

At the Town Board meeting of the Waterford Town Board held on April 3, 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

There were none.

ACTION ON MINUTES OF PREVIOUS MEETINGS AS FOLLOWS

Minutes of the Town Board meetings of March 6th, Special Meeting of March 16th and Agenda Meeting of March 27th were presented to the Board. A motion was made by Councilman Boudreau seconded by Councilman McClement 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 March 2018. The petty cash report totaled \$21.57. The audited abstracts totaled \$313,591.86 and the payments in advance of audit totaled \$29,631.68. A motion was made by Councilman Ball and seconded by Councilman Marble to accept the reports, pay the bills and reimburse the petty cash accounts. All in favor.

The Supervisor stated that he would be veering from the regular agenda this evening to allow those in attendance an opportunity to speak. He would like to open public comments at this time. He asks that if you would like to speak, please give your name and address for the record.

Mike Dayton- 46 Timber Drive- He asked if there is a plan in place for paving of Timber Drive, Suncrest, Barley Court or Morgan Lane this year. It has been a long time since this area was done. Timber Drive is in bad shape. The roads edge in front of 17-19 Timber has a dangerous drop, a resident hurt her ankle here while walking her dog. He knows that some roads, like Copperfield, Birch Glen area, were coated last year.

Supervisor Lawler stated that Birch Glen was entirely redone about five years ago. He asked Councilman Boudreau, the Highway Department Liaison to talk about any upcoming paving.

Councilman Boudreau stated that there is nothing planned this year to pave that area, but they will take a look at these roads. The Town spaces out their paving due to expense.

Mike Dayton- Doesn't think Timber Drive has been touched since it was built in 1981.

Supervisor Lawler added that the main part of Suncrest Drive has been done, about 20 years ago.

Timber Drive resident- He feels Timber Drive is beyond just an overlay.

Supervisor Lawler stated that a few roads were milled last year. Copperfield Dr, Towpath, Pheasant Run and a part of Mallards Landing So. received a slurry coat. Roads in Dial City and Columbus Avenue were paved.

Mike Dayton- Timber Drive and Barley Ct. are older than those streets and nothing has been done.

Resident- Fully understands the budget is limited, but 24 years is a long time to not have had work done on a road. Newer roads need to be maintained, but the older roads are already broken down and have to be addressed.

Supervisor Lawler will have Jim Boudreau and Highway Superintendent Harry Martel take a look at this subdivision and develop a plan and schedule so we can put money where it is most needed most quickly. There will be some improvements this year and we will lay out a plan for the years to come.

Mike Dayton- That's all they ask, that something be done.

Supervisor Lawler spoke of the negotiations underway with businesses on Industry Drive to address that road. It's a town road close to 30 years old. Its 1200 feet in length and the traffic consists of buses and heavy equipment. There are problems with the sub base and because of the heavy use of the road, it will cost close to \$450,000 to rehab. He asks that the residents of Timber Drive give the Town some time to put a schedule together and will then reach out to Mr. Dayton.

Mike- 12 ValleyView- People are concerned about the reassessment. His home is being reassessed at a much higher rate than the current one. He had an appraisal done a few years ago and it is much lower than the assessment. He feels the assessments are unfair. He knows of a property on Broad Street that had problems selling based on current assessment, there is no way the owners would be able to sell the property based

on the new assessment. He does not think people will be able to get what their homes are assessed at, feels we are being over assessed.

Supervisor Lawler asked if he had looked at the homes that GAR used for comparables. They looked at the last two years of sales, based on your home type and square footage. This is all online for you to look through.

Mike- He did not, but will take a look at those.

The Supervisor resumed the regular agenda.

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

Councilman Jim Boudreau gave the Highway Department report for the month of March 2018. The Highway crew has been repairing plow damage along Town roads and cutting back low hanging branches on Town roads. The Trash Drop Off Program begins April 7, 2018 from 8am to 1pm, check the town website for more information. Electronic Recycling will be held on April 14th call the Town Garage or check the website for more information. Please remember not to put your garbage cans and recycling can in the road, but put them at the end of your driveway. Unacceptable items placed in the trash container will delay pickup until they are removed. If you need a new recycle bin or trash container please contact the Highway Garage at 518 235-3413. The Councilman then read the Senior Center report as submitted by Director Mike Mahoney. Their St. Patrick's Day luncheon catered by the Angry Penguin was held on March 13th, 47 seniors attended. Members of the Town and Village Board helped to serve the meals. 10 seniors got their meal to go. They wish to thank the Angry Penguin for a delicious meal. The Senior Bocci League will soon be starting up, please call 518-235-8500 if you are interested in playing. Beginning this week chair yoga is being changed from Wednesday afternoon to Thursday mornings 10-11am. New members are always welcome call 518-235-8500 for more information. On April 17th a representative from Senator Marchione's Office will be at the center to do a presentation on how to avoid scams. He then reported on the Wastewater Treatment Plant for the month of March as reported by Craig Falcone, Plant Operator. They performed normal maintenance, continued new employee in-house training, installed new safety signs, continued maintenance of outside grounds, equipment and vehicles. Councilman Boudreau read the Water Commissioners report. Consumption for the month totaled 27,400,000 gallons. The Water Department completed 38 service calls and continued equipment maintenance and weekly safety meetings. They are still in the process of a multiyear change over from manual read meters to remote read. To date staff have installed 431 remote systems out of approximately 3,000 service connections. As a reminder, help keep hydrants clear of snow.

Committee on Public Safety, Emergency Services

Councilman Dave Ball read a report from John Fairclough, the Village Fire Dept Liaison. The architectural renderings of the new village firehouse are close to 30% complete. There are 56 active members. They purchased 10 new air packs. They will be swearing in three new chiefs next week: Jeff O'Connor, Nick Cook, and Brian McMahon. Northside Fire Department will be holding a CPR recertification and AED certification; it is open to any fire department.

Councilman Ball went on to read the police activity report and arrest report for the month of March 2018. In order for the Police Department to be in compliance with the 2018 Governor's Traffic Safety Committee Police Traffic Safety Grant, the public needs to be informed of the upcoming traffic safety initiatives that the police will be participating in along with other departments: The Waterford Police Department will be participating in the "U Drive, U Text, U Pay" April 12-16th 2018- National Highway Traffic Safety Administration promoted distracted driving enforcement wave. Every Year the Governors Traffic Safety Committee supports and promotes Operation Safe Stop. Passing a stopped school bus is dangerous and puts our children at high risk when they get on or off the school bus. Thursday April 26, 2018 is OPERATION SAFE STOP DAY, and the Waterford Police Department will be participating in the one day enforcement. The Waterford Police Department will be participating in the "No Empty Chair" Safe Teen Driver Enforcement Initiative during the week of April 23-27 2018. Officers will be focusing on different traffic safety initiatives throughout the week, to include; Speeding in School Zones, Seatbelts and Child Restraints, Cell Phone Use and Texting and Underage Drinking and Impaired Driving. The Waterford Police Department will be participating in the upcoming Click It Or Ticket, Buckle Up New York, Seat Belt Mobilization Enforcement Dates- May 21-June 3, 2018.

Councilman Ball asks every resident to make every effort to comply to help keep our residents and community safe.

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

Councilman McClement spoke of NYS Yellow Ribbon Day which is May 9th. There is a ceremony on May 10th at 11am at Halfmoon Town Hall. Keynote speaker will be LTC(Ret) Paul A. Fanning, NYS Army National Guard. The Saratoga County Clerks Office started a donation drive to benefit NYS 2 Blue Star Mothers of America, Inc.. The Town Clerks Office is also participating. Donations collected will be used to send Freedom Boxes to our deployed military.

Councilman McClement announced that the Saratoga County Deceased Veteran Ceremony in June will honor a Veteran from Waterford. Malta nominated Sgt. Donald Cramer who served in WWII and was killed in action. The ceremony will be held on June 19, 2018 at 2:30PM at 40 McMaster St, Ballston Spa.

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

Memorial Day Parade Wed May 23rd at 7PM, ceremony at Soldiers and Sailors Park to follow. Anyone interested please contact the Supervisors Office

We are accepting applications for Pool Director, Lifeguards, PT Parks and Recreation Director, Assistant Park Director and Park Counselors. The park and pool open full time the end of June. Applications can be picked up at the Supervisor's Office.

Museum:

Canal Sketches Art Show presented by Dana Hatchett will come to an end on April 13th.

Docent training Saturday April 14th 10-11 am at the museum.

Canal Clean Sweep April 21st 10am-1pm. We will once again be working with New York Parks and Trails for this earth day effort to keep our historic canal looking great. Join us at the old Champlain Canal Lock 4 by the museum. Be sure to dress for the event as we will be getting dirty.

Pancake Breakfast April 29th 8 am- noon at the Waterford Senior/ Community Center. All you can eat buffet is a great way to support the museum. Adults \$6 children \$4.

May 4th 7-9 pm is opening weekend. The exhibit will be on Waterford and the surrounding water routes and roads as it was impacted by military efforts. Friday is free

Canalways -Monday May 14th-Friday May 18th 9:30-am -1:30 pm. Great program set up this year but are still in need of volunteers. Please contact the museum if you are interested in helping out.

Library:

The director of the Library would like me to mention that they are shocked and saddened by the death of their long standing trustee and board president Mike Marchese, who was instrumental in the many improvements to the physical plan of the library, as well as the enhancements to library services over the years. Mike was recognized with a SALS Trustee of the Year Award in 2009 and served as an advocate for the library throughout the community.

The friends of the library will be hosting a gardening workshop on Saturday April 28th at the Senior/Community Center from 10-12 admission is free.

Thank you to the Waterford Wesleyan church for providing the easter egg hunt at Lock 2 Park on Saturday. It was a very nice event they provided for the community.

Supervisor's Report

Supervisor Lawler stated that the Month of March was difficult for us here in Waterford with the sudden passing of two individuals who served the community. On March 10th Greg Knorr passed away. Greg was a lifetime Village resident and active in this community. We miss him and the great job he did serving with the fire department and as Town Building Inspector. Michael Marchese passed away on March 24th. He was a tremendous volunteer, he served with Meals on Wheels every day, he was on the Library Board and was Town Historian. Waterford was a better place with them, in their absence, we are a lesser place. On behalf of the Board and the community we express our deepest condolences to their families. We would like to publically remember and honor them posthumously; they will both be sorely missed. They did so much for this Town.

General Orders

RESOLUTION # 37

BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WATERFORD, SARATOGA COUNTY, NEW YORK (THE "TOWN"), AUTHORIZING THE ISSUANCE OF UP TO \$35,000 IN SERIAL BONDS OF THE TOWN TO FINANCE THE COST OF THE ACQUISITION OF A PICK-UP TRUCK

WHEREAS, the Town Board of the Town of Waterford (the "Town Board") is considering the acquisition of one pick-up truck for use by the Town's Highway Department (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 \$35,000 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 a pick-up truck for use by the Town's Highway Department.

SECTION 2. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$35,000, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of (i) the issuance of the \$35,000 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 five (5) years, pursuant to subdivisions 28. and 89. of paragraph a. of Section 11.00 of the Law.

SECTION 4. The final maturity of the bonds herein authorized to be issued shall not be in excess of five (5) years measured from the date of issuance of the first serial bond or bond anticipation note issued pursuant to this resolution.

SECTION 5. 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 6. 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 7. 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 8. 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 anticipating thereof, if applicable, as "qualified tax-exempt obligations" in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 9. 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 10. 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 11. 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 12. 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 13. 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 Boudreau
Seconded by Councilman Marble
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 38

BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WATERFORD, SARATOGA COUNTY, NEW YORK (THE "TOWN"), AUTHORIZING THE ISSUANCE OF UP TO \$37,500 IN SERIAL BONDS OF THE TOWN TO FINANCE A PORTION OF THE COST OF THE ACQUISITION OF ONE 28-PASSENGER BUS

WHEREAS, the Town Board of the Town of Waterford (the "Town Board") is considering the acquisition of one 28-passenger bus for use by the Town to transport senior citizens (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 \$37,500 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 a portion of the estimated cost of

the acquisition of one 28-passenger bus for use by the Town to transport senior citizens.

SECTION 2. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$62,500, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of (i) the issuance of the \$37,500 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; (ii) the application of \$25,000 in additional funds to be received from the County of Saratoga to pay a portion of the cost of the Project, and (iii) 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 five (5) years, pursuant to subdivision 29. of Section 11.00 of the Law.

SECTION 4. The final maturity of the bonds herein authorized to be issued shall not be in excess of five (5) years measured from the date of issuance of the first serial bond or bond anticipation note issued pursuant to this resolution.

SECTION 5. 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 6. 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 7. 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 8. 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 9. 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 10. 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 11. 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 12. 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 13. 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 Boudreau
Seconded by Councilman McClement
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 39

WHEREAS, on February 27, 2018 the Town Board of the Town of Waterford adopted Local Law No. 2 entitled "Board of Assessment Review Meetings Local Law of the Town of Waterford" which established an alternative dated for any person who pays property taxes in the Town to grieve an assessment in accordance with section 512 of the Real Property Tax Law of New York State; and

WHEREAS, due to a clerical error upon filing said local law with the New York Secretary of State's office, the Town Board desires to amend Local Law No. 2 of 2018 to clarify that pursuant to subsection 1-a of section 512 of the Real Property Tax Law, the Town Board shall establish an alternate date for property tax paying persons to grieve their assessment before the Board of Assessment Review, which alternative date shall be on the Thursday following the fourth Tuesday in May; as set forth in proposed Local Law No. 3 of 2018; and

NOW THEREFORE, BE IT RESOLVED that the Town Board hereby calls for a public hearing to be duly noticed and held on April 24, 2018 at 7:00 PM at the Town Hall, Second Floor, 65 Broad Street, Waterford, New York, at which time the public may comment on said proposed Local Law No. 3 of 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 # 40

RESOLVED, that the Supervisor be and he is hereby authorized to sign a contract with SEA Property Maintenance for 2018 lawn care at the Waterford Rural Cemetery.

Offered by Councilman Boudreau
Seconded by Councilman McClement
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 41

RESOLVED, that Harry Martel be and he is hereby authorized to attend the 2018 annual highway school in Ithaca, NY from June 3-6th.

Offered by Councilman Boudreau
Seconded by Councilman McClement
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 42

RESOLVED, that Eric Loudis be and he is hereby appointed as a member of the Board of Assessment Review for a term of five years ending 9/30/2022.

Offered by Councilman McClement
Seconded by Councilman Boudreau
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes

Supervisor Lawler yes

RESOLUTION # 43

RESOLVED, that Abigail Huls Ayotte be and she is hereby appointed as an alternate member of the Board of Assessment Review for a term of one year ending 12/31/2018.

Offered by Councilman McClement
Seconded by Councilman Marble
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 44

RESOLVED, that the Town Board of the Town of Waterford hereby authorizes the purchase of a 2019 Ford F-250 XL pick-up truck from Carmody Ford, Inc. as per NYS Contract Pricing for Mini-Bid #18030023. Total Bid Price - \$29,222.63.

Offered by Councilman Boudreau
Seconded by Councilman Marble
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 45

RESOLVED, that the Town Board of the Town of Waterford hereby authorizes the purchase of a 2018 Goshen Coach Chevrolet Impulse 24 passenger bus from Matthews Bus Alliance Inc. d/b/a Matthews Buses Commercial as per NYS Contract PC67795.
Total Price - \$62,267.11

Offered by Councilman Boudreau
Seconded by Councilman Marble
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 46

RESOLVED, that the Town Board of the Town of Waterford hereby authorizes the Town Supervisor to execute an agreement with Milton Cat to perform on site scheduled maintenance of the generator at Town Hall at a total cost of \$1,277.00 for 2018.

Offered by Councilman McClement
Seconded by Councilman Boudreau
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 47

RESOLVED, that the Town Board of the Town of Waterford hereby authorizes the Town Supervisor to sign a contract with Sea Property Maintenance for the installation of monument foundations at the Waterford Rural Cemetery.

Offered by Councilman Boudreau
Seconded by Councilman McClement
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 48

RESOLVED, that the Town Board of the Town of Waterford hereby sets the following prices associated with the installation of monument foundations at the Waterford Rural Cemetery:

Concrete base for 24 inch by 12 inch flush marker - \$250.00

Concrete base larger than 24 inches by 12 inches for flush markers will be quoted upon request.

Length (up to 14 inches in width)

Concrete foundations - up to 3 feet - \$520.00

Concrete foundations – 3 feet 1 inch to 4 feet - \$695.00

Concrete foundations – 4 feet 1 inch to 5 feet - \$815.00

Concrete foundations – 5 feet 1 inch to 6 feet - \$985.00

Concrete foundations over 6 feet in length or wider than 14 inches will be quoted upon request.

Offered by Councilman Boudreau
Seconded by Councilman Marble
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 49

WHEREAS, the Planning Board of the Town board of the Town of Waterford has previously approved a residential subdivision known as Carriage Hill; and

WHEREAS, a condition of such approval required the developer to build a Town Road pursuant to and in compliance with the Town of Waterford specifications for a Town Road and thereafter dedicate same to the Town as and for use as a public roadway; and

WHEREAS, the developer has failed to complete the necessary improvements to said roadway and has failed to respond to numerous inquiries by the Town seeking completion of said improvements; and

WHEREAS, the Town has previously obtained an undertaking to be used towards the cost of completing said roadway; and

WHEREAS, the Town deems it to be in the interest of public safety that said roadway be completed to the Town specifications and otherwise to be acquired by the Town so as to become a public road and/or Town thoroughfare;

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Waterford hereby authorizes Dreyer Boyajian LLP to commence the appropriate and necessary litigation on behalf of the Town of Waterford in order to acquire the private roadway known as Carriage Way by eminent domain or by other legal action and

BE IT FURTHER RESOLVED that Dreyer Boyajian is also hereby authorized to commence such additional legal action against the developer of said subdivision in order to recoup all expenses and costs incurred by the Town in pursuing the above action and to take such further action as appropriate to charge such costs as a lien against the remaining properties owned by the developer in said subdivision.

Offered by Councilman Boudreau
Seconded by Councilman Ball
Councilman Ball yes
Councilman Boudreau yes

Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

RESOLUTION # 50

WHEREAS, the Town Board of the Town of Waterford has previously authorized public works projects, including but not limited to the updating of drainage systems on or near 9 Devitt Road, for the benefit of the Town; and

WHEREAS, in order to complete this project, the Town finds it necessary to obtain an easement or to otherwise acquire the right to make and maintain improvements on private property for public use as authorized by all applicable law.

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Waterford hereby authorizes Dreyer Boyajian LLP to commence necessary litigation on behalf of the Town of Waterford including but not limited to actions or proceedings for eminent domain against the owners of such real property and to seek such other relief as necessary to complete the aforesaid public works project.

Offered by Councilman Boudreau
Seconded by Councilman Marble
Councilman Ball yes
Councilman Boudreau yes
Councilman Marble yes
Councilman McClement yes
Supervisor Lawler yes

Councilman Boudreau made a motion to adjourn at 7:55 PM, seconded by Councilman McClement. All in favor

Respectfully submitted,

Mary Shannon Carrigan
Town Clerk