

At the Town Board meeting of the Waterford Town Board held virtually via Zoom and by teleconference on May 4, 2021 at 7:00 P.M. the following transpired:

There were present:

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

Those absent:

Councilman Frank McClement

Communications and Petitions

There were none.

Action on Minutes of Previous Meetings as Follows

Minutes of the Town Board meeting of April 6, 2021 and Agenda Meeting of April 27, 2021 were presented to the Board. A motion was made by Councilman Ball, seconded by Councilman Marble to accept the minutes as presented. All voted in favor.

Committee Reports

Financial Report and Submission of Bills and Petty Cash

Supervisor Lawler read the financial report for the month of April 2021. The audited abstracts totaled \$174,499.12 and the payments in advance of audit totaled \$14,220.21. The petty cash report totaled \$ 64.30. 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 voted in favor.

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

Councilman Boudreau read the Highway Department monthly report for April as submitted by Highway Superintendent Tony Lubas. The Department processed 63 Dig Safe requests, responded to 51 requests for service, replaced 13 manhole risers and 9 manhole frames and 12 street signs were replaced. They also removed 270 yards of yard waste, 360 yards of trash was removed, and 60 yards of scrap metal was removed. They used 35 yards of mulch for landscaping and 8.5 tons of blacktop was used for road repair. Trash Drop Off is ongoing through May 22nd, if you have any questions, please call the Town Clerk's Office or the Highway Garage at 518-235-3413.

Councilman Boudreau then read the monthly report for the Wastewater Department.

For the month of April, the Department removed 12,000 gallons of sludge to Albany County and 62,000 gallons of sludge to Saratoga County. They answered 5 alarms: Phone-4, Power-1 Normal Maintenance was performed: 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 changed out the operational floats at the Suncrest Drive pump station. The Vac truck was used to clean out the James Drive collection manhole. Verizon repaired the Timber Drive alarm phone line coming to the plant. Troy Belting moved the temporary cellular alarm system from Sage Road to the Mallards North pump station. The sewer camera was used to aid the residents at #59 Clifton street. They also

worked with Koester to inspect and install the Ultra Violet disinfection system for the swimmable river season. The Wastewater Department would like to remind residents to please stop dumping/flushing wipes and other non-biodegradable materials down your toilet or through your garbage disposals. All of these types of materials should be going in with your household trash. This report was submitted by Craig F. Falcone, Chief Operator

The Councilman then read a report from the Waterford Water Department. The water works delivered approximately 29,290,000 gallons or 944,840 gpd of water during the month. 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. Please be advised that the Waterworks will be flushing hydrants during late April and May in accordance with the attached schedule. Residents are encouraged to avoid doing laundry during flushing hours and to run sinks if water becomes discolored. The Water Commissioners will be flushing hydrants from 8:00 AM to 5:00 PM starting April 26th through May 28th 2021 Water at times may be discolored, but at no time will bacterial quality be affected. Laundering should be avoided during flushing hours.

HUDSON RIVER RD. & VILLAGE	April 26th - May 7th
MIDDLETOWN RD. & SIDE STREETS	May 3rd - May 14th
FONDA ROAD & SIDE STREETS	May 10th - May 21st
NORTHSIDE-DIAL CITY	May 17th - May 28th

The Water Commissioners are excited to announce that the Waterworks has a new website. You can see it at www.waterfordwater.org.

Councilman Boudreau then gave an update from Town Historian Russ Vandervoort. The Waterford History Facebook page reached over 1500 people last month. He attended two Zoom meetings; the monthly meeting of the Saratoga County History Center and the quarterly meeting of the Saratoga County Historians Office. Mr. Vandervoort had one article on a Waterford Civil War soldier published on the County History Center site. He answered two requests for information and has received several pictures of interest concerning Waterford, he will be researching the stories behind the photos.

Councilman Boudreau stated there is no update from the Museum as they are still closed.

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

Councilman Ball stated that unfortunately there has been a wave of suicides throughout the Country. As a public announcement and information, if you are aware of someone in need of help, please encourage them to reach out to the Waterford Rescue Squad, Waterford Police Department, even their church. They can also call the National Suicide Prevention Hotline which is available 24 hours a day: 1-800-273-8255. Councilman Ball went on to say that the Waterford Rescue Squad has been deploying Narcan on a regular basis and they have the Narcan leave behind program.

Councilman Ball stated that the new Waterford Fire Department building is on path for a June opening. The three Village Fire stations are now for sale; there are two on Division Street and one on Pearl Street.

Councilman Ball went on to read a summary of police activity for April 2021 as submitted by Sgt. Michael Shudt. There were 18 arrests, 73 traffic tickets, 8 motor vehicle accidents and 689 calls for service

Other activity: All officers completed training on Community Policing and Cultural Awareness.

After several complaints from residents, a detail was conducted on 04-01-2021 targeting tobacco and vape sales to minors at the Yemville Mini Mart on 3rd Street. The detail resulted in the arrest of a clerk at the store for two counts of Unlawfully Dealing with a Child.

The new law pertaining to marijuana use was reviewed and disseminated to all officers. COVID-19 vaccinations were continued along with the Waterford Rescue Squad. To date there have been 150 residents of the Town and Village that have received a vaccination through this program.

Implementation of programs as part of our Police Reform Plan has begun. At the start of the month of April, a process was put into place to facilitate the tracking of racial data of those people stopped by police both on traffic stops and field interviews. Bike and foot posts were also started. A total of 9 man-hours of Bike/Foot post was conducted. Most of these hours were spent in and around the 4th Street Park in response to several complaints from residents.

Open cases include 1 child pornography case, 1 Rape, 1 Endangering the Welfare of a Child, 1 Burglary, and 1 VICE case.

Councilman Ball stated the April 2021 arrest report and incident report were distributed to the Board. To summarize, there were 16 Domestic calls, 1 DUI, 18 Harassment calls, 43 EMS calls, 17 Animal Control calls, 3 Arrest Warrants, 33 School Details, 128 Traffic Stops, 4 Death Investigations and the DARE Program is underway with Officer Tim Williams.

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

Councilman Marble read the Senior Transportation Report for the month as submitted by Andy Walters. The Medical Bus transported 39 passengers for a total of 176 hours
Grocery Bus transported 30 Seniors for a total of 14 hours
All passengers are required to wear a mask while riding the bus.

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

Councilman Marble commented on how nice the flowers on Saratoga Avenue along the Cemetery looked and thanked the Highway Department.

Councilman Marble went on to say that due to current circumstances we are going to have to modify our Memorial Day Parade this year. We will have a firetruck and EMS parade following the same route on May 26th, starting at 7PM and ending at Soldiers and Sailors Park with a ceremony for the Veterans which Councilman McClement is organizing. It will be done as a live feed on Facebook.

The Councilman went on to say that we are still in need of a couple more lifeguards for the Town Pool. We hope to open for the end of June. We will not be offering swim lessons due to Covid, hopefully next year. The Library will again be providing books and make and take crafts. We will be having a program at Clement Park this Summer. We are looking for a counselor to fill the position. We will also have a lined soccer field this summer. The Library is going to have a Story Walk Program there as well.

Councilman Marble went on to read an update from the Waterford Library. THE LIBRARY IS OPEN 6 DAYS A WEEK. MONDAY THROUGH THURSDAY 10-5, FRIDAY 10-3, AND SATURDAY 10-2. THE BUILDING IS OPEN FOR LIMITED BROWSING AND COMPUTER USE, BOOK SALE, ETC.

THE LIBRARY WILL HOLD ITS 2022 BUDGET VOTE AND TRUSTEE ELECTION ON Wednesday JUNE 2 AT THE LIBRARY. VOTING WILL RUN FROM 9-6PM. ABSENTEE BALLOTS WILL BE AVAILABLE UPON REQUEST BEGINNING MAY 15. THE LIBRARY IS PLANNING A SUMMER READING PROGRAM AS WELL AS THE STORY WALK INSTALLATION IN BOTH THE VILLAGE AND TOWN CLEMENT PARK. MORE DETAILS TO COME.

The Councilman gave a report on the Waterford Halfmoon School.

ALL BOE MEETING DATES CAN BE FOUND ON THE SCHOOL WEBSITE. THE PTO AUCTION IS MAY 14, 15, and 16. THERE IS A BOOK FAIR ON MAY 11. THE BUDGET VOTE IS ON MAY 18 AS WELL AS THE BOE VOTE. THE JR/SR HS CONCERT IS MAY 25TH. MEMORIAL DAY WEEKEND STARTS ON MAY 28TH.

GIRLS SOCCER ENDED 9-6-1 BOYS VARSITY ENDED 8-4-2. GOLF 0-7 GIRLS VOLLEYBALL ENDED 12-4. COVID HAD A HUGE AFFECT ON THESE TEAMS.

Councilman Marble then read the April monthly report from the Visitors Center.

THE 2021 NAVIGATION SEASON IS UNDERWAY. THE FEDERAL LOCK AT TROY OPENED ON SATURDAY MAY 1ST. THE DOCK OFFICE IS PREPARED TO WELCOME GUESTS.

THE ERIE AND CHAMPLAIN CANALS WILL OPEN ON FRIDAY MAY 21ST.

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 SEPT 15. DURING THE SAME PERIOD, THE HOURS OF OPERATION FOR THE WATERFORD FLIGHT WILL BE 7 AM TO 6 PM ON TUESDAYS AND WEDNESDAYS.

THE FARMERS MARKET WILL BEGIN OPERATING 3 WEEKS EARLIER THAN IN PAST YEARS WITH THE FIRST DAY BEING SUNDAY MAY 16TH. IT WILL BE HELD EVERY SUNDAY 9 AM TO 1 PM THROUGH OCTOBER.

RECRUITMENT IS UNDERWAY FOR VOLUNTEERS AT THE HURST HARBOUR CENTER FOR 2021 NAVIGATION SEASON. TWO- AND THREE-HOUR SHIFTS ARE AVAILABLE BEGINNING IN EARLY MAY. FOR MORE INFORMATION, PLEASE CONTACT JEFF CLEARY AT 528-233-9123.

WE ARE STILL TAKING APPLICATIONS FOR A PART TIME WEEKEND CLEANER FOR THE VISITOR CENTER.

Supervisor's Report

Supervisor Lawler complimented Highway Superintendent Tony Lubas and his crew for how great the Town looks. They worked on cleaning up and putting mulch down in cul de sacs and intersections throughout the Town.

Supervisor Lawler spoke about the press release from today regarding a consent order that was agreed to between NYSDEC and Momentive in relation to violations. In this order, Momentive agreed to forgive the \$300,000 tax refund the school district still has outstanding and to finance up to one million dollars, shared between in the Town of Waterford and Halfmoon, for an environmental project. The majority of the money will be spent in Waterford as only a small

portion of the plant is in Halfmoon. This is an environmental benefit project, there are not enough details yet to be able to put a plan together. The Supervisor said he will have a conversation with DEC and Momentive within the next week or two to determine what projects would qualify and how to go about getting them financed. The Supervisor publicly congratulated Momentive and DEC as this settles a number of environmental violations that date back almost fifteen years. They are able to finalize outstanding violations, turn the page and move forward and we look forward to working with them.

Supervisor Lawler stated that the Community Garden project is moving forward. A resident came to the Board and requested a garden last year. The garden will be behind the new Community/Senior Center, the Highway Department laid out the design and will build the garden. There will be a posting on Facebook and the Town website looking for individuals in the community who want to be involved and volunteer. Our goal is to generate enough harvest to be able to donate to the three food pantries in Waterford.

The Supervisor stated that last month the daughter of one of our senior center members asked about the time frame to reopening of the Senior Center. We are working on reopening and the Governor is set to make an announcement and lots of restrictions will be eased or eliminated. The Supervisor said he and Councilman McClement met with officers of the Waterford Senior Club last week and they had a good conversation about moving forward. There will be a posting soon for a new Senior Center Director. If you know of anyone interested, please have them fill out an application. Our goal is to open the Senior Center on some basis in late June, we will look at the current Covid regulations, the members health and safety need to remain our #1 priority. All this will be dependent on the hiring of a new Director.

Councilman Boudreau stated that the hanging baskets will be hung along the streetscape on Saratoga Avenue by the end of the week.

General Orders

RESOLUTION # 44

RESOLVED, that the property known as 30 Broad Street, (tax id# 291.71-3-32) be changed for sewer rent purposes from a two unit to a three unit dwelling as all necessary paperwork has been submitted to the Town Clerk.

Offered by Councilman Boudreau
Seconded by Councilman Marble

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

RESOLUTION # 45

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WATERFORD
CALLING FOR PUBLIC HEARING ON ZONING AND SUBDIVISION REVISIONS TO
THE TOWN CODE (CHAPTERS 161 & A166)**

WHEREAS, the Town Board has conducted a comprehensive review of the Zoning and Subdivision Revisions to the Town Code and,

WHEREAS, the Town consultant, Adirondack Engineering, in coordination with the Town Planning Director, the Town Planning Board and the Town Zoning Board of Appeals has completed their review and a workshop is currently scheduled for May 13, 2021 to further review any proposed changes or amendments and,

WHEREAS, the Town Board desires to hold a public hearing to hear public comments concerning the enactment of a Local Law to amend the Town of Waterford zoning and subdivision revisions in Town code (Chapters 161 & A166) and,

NOW THEREFORE BE IT RESOLVED THAT, a public hearing will be held by the Town Board of the Town of Waterford on May 27, 2021 at 7:00 p.m. virtually via Zoom and by teleconference to hear public comment on the proposed Local Law to amend Chapter 161 and A166 of the Town of Waterford Code.

Offered by Councilman Marble
Seconded by Councilman Boudreau

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

RESOLUTION # 46

**RESOLUTION 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 two public hearings 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 Boudreau
Seconded by Councilman Marble

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

RESOLUTION # 47

RESOLVED, that the Town Board of the Town of Waterford hereby authorizes a \$1,000 bonus for Patrick Breen in recognition of his temporarily assuming additional duties as the Town's Information Technology Manager as a result of the recent employee resignation.

Offered by Supervisor Lawler
Seconded by Councilman Marble

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

RESOLUTION # 48

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WATERFORD CALLING FOR NEW YORK STATE DEPARTMENT OF TRANSPORTATION INVESTIGATION

WHEREAS, the Town Board has received concerns expressed regarding the posted speed limit on Davis Avenue in the Town of Waterford and,

WHEREAS, the Town of Waterford have received requests that the speed limit on a portion of Davis Avenue from Van Ness Street to the entrance of the New York State Department of Transportation Facility located on Davis Avenue be lowered and,

NOW THEREFORE BE IT RESOLVED THAT, the Town Board of the Town of Waterford does hereby request the New York State Department of Transportation to initiate a study

to determine if the speed limit on Davis Avenue can be reduced.

Offered by Councilman Boudreau
Seconded by Councilman Ball

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

RESOLUTION # 49

RESOLVED, that the Town Board of the Town of Waterford hereby authorizes the Town Supervisor to execute Amendment No. 2 associated with the contract with Adirondack Mountain Engineering PC for work being performed on the Town's Zoning and Subdivision Updates. Amendment No. 2 will increase the contract by \$2,025.00. Total contract amount will be \$18,985.00.

Offered by Councilman Boudreau
Seconded by Councilman Marble

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

RESOLUTION # 50

Whereas the Waterford Town Board is honored to recognize residents that go above and beyond for their community; and

Whereas Joseph Forget realized members of his community were struggling during this pandemic, and

Whereas Joseph Forget has used his talent as a chef to create, organize and distribute meals to residents of his community and also operated a free hot dog cart on Halloween;

Now Therefore be it Resolved, that the Town Board of the Town of Waterford hereby recognizes, honors and thanks Joseph Forget for being a true friend and neighbor to his Waterford community.

Offered by Councilman Marble
Seconded by Councilman Boudreau

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

RESOLUTION # 51

Whereas the Waterford Town Board is honored to recognize organizations that give back to their community; and

Whereas the Waterford Knights of Columbus Council #237 worked with Joseph Forget to organize and distribute meals to residents of the Waterford community struggling during the pandemic even when their own organization was forced to temporarily close their doors during this pandemic;

Now Therefore be it Resolved, that the Town Board of the Town of Waterford hereby recognizes and honors the Waterford Knights of Columbus Council #237 for their efforts to support the needs of residents in the Waterford community.

Offered by Councilman Marble
Seconded by Councilman Boudreau

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

Other Business

Paul McInerny stated that there will be a vaccination clinic on Thursday. There are currently five residents signed up, they are hoping to vaccinate a total of 10. They will be administering the Johnson & Johnson vaccine. If you would like to be put on the list please call 518-590-0932. Here in Waterford a total of 150 residents have been vaccinated through these clinics.

The Supervisor is grateful for the Waterford Rescue Squad, Councilman Ball and Paul M. in putting these clinics together for our residents.

RESOLUTION # 52

Be it resolved that the Town Board of the Town of Waterford hereby approves the following Budget Amendments to the Town’s 2021 Budget:

<u>Account #</u>	<u>Account Name</u>	<u>Approved Budget</u>	<u>Proposed Increase</u>
A3510.200	Control of Dogs – Equipment & Capital Outlay	-0-	\$26,000.00
A0599.000	Appropriated Fund Balance	\$299,750.00	\$26,000.00
B3620.200	Safety Inspection – Equipment & Capital Outlay	-0-	\$26,000.00
B0599.000	Appropriated Fund Balance	\$154,330.00	\$26,000.00

Offered by Councilman Marble
Seconded by Councilman Ball

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

RESOLUTION # 53

RESOLVED, that the Town Board of the Town of Waterford hereby awards 1379 OGS Solicitation 23166: 6999 – to Kingston Automotive LLC for the purchase of two (2) 2021 Nissan Frontier S King Cab Pick-Up Trucks with Bed Liner & Cap. Bid Price - \$25,850.82 Per Pick-Up Truck. One of these new vehicles will replace the pick-up currently assigned to the Town's Animal Control Officer (2006 Ford Ranger with 178,143miles); the other new vehicle will replace the pick-up currently assigned to the Town's Building Inspector (2004 Chevrolet Colorado with 147,700miles).

Offered by Councilman
Seconded by Councilman

Councilman Ball
Councilman Boudreau
Councilman Marble
Councilman McClement
Supervisor Lawler

The meeting was opened for public comment at 7:53pm.

There were no comments.

Councilman Ball made a motion to close the meeting at 7:54PM, seconded by Councilman Boudreau. All voted in favor of the motion.

Respectfully submitted,

Mary Shannon Carrigan
Town Clerk