -115	2,845.58
Paradowski Rd Water Dist. No. 5 (RW)	No. 51 - 55	619.72
Route 50 Water No.2 Ext#7 (RTW)	No. 105 - 113	15,709.09
Scotchbush Water Dist. No.6 ((WW)	No. 50 - 54	1,239.42
Silver Ln Water Dist. No 6 Ext#1 (WX)	No. 51 - 55	619.72
Chapel Hill Water Dist. No. 2 Ext # 18 (CH)	No. 105 - 114	4,979.76
Brooks Heritage Dist. No.2 Ext #21 (RL)	No. 94 - 103	1,422.78
Stonebridge Enclave No.2 Ext #19	No. 85 - 94	711.40
Trust & Agency	No. 38 - 39	7,440.00
ADOPTED: Ayes	3	Supervisor Southworth, Councilman Szczepaniak and Councilwoman Stewart
Nays	0	

NEW BUSINESS FOR CONSIDERATION AND ACTION:

The Town Clerk read the following two resolutions honoring Town residents Charles W. Merriam Jr. and Merrill Thomas McColl for their outstanding community service.

RESOLUTION 13-335
RESOLUTION HONORING CHARLES W. MERRIAM JR.

A motion was made by Councilwoman Stewart and seconded by Councilman Szczepaniak to approve a resolution honoring Charles W. Merriam Jr.

ADOPTED: Ayes	3	Supervisor Southworth, Councilman Szczepaniak and Councilwoman Stewart
Nays	0	

RESOLUTION HONORING CHARLES W. MERRIAM JR.

Whereas, Charles W. Merriam Jr. was a longtime resident of 82 Lakehill Road, Town of Ballston; and

Whereas, the devoted son of Charles W and Jessie McG Merriam was born on March 15, 1924 in Schenectady, NY; and

Whereas, Charles W. Merriam Jr. married the love of his life Patricia Bailey on May 19, 1978 and had three children Sondra, Peter and Brian; and

Whereas, Charles W. Merriam Jr. is the loving grandfather of Tyler, Jennifer, Jordan, Lauren, Kelsea, Alex, Jensen, Kimberly, Katrina, David and Hannah; and

Whereas, Charles W. Merriam Jr. enlisted in WWII on November 20, 1942. Charles completed the V-12 program at Hampton Sidney College and was commissioned as a 2nd Lieutenant to serve in the Asian Theater. Following his service, he was honorably discharged on July 24, 1946; and

Whereas, Charles W. Merriam Jr. was awarded the Victory Medal, Service Medal for the American Theater, Asiatic-Pacific Theater and the Philippine Liberation; and

Whereas, he served as the Coordinator for the Community Directory, Town Justice from July 2, 1996 to December, 31, 1996, Marriage Officer from 1997-2013, Member of the Board of Assessment Review from January 7, 2004 to December 31, 2013, Member of the Ethics Board from January 1, 2004 to December 31, 2013 and Chairman of the Ethics Board from April 30, 2013 to December 31, 2013; and

Whereas, Charles W. Merriam Jr. was a faithful volunteer to the Saratoga County Office of the Aging delivering meals to the homebound; now therefore be it

Resolved, that the Town Board of the Town of Ballston on behalf of all the residents of the town does hereby thank Charles W. Merriam for his outstanding commitment to our community.

DATED: December 30, 2013

Mr. Merriam thanked the Supervisor for this honor. He loved being part of the Town of Ballston Community. He believes it is the best possible place to live. He encouraged all to volunteer as much as you can and give back to the community.

RESOLUTION 13-336

RESOLUTION HONORING MERRILL THOMAS MCCOLL

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to approve a resolution honoring Merrill Thomas McColl.

ADOPTED: Ayes 3 Supervisor Southworth, Councilman Szczepaniak and Councilwoman Stewart

Nays 0

RESOLUTION HONORING MERRILL THOMAS MCCOLL

Whereas, Merrill Thomas McColl was a longtime resident of 2 Howard Street, Town of Ballston; and

Whereas, the devoted son of Thomas Patrick and Rose Margaret was born on September 17, 1935, at Butterworth Hospital in Grand Rapids Michigan; and

Whereas, Merrill Thomas McColl married the love of his life Ann Allen Hughes on April 18, 1960 and had seven children Maureen, Sheila, Kathleen, Merrill, Michael, Sean and Mary; and

Whereas, Merrill Thomas McColl is the devoted grandfather of Kaitlin, Ryan, Colin, Sean, Kerry, Rory, Christopher, Rachel, Cathryn and Rebecca; and

Whereas, Merrill Thomas McColl received his Bachelor of Science from Georgetown University, College of Arts and Sciences in 1957 and continued his education at North Carolina State University where he earned his Master of Science degree; and

Whereas, Merrill Thomas McColl broadened the minds of many students in the science classes he taught at the LaSalle Institute and the Burnt Hills-Ballston Lake School System; and

Whereas, Merrill Thomas McColl was a dedicated volunteer on the Ballston Lake Emergency Squad for numerous years and served in leadership roles during his tenure on the squad. While responding to an emergency call, the ambulance was involved in an accident and Merrill was severely injured; and

Whereas, Merrill Thomas McColl served as the Town of Ballston Democratic Chairman for over 20 years and ran for the position of Town Supervisor in 2003; and

Whereas, Merrill Thomas McColl served on the Library Board of Trustees from 1962-1970, the Town of Ballston Ethics Board January 1, 1999 to September 4, 2012 and was appointed to the Chairman position on the Ethics Board in January 2013; now therefore be it

Resolved, that the Town Board of the Town of Ballston on behalf of all the residents of the town does hereby thank Merrill Thomas McColl for his outstanding commitment to our community.

DATED: December 30, 2013

Mr. John Antoski was elected to serve as a Council Member beginning January 1, 2014 until December 31, 2017. He has resigned his position on the Zoning Board of Appeals to serve in his elected position.

RESOLUTION 13-337

ACCEPT THE RESIGNATION OF JOHN ANTOSKI FROM THE ZONING BOARD OF APPEALS

A motion was made by Councilwoman Stewart and seconded by Councilman Szczepaniak to accept the resignation of John Antoski from the Zoning Board of Appeals..

ADOPTED: Ayes 3 Supervisor Southworth, Councilman Szczepaniak and Councilwoman Stewart
Nays 0

RESOLUTION 13-338

ACCEPT THE ROADS, WATER LINES AND THE UTILITY EASEMENTS 5 AND 6 IN THE MOURNINGKILL MEADOWS SUBDIVISION.

A motion was made by Councilwoman Stewart and seconded by Councilman Szczepaniak to accept the roads, water lines, and the utility easements 5 and 6 in the Mourningkill Meadows Subdivision.

ADOPTED: Ayes 3 Supervisor Southworth, Councilman Szczepaniak and Councilwoman Stewart
Nays 0

RESOLUTION 13-339

APPROVE BUILDING INSPECTOR THOMAS JOHNSON'S REQUEST TO CARRY OVER 37.5 HOURS OF HIS 2013 VACATION TIME TO 2014.

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to approve Building Inspector Thomas Johnson's request to carry over 37.5 hours of his 2013 vacation time to 2014.

ADOPTED: Ayes 3 Supervisor Southworth, Councilman Szczepaniak and Councilwoman Stewart
Nays 0

Supervisor Southworth reported that she received a letter from the Saratoga County Planning Board. The Agriculture and Farmland Protection Plan was reviewed by the Saratoga County Planning Board at their December 19, 2013 meeting and it received their approval. She asked the Board to consider adopting the Farmland Protection Plan.

Councilman Szczepaniak asked to table the resolution since two Town Board members were absent from the meeting. At the last meeting, Town Board members had questions concerning the plan and they need to be addressed.

Councilwoman Stewart asked for more time to read the plan. She has issues with certain requirements of the plan and feels it needs more work.

RESOLUTION 13-340

TABLE THE ADOPTION OF THE FARMLAND PROTECTION PLAN

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to table the adoption of the Farmland Protection Plan.

ADOPTED: Ayes 2 Councilman Szczepaniak and Councilwoman Stewart
Nays 1 Supervisor Southworth

Supervisor Southworth asked the Board to consider the purchase of two utility software licenses at a cost not to exceed \$500. The purpose of the utility software is to allow the Bookkeeping Department and the Water Department to work more efficiently and have more cohesiveness. The Bookkeeper will have “read only” access to the water information. He will be able to take the information and enter it into a spreadsheet form and enter the information directly into the accounting system. This software will save time and increase accuracy. The second software license will be so the Highway Clerk can assist the Water Clerk during busy times and if she is absent for an extended time. The Town will receive a discount for purchasing the two software licenses at this time.

RESOLUTION 13-341

APPROVE THE PURCHASE OF TWO UTILITY SOFTWARE LICENSES AT A COST NOT TO EXCEED \$500.

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to approve the purchase of two utility software licenses at a cost not to exceed \$500

ADOPTED: Ayes 3 Supervisor Southworth, Councilman Szczepaniak and
Councilwoman Stewart
Nays 0

RESOLUTION 13-342

APPROVE THE DECEASED VETERANS’ RESOLUTION HONORING WILLIAM W. EGAN.

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to approve the Deceased Veterans’ Resolution honoring William W. Egan.

ADOPTED: Ayes 3 Supervisor Southworth, Councilman Szczepaniak and
Councilwoman Stewart
Nays 0

**RESOLUTION HONORING DECEASED VETERAN
WILLIAM W. EGAN**

Whereas, William W. Egan was a longtime resident of the Town of Ballston, many of those years residing at 2 Midline Road; and

Whereas, William Wilson Egan was a devoted son and the eighth child of William Vincent and Mary Hennessy and was born on June 12, 1914 at Ellis Hospital; and

Whereas, William W. Egan graduated from the Burnt Hills-Ballston Lake Central School District.

Whereas, William W. Egan was quite the athlete. In addition to boxing, which he learned at boxing camps held by Father Hogan, Bill loved to play basketball and baseball; and

Whereas, William Egan left Ballston to attend Ithaca College to study physical education and was the youngest player chosen to play on the varsity basketball team; and

Whereas, William Egan left college because of the Great Depression and drove a truck for the Coca Cola Company. Later during World War II, he was given a deferment from the military because he was employed at the American Locomotive Company which built tanks for the Army; and

Whereas, in 1944, Bill entered the Army and completed his basic training at Camp Plauche, Louisiana. His trip to Adak in the Aleutian Islands of Alaska was a harrowing one aboard a ship. The troops that served at Adak forced a change in the strategic plans of the Japanese and ultimately changed the outcome of the war; and

Whereas, William Egan's military tasks included, in addition to defending the islands, running the base library, reporting the news and sports on the local US Army radio station; and

Whereas, William W. Egan had the pleasure to serve with other notable Americans: Dashell Hammett, author of the Thin Man series, Bernard Kalb later a journalist for CBS and the jazz drummer Buddy Rich; and

Whereas, upon his Honorable Discharge and receipt of a Good Conduct Medal, he returned to the community he loved and married his sweetheart, Mary Joan Koonz on May 30, 1946 and started his family; and

Whereas, William W. Egan became the Town of Ballston Democratic committeeman in 1951 and was an alternate to the state convention. In 1955, Bill ran for Town Supervisor losing by fewer than 80 votes. In 1958 Bill ran unsuccessfully for State Assembly. All his campaigning paid off in 1961 when he was elected to the position of Town Assessor. By 1962 he had garnered support to run for Congress. Bill was quoted as saying: He "was neither a left wing nor a conservative Democrat, but first an American with one purpose in mind: to keep America strong and healthy in all aspects..."; and

Whereas, William W. Egan served his community as the President of the Ballston Lake Volunteer Fire Department and served Our Lady of Grace Church continually throughout his life; and

Whereas, Bill headed his own firm, William W. Egan Real Estate and in 1974 was appointed small business chairman of the Ballston Lake Area of the United Community Fund Drive of Saratoga County, Inc. Bill continued in the real estate business until the time of his death in December 2001 at the age of 87; now therefore be it

Resolved, that the Town Board of the Town of Ballston on behalf of all the residents of the town, in grateful recognition of his sacrifice in the defense of our nation, honors the memory of William W. Egan.

DATED: December 30, 2013

RESOLUTION13-343
APPROVE THE PROVISIONAL APPOINTMENTS OF ALL CURRENT
INDIVIDUALS WHO ARE APPOINTED TO A ONE YEAR TERM AND WHOSE
OATH OF OFFICE FORM INCORRECTLY LISTED THE TERM ENDING
DATE AS 12/31/13. THE PROVISIONAL APPOINTMENT WOULD EXTEND
THEIR TERM TO THE ORGANIZATIONAL MEETING ON JANUARY 14, 2014
UNLESS A LETTER OF RESIGNATION WAS SUBMITTED.

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to approve the provisional appointment of all current individuals who are appointed to a one year term and whose Oath of Office Form incorrectly listed the term ending date as 12/31/13. The provisional appointment would extend their term to the organizational meeting on January 14, 2014 unless a letter of resignation was submitted.

ADOPTED: Ayes 3 Supervisor Southworth, Councilman Szczepaniak and
Councilwoman Stewart
Nays 0

RESOLUTION 13-344

SET A PUBLIC HEARING FOR THE AMENDMENT TO THE BEACON HILL PUDD, SECTION 4(B) (3) LANGUAGE CHANGE FROM BUILDING SPACE TO BUILDING FOOTPRINT FOR JANUARY 14, 2014 AT 7:15 P.M.

A motion was made by Councilman Szczepaniak and seconded by Councilwoman Stewart to set a Public Hearing for the amendment to the Beacon Hill PUDD, Section 4(B) from building space to building footprint for January 14, 2014 at 7:15 p.m.

ADOPTED: Ayes 3 Supervisor Southworth, Councilman Szczepaniak and Councilwoman Stewart

Nays 0

SUPERVISOR'S REPORT

Supervisor Southworth reviewed the financial report that showed the sales tax fell short of the projection by \$108,070. The mortgage tax was up by \$155,017.26. She cautioned the new Board concerning the increase in the sales tax projections and she advised them to keep a close eye on spending for the first half of the year. The Supervisor should receive the mortgage tax report in May.

She reported that the Town received a grant in the amount of \$7,500 to undertake the BH-BL Water District Water District #2 Consolidation Study. She said the grant is not clear if we qualify to use the grant money for funds already expended.

Supervisor Southworth received a call from Homeland Security. They will start sanction proceedings because the Town has not done a single audit study. The Town would not be able to secure grants or loans and our water loan could be recalled. The single audits for 2012 and 2013 need to be scheduled quickly.

COUNCIL MEMBERS' REPORTS

Councilman Szczepaniak asked the Supervisor if the 2% raise for the employees will be in effect January 1st.

Supervisor Southworth stated that all employees would receive the 2% raise. The Town Board, Supervisor and the Highway employees would not receive this increment.

OLD BUSINESS:

1. 14 Lakehill Road

Town Attorney Brower said there are open issues with recouping cost with the court.

2. Estate of Frank Schidzick and Anchor Diamond Park

Supervisor Southworth reported that a letter was received and that a meeting will be held on January 14th.

3. Water District Consolidation

Supervisor Southworth has reviewed the report and will note her concerns for the new supervisor.

4. Stonebridge Lighting District

The Board has received a petition from the owner stating that the Lighting District was part of the PUDD legislation. The Supervisor cautioned the Board that the 2014 Budget does not have money set aside for this lighting district since it was never formed.

5. Timber Creek Preserve Phase IV PUDD

Councilwoman Stewart said that Kathryn Serra of C T Male offered to respond to Mr. Lansing's letter that was sent as a response to Councilman Goslin's concerns about this PUDD. The Board is having a meeting with the developer, Mr. Brooks, Kathryn Serra of C T Male, Jason Dell of Lansing Engineering and Town Board members on January 7, 2014.

PRIVILEGE OF THE FLOOR:

Mr. Seymour thanked Supervisor Southworth for her years of service. He said no one could fault her work ethic and the number of hours she put into the job. Ms. Southworth was elected as a Democrat in a Town with a 3 to 1 ratio of registered Republican voters to Democratic voters. Mr. Seymour said after working with the Supervisor he has tremendous respect for her and wishes her the best.

The Town Clerk read a letter from Mr. Knight asking the Town Board to adopt the Farmland Protection Plan. He believes it is a win/win for agriculture community and the residents alike. It will provide for a healthy agricultural economy and provide the public with scenic rural landscapes. Agriculture is a driving force in Saratoga County economy. Also he wished to thank Supervisor Southworth for her endless support, generous efforts and steady determination throughout her years as Supervisor.

Mr. Pearce thanked the Supervisor for her endless support to the volunteer fire departments and EMS. She has lent constant support.

Ms. Merriam thanked the Supervisor for doing an outstanding job.

Ms. Windels held up a banner listing all Supervisor Southworth's accomplishments.

Ms. Southworth thanked the Supervisor for doing an amazing job. She has been a strong female role model for the women in the community.

Mr. Merchant stated that Elan Planning prepared the Farmland Protection Plan according to the law. The Saratoga County Planning Board approved the plan as did the NYS Department of Agriculture and Markets. What is the problem that the Town Board will not adopt this plan? Mr. Merchant said it was a pleasure to work with the Town Supervisor.

Supervisor Southworth thanked everyone for their kind words. She said it has been an honor and a pleasure serving the community. She couldn't ask for a better group of people to work with; the volunteers are amazing. She said a special thanks to her family for their great support; six years of missing family events and working long hours, she would not have been able to do this job without their understanding and support.

Councilman Szczepaniak made a motion and Councilwoman Stewart seconded the motion to adjourn the meeting.

The meeting was adjourned at 8:15 p.m.

Respectfully submitted,

Carol R. Shemo
Town Clerk