

# AGENDA

279

## **TOWN OF GALWAY TOWN BOARD MEETING**

**August 14, 2018**

Call to order – Supervisor Smith

Roll Call – Town Clerk DeFoe

Pledge to the flag – All

Approval of the minutes for the meeting held July 17, 2018 and Special Meeting July 25, 2018

Communications Received – Town Clerk DeFoe

Reports of Committees

Reports of Department Heads

Budget

Approval of Abstract Fund A

Approval of Abstract Fund B

Approval of Abstract Fund DA

Approval of Abstract Fund DB

Approval of Abstract Fund SL

Supervisor's Report

Budget Amendments

Resolutions

Resolution to Appoint Dave F. DeVall of 2474 Old Mill Road, Galway to the Vacant Judge position.

Resolution to accept Defio Kean, PLLC

Resolution for Galway Emergency Ambulance Corp Tax district.

Resolution for Local Law for the Purposes of Mobile Food Carts

Other Business

Approval for the Andrew Izzo Memorial 5K run Sept 30, 2018

Supervisors update on County Business

Discussion of need for Town Board member to fill Vacancy

Appoint a board member to chair the Ethics Committee

Privilege of the Floor

Adjourn



breakdown of administrative costs; suggested 1099 vs. W-2; in her opinion in house payroll was more cost efficient than farming payroll out; would like to see financial information & she further suggested that they get an audit by Comptroller. **Brian Merchant** advised that with reference to administrative costs this encompasses building expenses; ambulance restocking; restocking of narcotic and associated paperwork. Brian stated that the Ambulance Corp. had the financial information at a previous meeting, if Lucy would like to email them a request he will send financial information for her to review. **Mary Baxter** questioned number of employees on payroll. **Mike Jazwinski** advised that there were 15 people on payroll, he was the only one full time. **Councilman Fred Arnold** stated that it looks like there needs to be some very overdue Medicare/Medicaid reform. He suggested County wide people contact their legislators to push for this reform. **Supervisor Mike Smith** stated that he had a conversation with Senator Tedisco regarding the concerns of Ambulance Corp. and he advised that this is an ongoing problem across the state in rural areas with funding issues. His office has put into place grant opportunities to try an offset some of their financial needs with reference to ambulance purchases and equipment. **Lucy Boerenko** questioned what the next step is with reference to this request. **Supervisor Smith** stated that in the regular meeting the Town Board will need to determine if they will allow Ambulance Corp. to go towards a vote to establish a District. **Jim Lombard** questioned when vote would take place. **Beth Ruman** stated vote has to occur 60-75 days from Board approval, so mid-October. **Mary Baxter** questioned how it would be handled once approved. **Supervisor Smith** stated that yearly Ambulance Corp. would bring budget forward and then Town Board would then issue a tax levy based on Ambulance budget. **Lucy Boerenko** questioned what would be done with money that Town sets aside yearly for Ambulance. **Supervisor Smith** stated that at this point he has no idea where that funding will be placed. **Burdet Brooker** questioned how people would be notified of vote. **Town Clerk DeFoe** state she would do legal notice; post on website; Town Hall; Post Office; Bank & Library. **Beth Ruman** stated that Ambulance Corp. would be doing a brochure mailing to all people that would be allowed to vote. **Martina Ross** stated the importance of getting information out to public regarding vote. **Beth** stated that in addition to brochure, Ambulance Corp. would like to have a couple more informational meeting for the public. **Lucy Boerenko** stated that she had concerns with how much the community could handle of more tax increases. Ambulance Corp. went into discussion regarding importance of this service with reference to saving lives. **Susan Atkins** felt that the audience was trying to penalize the Ambulance Corp. because they are not able to collect the entire fee on numerous bills. The bottom line is for \$88 a year we have the security of Ambulance coverage to our community. **Jim Lombard** questioned how the three Town Districts would work. **Brian Merchant** stated that they determine individual Town amount by a four-year call average. **Supervisor Smith** stated having two other Townships incorporated into this spreads the call volume and fee appropriately. **Scott & Mary Adams** felt so strongly with their support of this tax levy that they would volunteer to go door to door if needed to promote. **Supervisor Smith** stated that Supervisor Lent had done a lot of research on what could happen to Galway should GEMS dissolve. His research indicated that coverage would go up possibly double due to our geographic location and travel time from another locations. His daughter had taken a fall when she was 2 and blood was coming out her ear;

## REGULAR MEETING, GALWAY TOWN BOARD, AUGUST 14, 2018

Ambulance arrived and the anxiety level decreased immediately that care was underway. **Pam Lombard** stated that Ambulance saved her life after she returned from overseas and went into a severe asthma attack. They also gave wonderful information suggestion on how to avoid these issues in future. **Phyllis Keeler** stated that Ambulance Corp. saved here husbands life two times. **Mike Jazwinski** thanked the Fire Department for the help they give on these calls. **Lenore Lanka** thanked Ambulance for the work they do in our community.

On a motion of Councilman Arnold, seconded by Councilman Wilday the Public Hearing was closed at 6:58 p.m.

All ayes.

MOTION CARRIED

REGULAR MEETING  
AUGUST 14, 2018  
GALWAY TOWN HALL

Supervisor Smith called the meeting to order at 7:00 p.m. The following Town Board Members were present: Same as Public Hearing with addition of:  
Councilwoman JoAnne Peregrim-Grant.

Other Present: Same as Public Hearing with addition of B. Jones.

Pledge to the Flag

A motion was made by Councilman Arnold, seconded by Councilwoman Grant to approve the minutes of the July 17, 2018 Regular Meeting & July 25, 2018 Special Meeting as submitted.

All ayes.

MOTION CARRIED

Communications – Town Clerk stated that Board Members received copies of the following correspondence: July Highway Maintenance with schedule for August; Dog Control Officer Report for June along with Shelter Report for June & July; The yearly request for the Andrew Izzo Memorial 5K run/walk to be held on September 30, 2018; Request from local Astronomy Club to use the north corner of ballfield after dark on some clear evenings to view stars; Action is needed on Resolution from last month on Proposed Local Law #2 with reference to mobile food units; Building Department Report covering 7/17/18 thru 8/14/18; Assessor Report for August; Thank you note from Galway Preservation Society President, Carol Schweizer to Town Clerk for her office participating in the sale of their Local History Book.

**COMMITTEE/DEPARTMENT HEAD/ LIAISON REPORTS:** **Historian** – Phyllis Keeler stated that the Eagle Scout Project at the Mechanic Street Cemetery is continuing to make great progress. There has been a new sign completed along with broken head stones being repaired and up-righted; rail around Cemetery painted & Cemetery columns have been straightened and repaired (this should be completed this week). Total project will be completed by September 30<sup>th</sup> by Eagle Scout Candidate Eric Malanowski. The

Historian's office continues to help people with local history information. **Youth Commission** – Donna Sowle stated that Summer Rec was held behind bus garage from July 9<sup>th</sup> thru August 3<sup>rd</sup> from 9:30 a.m. to noon. They did have to cancel program a couple of days due to weather as program was held outside. Swim program had 23 youth participate in the 1<sup>st</sup> two-week session and 17 in the 2<sup>nd</sup> two-week session. Rec Soccer will begin September 9<sup>th</sup> thru October 13<sup>th</sup> for children pre-K thru 6<sup>th</sup> grade. Junior Riffle will begin in September for youth 12 years and older.

Councilman Arnold made a motion, seconded by Councilwoman Grant to approve the General Abstract of Vouchers (A) dated 07/01/18 thru 07/31/18 for a total of \$25,961.76.

All ayes.

MOTION CARRIED

Councilwoman Grant made a motion, seconded by Councilman Wilday to approve the General Abstract of Vouchers (B) dated 07/01/18 thru 07/31/18 for a total of \$5,381.41.

All ayes.

MOTION CARRIED

Councilman Wilday made a motion, seconded by Councilman Arnold to approve the Highway Abstract of Vouchers (DA) dated 07/01/18 thru 07/31/18 for a total of \$4,427.14.

All ayes.

MOTION CARRIED

Councilman Arnold made a motion, seconded by Councilwoman Grant to approve the Highway Abstract of Vouchers (DB) dated 07/01/18 thru 07/31/18 for a total of \$82,748.63.

All ayes.

MOTION CARRIED

Councilwoman Grant made a motion, seconded by Councilman Wilday to approve the Lighting District Abstract of Vouchers (SL) dated 07/01/18 thru 07/31/18 for a total of \$91.30.

All ayes.

MOTION CARRIED

Councilman Arnold made a motion, seconded by Councilwoman Grant to approve the Supervisor's Report for the period ending 07/31/18.

All ayes.

MOTION CARRIED

**RESOLUTION #: 38-2018** – Budget Amendments. On a motion of Councilwoman Grant, seconded by Councilman Wilday the following resolution was ADOPTED:

AYES – 4 NAYS - 0

RESOLVED that the Galway Town Board approve the following Budget Amendments:

Increase	A1420.4	\$ 2,000.00	Attorney
Increase	A1430.4	\$ 2,000.00	Personal/Accounting
Increase	A1680.2	\$ 1,000.00	Computer Equipment
Decrease	A1990.4	\$ 5,000.00	Contingent

## REGULAR MEETING, GALWAY TOWN BOARD, AUGUST 14, 2018

Increase	B2350	\$ 500.00	Village of Galway FFD Donation 6/12
Increase	B2350	\$ 320.00	Town of Providence FFD Donation 7/3
Increase	B7310.4	\$ 820.00	Youth Programs
Increase	DA4960.3	\$ 5,297.81	Fed. Aid Emergency Disaster
Increase	DA5142.1	\$ 5,297.81	Snow Removal

**To loan money from A to DA for truck purchase pursuant to NYS grant which has been verbally approved. Funds are not to be expended until formal approval of grant is received.**

**To move money from A:**

Decrease	A200	\$132,000.00	Cash
Increase	A391	\$132,000.00	Due from other funds

**To record loan in DA:**

Increase	DA200	\$132,000.00	Cash
Increase	DA630	\$132,000.00	Due to other funds

**To move funds to the line item:**

Increase	DA5130.2	\$132,000.00	Machinery Equipment
Decrease	DA200	\$132,000.00	Cash

All ayes.

MOTION CARRIED

**RESOLUTION #: 39-2018** – Authorization for the Andrew Izzo Memorial 5K run/walk. John & Kathy Izzo gave the Town Board their condolences for the loss of Supervisor Lent. John stated that the Andrew Izzo Memorial 5K run/walk is a scholarship fund in their son name. September is suicide awareness month so they are asking for approval to hold 5K on September 30<sup>th</sup> starting at 9 a.m. at bus garage. On a motion of Councilman Arnold, seconded by Councilman Wilday the following resolution was ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board authorize the Andrew Izzo Memorial Scholarship Fund to hold a 5K Benefit Run on September 30, 2018 starting at 9 a.m. at the Bus Garage on Parkis Mills Road, over Crane Road & Old Mill Road circling back to Bus Garage for finish.

All ayes.

MOTION CARRIED

**RESOLUTION #: 40-2018** – Appointment of David F. DeVall to the vacant Justice Position. Supervisor Smith advised that Supervisor Lent had interviewed David DeVall for this position. On a motion of Councilman Wilday, seconded by Councilman Arnold the following resolution was ADOPTED BY ROLL CALL VOTE:

Supervisor Michael Smith – AYE      Councilman Fred Arnold – AYE  
Councilman Rod Wilday – AYE      Councilwoman JoAnne Peregrim-Grant – AYE

RESOLVED that the Galway Town Board appoint David F. DeVall to the vacant Justice Position for the remainder of 2018. This position will be voted on at the next

General Election to fill the remainder of said term which will expire on 12/31/21.

AYES - 4 NAYS - 0

MOTION CARRIED

**RESOLUTION #: 41-2018** - Approve proposal from DeFio Kean, PLLC for consulting services. On a motion of Councilwoman Grant, seconded by Councilman Arnold the following resolution was ADOPTED BY ROLL CALL VOTE:

Supervisor Michael Smith - AYE      Councilman Fred Arnold - AYE

Councilman Rod Wilday - AYE      Councilwoman JoAnne Peregrim-Grant - AYE

RESOLVED that the Galway Town Board approve the proposal from DeFio Kean, PLLC for consulting services.

AYES - 4 NAYS - 0

MOTION CARRIED

**RESOLUTION #: 42-2018** - Local Law No. 2-2018. On a motion of Councilwoman Grant, seconded by Councilman Wilday the following resolution was ADOPTED BY ROLL CALL VOTE:

Supervisor Michael Smith - AYE      Councilman Fred Arnold - AYE

Councilman Rod Wilday - AYE      Councilwoman JoAnne Peregrim-Grant - AYE

RESOLVED that the Galway Town Board Approve Local Law No. 2-2018 entitled "A Local Law to Amend Town of Galway Licenses & Fee Regulations with reference to Mobile Food Units".

AYES - 4 NAYS - 0

MOTION CARRIED

**RESOLUTION #: 43-2018** - Authorization for Referendum Vote regarding Establishment of a Special Ambulance District; requesting to raise taxes in the sum of \$136,000.00. On a motion of Councilwoman Grant, seconded by Councilman Arnold the following resolution was ADOPTED BY ROLL CALL VOTE:

Supervisor Michael Smith - AYE      Councilman Fred Arnold - AYE

Councilman Rod Wilday - AYE      Councilwoman JoAnne Peregrim-Grant - AYE

RESOLVED that the Galway Town Board approve the following resolution:

WHEREAS a public hearing was held by the Galway Town Board on August 14, 2018 for the purpose of considering the formation of a Special Ambulance District; and

NOW, it is resolved that the following findings are hereby made and adopted pursuant to Section 209-e of the Town Law:

- a) the notice of hearing for the public hearing referenced above was published and posted as required by law, and is otherwise sufficient;
- b) all the property and property owners within the proposed district are benefited by the creation of the district;
- c) all the property and property owners in the Town of Galway benefited by the creation of the district are included within the limits of the proposed district;
- d) the establishment of such district is in the public interest; and it is

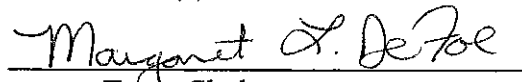
FURTHER RESOLVED that the establishment of the Special Ambulance District be and the same is hereby approved subject to a referendum as provided in Town Law Section 94; and it is

FURTHER RESOLVED that the referendum as provided in Town Law Section 94 as to the creation of the Special Ambulance District shall include a proposition that the maximum amount to be raised by taxes in the Special Ambulance District shall be the sum of One Hundred Thirty-Six Thousand Dollars; and it is

FURTHER RESOLVED that such referendum be held not less than sixty (60) days nor more than seventy-five (75) days following the filing of this resolution with the Town Clerk and that such referendum be held in accordance with the provisions of the Town Law relating to Special Elections; and it is

FURTHER RESOLVED that only those individuals who own real property AND are domiciled within the Town of Galway shall be eligible to vote in such special election pursuant to the requirements of Town Law Section 209-e (3).

BY ORDER OF THE TOWN BOARD



Town Clerk

MOTION CARRIED

AYES – 4 NAYS – 0

Supervisor Michael Smith stated that Referendum Vote would be held on October 17, 2018 from 6 a.m. to 9 p.m.

**Other Business** – Supervisor Smith stated that he was appointed to the Veteran's Committee at the County. US Army Field Band will perform at Saratoga Performing Art Center on September 3<sup>rd</sup> at 2 p.m., Town Clerk has the free tickets. Looking into making Saratoga County what they would call "The Purple Heart County". Looking for an additional Town Board Member, if interested please contact Board.

**RESOLUTION #: 44-2018** – Appoint Councilwoman Grant to Board of Ethics. On a motion of Supervisor Smith, seconded by Councilman Arnold the following resolution was ADOPTED: AYES – 3 ABSTAIN- 1 (Councilwoman Grant)

RESOLVED that the Galway Town Board appoint Councilwoman Grant to the vacancy on the Board of Ethics.

AYES – 3 ABSTAIN – 1

MOTION CARRIED

**RESOLUTION #: 45-2018** – Authorization for Astronomy Club to use ball field in late evening for telescope viewing of stars. Town Board discussed Astronomy Club usage, Town Clerk stated that she schedules usage from dawn to dusk this is at night which the Town Board will need to make determination on. They do have an insurance certificate available. The Board went into discussion regarding this and determined it would be fine. They will need some kind of letter to have with them so the police are aware of Town's approval for night usage. Will have them send an email the next day after usage to cover insurance company's concerns with knowing when someone is using Town fields. On a motion of Councilman Wilday, seconded by Councilman Arnold the following resolution was ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board authorize Dudley Observatory a local Astronomy Club to use the north-east corner of the ball field for after hour usage to set up



telescopes to view the stars. Insurance certificate naming the Town as an additional insured will be required. They will notify the Town Clerk by the following day of usage to meet insurance company's requirement for knowing who is using field and when.

All ayes.

MOTION CARRIED

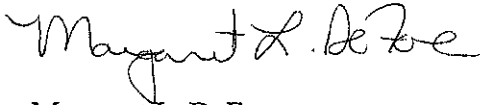
Privilege of the Floor – **Donna Sowle** questioned if Board made any determination on who would be doing the website updating. Supervisor Smith stated that he would be doing the administrator work on website, just not ready for that at this time. **Chet** questioned what status was on building permit renewal schedule. Supervisor Smith will go over information with Chet this coming week and have Board make decision next month.

Councilman Arnold made a motion, seconded by Councilwoman Grant to adjourn the meeting at 7:37 p.m.

All ayes.

MOTION CARRIED

Respectfully submitted,



Margaret L. DeFoe  
Town Clerk