

At the Town Board meeting of the Waterford Town Board held virtually via Zoom and by teleconference on April 6, 2021 at 7:00 P.M. the following transpired:

There were present:

Councilman David Ball  
Councilman James Boudreau  
Councilman Laurie Marble  
Councilman Frank McClement  
Supervisor John Lawler

### **Communications and Petitions**

Town Clerk Carrigan read a letter of resignation from Information Security Officer Russell McAllister.

### **Action on Minutes of Previous Meetings as Follows**

Minutes of the Town Board meeting of March 2, 2021 and Agenda and Special Meeting of March 30, 2021 were presented to the Board. A motion was made by Councilman Marble, seconded by Councilman Boudreau to accept the minutes as presented. All in favor.

### **Committee Reports**

#### **Financial Report and Submission of Bills and Petty Cash**

Supervisor read the financial report for the month of March 2021. The audited abstracts totaled \$361,799.07 and the payments in advance of audit totaled \$31,788.18. The petty cash report totaled \$ 32.10. A motion was made by Councilman Boudreau and seconded by Councilman Marble to accept the reports, pay the bills and reimburse the petty cash account. All in favor.

#### **Committee on Highway, Wastewater Treatment, Water Authority, Cemetery and Museum**

Councilman Boudreau read the Highway Department report for the month of March. Plows and salters were serviced and put into storage. Brush along the fence was cut back on Higgins Rd. Eleven trees were cut down and removed from the corner of 4th and South Street. Two street sign posts were replaced on Timber Drive. A catch basin in front of 25 Mountain View was rebuilt. Five tons of blacktop was used in road repair. Four tons of Norlite was used to repair the upper cemetery road. They processed 33 Dig Safe requests and responded to 53 requests for service. 90 cubic yards of yard waste was removed. Six yards of red mulch was used at the Visitors Center and 20 yards of black mulch has been used for town entrances and cul-de-sacs. All ballfields, tennis courts, and batting cages have been serviced and are open. The Highway department would like to thank Tom Japour for using his bucket truck for the installation of a new flag rope at Sugarloaf Pond. They would also would like to remind everyone that bag and brush pick up is back to the normal schedule on Mondays and Fridays. This report was submitted by Highway Superintendent Tony Lubas.

The Councilman then read the Wastewater Department report as submitted by Chief Operator Craig Falcone. They removed: 10,000 gallons of sludge to Albany County and 72,000 gallons of sludge to Saratoga County.

They answered five alarms: Phone-4 Power-1

Normal Maintenance: Checked all pump stations and cleaned floats as needed.

Continued maintenance of outside grounds, equipment, and vehicles. Removed influent primary grease from primary tanks and weirs on weekly basis. The A-Team removed the emergency backup system to the old James Drive pump station. Dismantled and removed the control panels, compressors, alarm components, and all piping and electrical conduit from the old James Drive and Murray Ave pump stations for demolition. Worked with the electrician at both James Drive and Murray Ave pump stations to install and test the alarm systems. Cleaned and inspected the collection manhole on James Drive. Troy Belting moved the temporary trial alarm system from James Drive to Sage Road for testing.

Councilman Boudreau then read the monthly report from the Waterford Water Commissioners. Water Consumption – The water works delivered approximately 26,880,000 gallons or 960,000 gpd of water during the month. Water Distribution System Work – Waterworks staff completed dig-safe utility locations and service calls during the month. In addition to calls, staff calibrated & maintained equipment completed monthly water testing, and completed meter reading. Hydrant Leaves and Snow Removal – Please be advised that during the Winter season any support that can be provided by the community to help clear hydrants for emergency use would be greatly appreciated. New Website – The Water Commissioners are excited to announce that the Waterworks has a new website. You can see it at [www.waterfordwater.org](http://www.waterfordwater.org)

The Councilman went on to give an update from Town Historian Russ VanDervoort. He is working with the newly formed Saratoga County History Center, formerly Brookside Museum. He has five stories that will be included in the book: “This week in Saratoga County History” which is being sold as a fundraiser for the center. Russ is again working with the History Center and Pomeroy Foundation on their Legends and Lore Program. Waterford’s submission is for Maria Rynders, a Waterford woman who was featured many years ago in Ripley’s Believe It or Not. Russ is also working with a local woman with local ties to locate burial sites of her ancestors and he is working with an author from Manhattan concerning Waterford High School Art Teacher from the 1930’s, Ray Henry.

Councilman Boudreau announced the lower section of the cemetery is now open.

### **Committee on Public Safety, Emergency Services, and Liaison to Village**

Councilman Ball stated that there is a statewide burn ban in effect until May 15<sup>th</sup>. Anyone caught with an open burn is subject to ticketing and a substantial fine. The ban is in effect because the underbrush of leaves etc. have dried out from the winter and are highly susceptible to fire.

The Councilman then read the summary of police activity for the month as submitted by Sgt. Michael Shudt. There were 20 arrests, 121 traffic tickets, 12 motor vehicle accidents, and 680 calls for service. Other activity: All officers completed refresher training on Taser use. DARE has been started for the year at both Waterford-Halfmoon and St. Mary's Schools. Sergeant Shudt attended a workshop on Procedural Justice for Law Enforcement Administrators. E-justice audit was completed by Paul McInerney. No problems were noted. Working in conjunction with the Waterford Rescue Squad, a program was implemented that facilitated 105

COVID vaccinations for Waterford residents. This program is continuing as vaccine supplies are available. The process of complying with Governor Cuomo's Executive Order #203 on Police Reform was completed and a final plan was passed by the Town Board on 03-30-2021. The plan has been forwarded to NYS. Updates regarding the implementation of the programs contained in the plan will continue over the coming months. Open cases include 1 child pornography case, 1 Burglary, and 1 VICE case. The statistics for March included 7 Fire calls, 49 EMS calls, 8 MVA, 34 Animal Control calls, 46 Others calls, 49 School Details, 141 Traffic Stops, 15 Welfare Checks, 10 Civil, 29 Disturbance calls, and 22 Agency Assistance calls. The Board also received a list of the March 2021 arrests.

Supervisor Lawler stated that he is proud of the job Paul McInerney, Dave Ball and the Rescue Squad did to pull the vaccination clinics together to vaccinate Waterford residents. This will be discussed further into the meeting as well.

### **Committee on Veterans, Grants and Funding, Special Projects, Town Hall and Seniors**

Councilman McClement stated that the Senior Center/Community Center remains closed. They have begun discussions on when to re-open and will be meeting with members of the Senior Group within the next few weeks. There will be a posting for a new Senior Director as Mike Mahoney retired at the beginning of last year. The Director will focus on new programming.

The Councilman went on to say that the Medical Transportation and Grocery Bus are continuing, as they been throughout the pandemic. The Grocery Bus runs Wednesdays at 9am. Our Medical Transport van is wheelchair accessible. If you would like to sign up for either service, please contact Andy Walters at 518-527-4589.

Councilman McClement would like to remind the Waterford Community that Saratoga County offers many different programs. As Director of the Saratoga County Veterans Agency, he would like to mention the Veterans Trust Fund, funded by donations, that provides grants to Veterans or their families who have an emergency where other services do not fit. In the past, grants have been given for such things as fixing a hot water heater or repairing a car. They encourage Veterans or their families to call the Saratoga County Veterans Service Agency at 518-884-4115.

The Councilman also spoke about the Veterans Peer Connection. This program connects Veterans with each other. The group meets every Tuesday at 5:00pm at the Saratoga Coffee Traders. The cost is free and the owner Scott Swedish, closes the shop for the group to meet.

### **Committee on Youth, Playground, Pool, Festivals, Library, WHUFSD, and Visitor Center**

Councilman Marble read a report on the Waterford Public Library from Director Tim McDonough. The Library has slightly adjusted the services model as of April 1<sup>st</sup>. They are now open for limited browsing and computer use on Mondays through Saturday. The hours are as follows: Mon-Thur 10am-5pm, Fri 10am-3pm and Sat 10am-2pm. Masks are required. Curbside pickup of materials is always available upon request during these service hours.

Liz Albanetti, the youth services librarian is planning a summer reading program that will be primarily virtual in nature. Several programs will be offered online via zoom, along with weekly take and make craft projects. We are very pleased that once again Stewart Shops has provided a

generous grant to help underwrite portions of the summer reading program. More information to come soon.

There is still a small amount of Federal and NYS tax forms available for pick up at the library. Other forms for folks from the IRS or NYS can be printed from the websites if needed. A small fee may apply.

The Library would like to acknowledge the retirement of one their longest tenured employees, Daryll Cook. Daryll has been an invaluable member of the library staff for many years, and continued the tradition of dedicated library service that her mother Marion began so long ago. We wish her all the best.

The Councilman then gave an update from the Waterford Halfmoon School.

This week is Spring break. Please check the school website for any meetings for the month. Such as Sports Booster, BOE, and PTO. The calendar for Soccer, Volleyball, Golf, Track and Field, is also on the website. There are games all this week.

Councilman Marble went on to read the March report for the Harbor Visitor's Center from Harbormaster Jeff Cleary. The Federal lock at Troy will open May 1<sup>st</sup> and operate from 7 am to 9:30 pm. The NYS Canal System will open the 2021 Navigation Season on Friday, May 21<sup>st</sup> at 7:00 AM. The hours of operation are as follows: Locks E-2 through E-6 and Guard Gate #2 in the Waterford Flight will operate on demand from 7:00 am to 10:00 pm from Thursday through Monday from May 21 to September 15. During the same period, the hours of operation for the Waterford Flight will be 7:00 am to 6:00 pm on Tuesdays and Wednesdays.

The Farmers Market will begin operating 3 weeks earlier than in the past years with the first day being Sunday May 16<sup>th</sup> and it will be held every Sunday from 9:00 am to 1:00 pm through October. Our Independence Day Celebration July 4<sup>th</sup>, Dragon boat festival August 7<sup>th</sup>, and Tugboat Roundup Sept 10, 11, and 12 are all being planned.

Recruitment is underway for volunteers at the Hurst Harbor Center for the 2021 Navigation season. Two and three hour shifts are available beginning in early May. For more information, please contact Jeff Cleary at 518-233-9123.

Many thanks to the Town Highway Dept for all of their work cleaning and beautifying the Hurst Harbor Center and campus. Also, a thank you as well to the Waterford Fire Dept for hosing down the wall after recent storms. Very much appreciated.

Councilman Marble then gave an update on the Town Pool. The Town Pool will open the end of June following the same Covid Protocols as we had in place last year. We are currently accepting applications for pool staff. Lifeguards must be at least 15 years old and be Red Cross Certified by June 15. We will accept applications until May 15<sup>th</sup>. Applications can be picked up in the Supervisors Office or can be obtained on the Town website.

The ad is in the employment section on the Town website.

## **General Orders**

### **RESOLUTION # 35**

RESOLVED, that the Supervisor be and he is hereby authorized to sign a contract with JGS Recycling and Hauling Inc. for electronic recycling for the year 2021.

Offered by Councilman Marble

Seconded by Councilman McClement

Councilman Ball yes  
Councilman Boudreau yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

#### RESOLUTION # 36

RESOLVED, that the Town Board of the Town of Waterford hereby authorizes the Town Supervisor to sign Change Order #1 with Wainschaf Associates, Inc. in association with the Town Hall Renovations Project. Said Change Order #1 is a credit to the Town in the amount of \$7,767.00 which decreases the total contract with Wainschaf Associates, Inc. to \$189,060.00.

Offered by Councilman McClement  
Seconded by Councilman Marble

Councilman Ball yes  
Councilman Boudreau yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

#### RESOLUTION # 37

RESOLVED, that the Town Supervisor be and he is authorized to sign a Household Hazardous Waste Collection Agreement with Care Environmental Corp. for 2021.

Offered by Councilman Boudreau  
Seconded by Councilman Ball

Councilman Ball yes  
Councilman Boudreau yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

#### RESOLUTION #38

RESOLVED, that the Town Board of the Town of Waterford hereby authorizes the Town Supervisor to sign Change Order #2 with Koval Electrical Contracting LLC in the amount of \$1,925.00 in association with the installation of wiring for two (2) new data lines and two (2) additional phone lines at the Canal Visitors Center.

Offered by Councilman Marble

Seconded by Councilman McClement

Councilman Ball yes  
Councilman Boudreau yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

RESOLUTION # 39

RESOLVED, that the property known as 118 Davis Avenue, (tax id# 290.20-2-97) be changed for sewer rent purposes from a two unit to a one unit dwelling as all necessary paperwork has been submitted to the Town Clerk.

Offered by Councilman Boudreau  
Seconded by Councilman Ball

Councilman Ball yes  
Councilman Boudreau yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

RESOLUTION # 40

**WHEREAS**, the Town Board of the Town of Waterford, by public notice duly published according to law, invited sealed proposals for lawn maintenance services for the Town of Waterford Cemetery on Saratoga Avenue in the Town of Waterford; and

**WHEREAS**, all such proposals received were considered publicly at Town Hall, on 26th day of March 2021 at 2:00 p.m., the time and place specified in said public notice; and

**WHEREAS**, said Town Board has determined that Sea Property Maintenance is the lowest responsible formal bidder for the work as detailed in the specifications, with a bid of \$23,500 as set forth in the bid specifications; and

**NOW, THEREFORE, BE IT RESOLVED**, that said proposal of \$23,500 be accepted, subject to the following, and be it

**FURTHER RESOLVED**, that the Town Board enter into a contract with said Sea

Property Maintenance as the successful bidder pertaining to the cemetery lawn service in accordance with the specifications for said bid project, to be approved by the attorney for the Town and further subject to the receipt and approval by the attorney for the Town of the required bonding documents for performance, labor and materials.

Offered by Councilman Boudreau  
Seconded by Councilman Marble

Councilman Ball yes  
Councilman Boudreau yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

#### RESOLUTION #41

RESOLVED, that the Town Board of the Town of Waterford hereby adopts the Public Employer Health Emergency Plan for the Town of Waterford.

Offered by Councilman Ball  
Seconded by Councilman Marble

Councilman Ball yes  
Councilman Boudreau yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

#### RESOLUTION #42

RESOLVED, that the Town Board of the Town of Waterford hereby authorizes the Town Supervisor to execute an agreement with Dr. Bruce Ushkow to provide Emergency Health Care Physician Services for NYS Public Access Defibrillation for the period 4/1/2021 – 3/31/2023. Total cost of the two (2) year agreement is \$630.00.

Offered by Councilman Ball  
Seconded by Councilman Boudreau

Councilman Ball yes  
Councilman Boudreau yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

Supervisor Lawler tabled the next resolution. There is a need for more discussion on this topic of the agreement with Verizon and he would like to have another public meeting before anything is decided.

**RESOLUTION NO. \_\_\_\_ OF THE TOWN BOARD OF THE TOWN OF WATERFORD  
FOR THE YEAR 2021 AUTHORIZING EXECUTION OF  
WIRELESS COMMUNICATIONS FACILITIES MASTER LICENSE AGREEMENT  
WITH CELLCO PARTNERSHIP d/b/a VERIZON WIRELESS**

**WHEREAS**, Cellco Partnership d/b/a Verizon Wireless has advised the Town of Waterford concerning its plan to develop small wireless facilities capable of providing 5G capability in various parts of the Capital Region, and

**WHEREAS**, Cello Partnership d/b/a Verizon Wireless has requested the Town of Waterford to enter into a Master License Agreement in an effort to streamline the process of siting its Small Wireless Facilities within certain rights-of-way owned and/or controlled by the Town and further to set forth certain terms and conditions associated with the siting of said facilities, and

**WHEREAS**, the Town Board, as part of its review process, assembled a taskforce of community stakeholders to study the subject and to report its findings to the Town, and the Town having received and considered the recommendation of the taskforce; and

**WHEREAS**, the Town Board is desirous of entering into a Master License Agreement with Cellco Partnership d/b/a Verizon Wireless to permit the deployment of Small Wireless Facilities within the Town's public rights-of-way;

**WHEREAS**, the Town Board held a public hearing to hear comments on the content of the proposed agreement;



**NOW THEREFORE, BE IT RESOLVED** that the Town Supervisor is authorized to sign the Master License Agreement with Cellco Partnership d/b/a Verizon Wireless, subject to the approval and comments of the attorneys for the Town as to form.

Offered by Councilman  
Seconded by Councilman

Councilman Ball  
Councilman Boudreau  
Councilman Marble  
Councilman McClement  
Supervisor Lawler

**Other Business**

Supervisor Lawler stated that he would like to have another public hearing on the proposed MLA with Verizon. There were questions raised tonight and he feels another chance to hear from the public is necessary.

**RESOLUTION # 43**

**RESOLVED**, that the Town Board of the Town of Waterford will hold a Public Hearing on April 27, 2021 at 7:00PM via Zoom and by teleconference on the proposed Master License Agreement with Cellco Partnership d/b/a Verizon Wireless to permit the deployment of small wireless facilities.

Offered by Supervisor Lawler  
Seconded by Councilman Marble

Councilman Ball yes  
Councilman Boudreau yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

Supervisor Lawler thanked Sgt. Shudt, Councilman Ball, and all members of the Police Department for their work on the Police Department Reform. The document has been filed with the State.

Supervisor Lawler also spoke to Paul McInerney and thanked him, Councilman Ball and Tracey Weir from the Rescue Squad for all they did in getting vaccinations from the County and organizing the clinics to vaccinate residents.

Paul McInerney stated that they have a list that they work off of when they know they will receive vaccines from the County. So far, they have vaccinated 105 residents and they are

hoping to receive more vaccines to bring that total up to 200 residents by the end of the month. The last clinic that was done was for those receiving the second dose of Moderna. If you would like to get on the list for a vaccination, please call 518-590-0932 and leave a message. We are hoping to get as many residents vaccinated as possible.

Supervisor Lawler added that he has been part of the meetings when the Town is informed how many vaccines we will receive, in most cases this is 24 hours' notice. Paul then works to arrange vaccinations for residents, most taking place in their homes. The Supervisor went on to say that Waterford's first allotment of the vaccine was fifteen doses. These went to the Town's most vulnerable. Subsequently, we have received odds and ends doses that were available and because we have proactively built a list of our elderly and disabled residents, we are able to vaccinate these individuals. He thanked Paul, Dave and the Rescue Squad for a great job.

Supervisor Lawler stated that due to Covid-19 restrictions still in place, we cannot have our traditional Memorial Day Parade. We will still hold some type of ceremony; we will not skip the Memorial Day observance. Saratoga County has been unable to honor our Veterans as we have in the past. Due to this, there is a \$2500 grant available to each community from the County to apply towards a Veteran program. The Supervisor went on to say that along with Memorial Day, maybe the Town could do something for Veterans Day as well, he knows Councilman McClement and Councilman Marble are working on plans.

The meeting was opened to the public for comments or questions.

There were no comments.

Councilman Ball made a motion to close the meeting at 8:24PM, seconded by Councilman Boudreau. All voted in favor of the motion.

Respectfully submitted,

Mary Shannon Carrigan  
Town Clerk