

At the Town Board meeting of the Waterford Town Board held on February 6, 2018 at Waterford Town Hall, 65 Broad Street, Waterford, NY at 7 P.M. the following transpired:

There were present:

Councilman Ball

Councilman Boudreau

Councilman Marble

Councilman McClement

Supervisor Lawler

COMMUNICATIONS AND PETITIONS

Letter of gratitude from SPC Ryan J. Brisson

Letter of resignation from Town Clerk Darlene Dziarcak

Letter of resignation from Planning Board Secretary Mary Shannon Carrigan

The Supervisor and Town Board all shared thoughts and memories of Darlene. She has touched so many lives as Town Clerk and they wish her all the best. She will be greatly missed.

ACTION ON MINUTES OF PREVIOUS MEETINGS AS FOLLOWS

Minutes of the Town Board meetings of January 2nd and the Special and Agenda Meeting of January 30th were presented to the Board. A motion was made by Councilman Boudreau seconded by Councilman Ball to accept the minutes as presented. All in favor.

COMMITTEE REPORTS

Financial Report and Submission of Bills and Petty Cash

Supervisor Lawler read the financial report for the month of January 2018. The petty cash report totaled \$15.88. The audited abstracts totaled \$547,520.24 and the payments in advance of audit totaled \$64,182.23. A motion was made by Councilman Boudreau and seconded by Councilman Ball to accept the reports, pay the bills and reimburse the petty cash accounts. All in favor.

Committee on Seniors, Highways, Wastewater Treatment, Water Authority, and Cemetery.

Councilman Boudreau gave the Highway Department report for the month of January 2018. The Highway crew has filled potholes and repaired three storm drains. He announced the Highway Department is still picking up Christmas Trees Monday thru Friday. Please follow the no parking signs for snow emergencies and watch your distance with the snow plows as they plow the roads for the safety of all. Also, please remember not to put your garbage cans and recycling can in the road, but put them at the end of your driveways. The Town of Waterford has declared a Snow Emergency for all town roads effective Wednesday February 7, 2018 at 7am until further notice. All town residents are asked to park in their driveways and follow all posted alternate parking signs. Those who are non compliant will be ticketed and towed at the owners expense. Call the Highway Department at 518-235-3413 with questions. The Councilman then reported on the Wastewater Treatment Plant for the month of January as reported by Craig Falcone. They continued maintenance of outside grounds, equipment and vehicles and continued new hire in-house training. Water consumption for the month of January totaled 29,860,000 gallons. The Water Department is continuing to install new remote read meters. There have been water main breaks due to the extreme cold. If anyone in the public thinks they see a water leak they should report that leak to the Waterworks or to the Waterford Police after hours. Councilman Boudreau then read then the Waterford Senior Van report for the month of January as reported by Neil Quantock, Van driver with an average daily mileage of 96 miles. The Councilman then read the Senior Center report as submitted by Director Mike Mahoney. Councilman Boudreau discussed the Saratoga County Office of the Aging meals program. Seniors are able to eat –in at the Senior Center or sign up for home delivery Contact 518-884-4100 for more information.

Committee on Public Safety, Emergency Services

Councilman Ball read the Police activity report for the month of February 2018. He attended the Waterford Halfmoon Fire Dept Installation Dinner last Saturday and thanked the department for their service. He spoke of the ongoing opioid crisis and a collaboration between the Police Department and Rescue Squad to develop an educational training on Narcan. More details to follow. The Waterford Police department is an accredited department and is in the process of being recertified. There was a site review today and the review was very successful. This accreditation is a great honor and he wants to congratulate the Police Department. As Waterford frequently experiences seasonal flooding in repeated areas the Town is working to establish a disaster plan. As plans are reviewed the public will be updated.

Committee on Veterans, Grants and Funding, Buildings, and Special Projects

Buildings

Last month the Board voted to authorize the Supervisor to sign a contract with Olsen Associates for a Capital Plan for Town Hall. The contract has been finalized and the project is slated to begin this month.

Veterans

Peer Connections is holding a Print Making class on February 24th from 9-3, it is free for Veterans. Lunch is included, call 518-884-4119

In 2010, **the Saratoga County Veterans Trust Fund** was established to accept donations and make disbursements to Saratoga County Veterans and Veteran's organizations in need of assistance. The Fund provides grants to Saratoga County Veterans or their families for training, education, health care, housing assistance and essential services and for the benefit of groups, organizations, programs, and projects dedicated to the welfare and support of the Saratoga County Veterans. Donations to the Fund are tax deductible, and all funds stay local. Contact Saratoga County Veterans Service Agency at 518-884-4115.

Committee on Youth, Playgrounds, Pool, Festivals, Liaison to Village, Museum, Library and WHCS

We are currently accepting applications for pool director and lifeguards. Applications will be accepted in the supervisor's office.

Library:

During the month of February, \$1 of every "Cause" reusable shopping tote sold by Hannaford in Lansingburgh will be donated to the Friends of the Library. The Friends meet on the 3rd Saturday of each month at Van Schoonhoven Square to discuss and plan Friends projects. All are welcome and meetings begin around 10:30.

The Federal Tax forms should start to arrive this week. No word yet on the State Tax forms.

Genealogy Look up day will be Sunday Feb 25th from 12:30-3:30. Sign up for 30 min time slots and bring as much family info as possible. Call the Library for any additional info. 518-237-0891

School

The Brain show will be held this Friday Feb 9 during school hours.

Also on 2/9 there will be a skate night for the school at Guptills.

Kindergarten Reg is Feb 15th and there will also be a school board mtg that night. Assemblyman John McDonald will be attending. Finance meeting at 6 pm.

Coming the end of the month: Star Lab for 6th graders.

News from the Village:

Canal Fest will be Sat May 9th. It is being organized by the Southern Saratoga Cty Chamber of Commerce.

Upcoming museum events:

Lecture at the VanSchaick Island Country Club on Feb 13th at 7 pm will be the Battle of Saratoga presented by Saratoga National Park Rangers.

March 13th at 7 pm will be Harry Howard: New York's most famous firefighter by FASNY Museum of Firefighting's Christine Lillpop.

The museum is open for the winter. Dana's Hatchett's art display of sketches of Waterford from the early 20th century will be featured until April 13th every Wed thru Friday 10-3 admission is included with our fees to the museum. \$6 adults, \$5 children.

The museum is in need of additional board members and committee members. The museum board is an active group and has several committees that need extra hands.;

The collections committee works to decide on new acquisitions to the museum's collections. There is a building and grounds committee, programs committee, Finance and audit committee and special events committee which plans the

pancake breakfast. As always we encourage people to volunteer, either thru these committees or by helping as a docent during the week and on the weekends,

The canalways educational program is scheduled for the week of May 14th- May 18th.

RESOLUTION # 3

Resolved, that Mary Shannon Carrigan be and she is hereby appointed Town Clerk effective February 10th, 2018 and that she be also appointed Registrar of Vital Statistics to be paid a salary of \$50,000.00 to be paid in weekly installments by the Supervisor without the necessity of pre audit by the Town Board.

Offered by Councilman Ball

Seconded by Councilman Boudreau

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 4

RESOLVED, that the property located at 35 Middletown Road be reclassified from a three family to a two family as all necessary paperwork has been submitted to the Town Clerk by the Building Inspector.

Offered by Supervisor Lawler

Seconded by Councilman Marble

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 5

RESOLVED, that June Mastan be and she is hereby reappointed to a term of five years ending 9/30/2022 as a member of the Board of Assessment Review.

Offered by Councilman Marble

Seconded by Councilman Boudreau

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 6

WHEREAS, the Town has been informed that it has been awarded a grant in the amount of \$793,000 to be distributed by the New York State Environmental Facilities Corporation (“NYSEFC”), and

WHEREAS, the Water Commissioners of the Town of Waterford are proceeding with the construction of water infrastructure to interconnect the Town water system with the City of Cohoes, and

WHEREAS, the Town's share of the project costs is estimated at \$539,000, and

WHEREAS, the Water Commissioners of the Town of Waterford will be reimbursing these costs to the Town.

NOW THEREFORE BE IT RESOLVED, the Town of Waterford hereby authorizes to commit its share of the project costs toward the completion of the construction of water infrastructure to interconnect the Town water system with the City of Cohoes, which shall be reimbursed to the Town by the Water Commissioners of the Town of Waterford.

Offered by Councilman Boudreau

Seconded by Councilman McClement

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 7

RESOLVED, that the Town Board of the Town of Waterford hereby establishes the standard workday for the position of “Administrative Aide to the Public Safety Commissioner” in the Town of Waterford as 8 hours per day for the purposes of determining days worked reportable to the New York State and Local Employees’ Retirement System.

Offered by Councilman Ball

Seconded by Councilman Marble

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 8

RESOLVED, that the Supervisor be and he is hereby authorized to sign a boat rental and service agreement with Pan Am dragon boat not to exceed \$12,000.00.

Offered by Councilman McClement

Seconded by Councilman Marble

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION #9

RESOLVED, that the Supervisor be and he is hereby authorized to sign an agreement with the Saratoga County Office for the Aging in an amount of \$1,168.00 for the yearly nutrition agreement.

Offered by Councilman Boudreau

Seconded by Councilman McClement

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 10

RESOLVED, that the Supervisor be and he is hereby authorized to sign an agreement with Delaware Engineering for Landfill monitoring at a cost of \$12,750.00.

Offered by Councilman Ball

Seconded by Councilman McClement

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 11

BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WATERFORD, SARATOGA COUNTY, NEW YORK (THE "TOWN"), AUTHORIZING THE ISSUANCE OF UP TO \$33,000 IN SERIAL BONDS OF THE TOWN TO FINANCE THE COST OF THE PURCHASE OF A REPLACEMENT POLICE VEHICLE

WHEREAS, the Town Board of the Town of Waterford (the "Town Board") is considering the purchase of one replacement police vehicle (the "Project"); and

WHEREAS, the Town Board now wishes to appropriate funds for the Project and to authorize the issuance of the Town's serial bonds or bond anticipation notes to finance said appropriation.

THE TOWN BOARD OF THE TOWN OF WATERFORD, SARATOGA COUNTY, NEW YORK (the "Town") HEREBY RESOLVES (by the affirmative vote of not less than two-thirds of all the members of such body), AS FOLLOWS:

SECTION 1. The Town is hereby authorized to issue \$33,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of

the Consolidated Laws of the State of New York (the "Law") to finance the estimated cost of one replacement police vehicle.

SECTION 2. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$33,000, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of (i) the issuance of the \$33,000 in serial bonds of the Town authorized to be issued pursuant to Section 1 of this resolution, or bond anticipation notes issued in anticipation of such serial bonds, and (ii) the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

SECTION 3. It is hereby determined that the period of probable usefulness of the aforementioned specific objects or purposes is three (3) years, pursuant to subdivision 77(first). of paragraph a. of Section 11.00 of the Law.

SECTION 4. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in Section 1 of this resolution. The Town shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by Section 1 of this resolution. This resolution shall constitute a declaration of official intent to reimburse the expenditures authorized by Section 1 hereof with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 5. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the

recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

SECTION 6. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations and of Section 21.00, Section 50.00, Section 54.90, Sections 56.00 through 60.00 and Sections 62.10 and 63.00 of the Law, the powers and duties of the Town Board relative to authorizing serial bonds and bond anticipation notes and prescribing terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters relating thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Town Supervisor of the Town, the chief fiscal officer of the Town (the "Town Supervisor"). Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for the object or purpose authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town, then the power of the Town Board to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

SECTION 7. The Town Supervisor of the Town is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as "qualified tax-exempt obligations" in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 8. The intent of this resolution is to give the Town Supervisor sufficient authority to execute those applications, agreements and instruments, or to do any similar acts necessary to affect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of this Town Board.

SECTION 9. The Town Board hereby determines that the Project constitutes a "Type II" action within the meaning of the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation thereunder (collectively, "SEQRA") and that no further action under SEQRA with respect to the Project need be taken by the Town Board as a condition precedent to the adoption of this resolution.

SECTION 10. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the Constitution.

SECTION 11. The Town Clerk is hereby authorized and directed to cause a copy of this resolution, or a summary thereof, to be published, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the official newspaper(s) of the Town for such purpose.

SECTION 12. This resolution shall take effect immediately

The following vote was taken and recorded in the public or open session of said meeting:

Offered by Councilman Ball

Seconded by Councilman Marble

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 12

RESOLVED, that the Supervisor be and he is hereby authorized to sign a contract with BHHS Blake Realtors for the sale of Town Property located at 33-35 Third Street, Waterford, NY 12188.

Offered by Councilman McClement

Seconded by Councilman Marble

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 13

RESOLVED, that Greg Knorr and George Quick be and they are hereby authorized to attend the annual NACEOA conference in from March 5th through March 8th, 2018.

Offered by Councilman Marble

Seconded by Councilman Boudreau

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 14

WHEREAS, the Town Code of the Town of Waterford Chapter 126 “Sewers,” Article II. “Sewer Rents,” provides for the establishment and imposition of sewer rents for and on behalf of Sewer District No. 1 of the Town of Waterford; and

WHEREAS, the Town Board desires to amend Chapter 126, Article II of the Town Code regarding the payment of sewer rents; and

NOW THEREFORE, BE IT RESOLVED that the Town Board hereby calls for a public hearing to be held on February 27, 2018 at 7:00 PM at Town Hall, 65 Broad Street, Waterford, New York, at which time the public may comment on the text of said amendment to Chapter 126, Article II of the Town Code.

Offered by Councilman Marble

Seconded by Councilman Boudreau

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

R

WHEREAS, the Town of Waterford, in accordance with section 512 of the Real Property Tax Law of New York State, has established the second Tuesday in May as the day when any person who pays property taxes in the Town can grieve an assessment; and

WHEREAS, the Town Board desires to establish an alternate date for property tax paying persons to grieve their assessment, pursuant to subsection 1a of section 512 of the Real Property Tax Law; and

NOW THEREFORE, BE IT RESOLVED that the Town Board hereby calls for a public hearing to be held on February 27, 2018 at 7:00 PM at Town Hall, 65 Broad Street, Waterford, New York, at which time the public may comment on the text of said law establishing an alternate date for filing a grievance.

RESOLUTION # 15

Offered by Councilman Marble

Seconded by Councilman Boudreau

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 16

RESOLVED, that the Town Board of the Town of Waterford is seeking sealed bids for lawn maintenance for the Town of Waterford cemetery as detailed in the accompanying bid package, and

WHEREAS sealed bids will be received at the Town Hall, 65 Broad Street, Waterford, NY at 2 P.M. on February 27, 2018,

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby reserves the right to reject any and all bids, waive any irregularities in bidding and accept the bid best suited to the Town.

Offered by Councilman Boudreau

Seconded by Councilman Marble

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

Other Business

RESOLUTION #17

RESOLVED, that Christopher Callaghan is authorized to attend the Empire State Tourism Conference in Schenectady on April 23-25, 2018 at a fee of \$345.00.

Offered by Councilman Lawler

Seconded by Councilman McClement

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Councilman Lawler yes

RESOLUTION #18

Be it resolved that the Town Board of the Town of Waterford hereby authorizes the Town Supervisor to execute the Labor/Management Agreement by and between Waterford Police Union Local 3749 New York State Law Enforcement Officers Union, Council 82, American Federation of State, County, and Municipal Employees, AFL-CIO and the Town of Waterford for the period January 1, 2018-December 31, 2020.

Offered by Councilman Ball

Seconded by Councilman Boudreau

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

RESOLUTION #19

Be is resolved that the Town Board of the Town of Waterford hereby authorizes the payment of \$2,538.00 to JB Design Co. (Brittany Trayah) as per contractual agreement previously approved by the Town Board.

Offered by Councilman McClement

Seconded by Councilman Marble

Councilman Ball yes

Councilman Boudreau yes

Councilman Marble yes

Councilman McClement yes

Councilman Lawler yes

Respectfully submitted,

Christina McClement

Deputy Town Clerk