

AGENDA

February 9, 2010

1. Call to Order
2. Roll Call
3. Pledge to the Flag
4. Approval of previous minutes.
5. Communications received
6. Abstract of the Agenda
7. Privilege of the Floor
8. Reports:

Committee Reports

Assessors	Killeen
County and Town	Hargrave
Public Safety	Topper & Tillson
Property	Arnold & Weed
Buildings & Grounds	Topper & Hargrave
Public Affairs	Weed
Highway	Costanzo
Historian	Keeler

LIAISON REPORTS

Planning Board	Tillson
Youth	Topper
ZBA	Weed
Senior Citizens	Arnold

MOTIONS & RESOLUTIONS

9. Budget Adjustments: \$3000. Charged to DA5130.4 SB DA5430.2 Purchase of Bucket Truck.
10. Vouchers and Reports:
 - Approval of General Abstract of Vouchers (A)
 - Approval of General Abstract of Vouchers (B)
 - Approval of Highway Abstract of Vouchers (DA)
 - Approval of Highway Abstract of Vouchers (DB)
 - Approval of Special Lighting District Abstract of Vouchers (SL)
 - Approval of Special Fire Protection (Galway Fire Co.) SF-1
 - Approval of Special Fire Protection (Harmony Fire Co.) SF-2
 - Approval of Supervisors Report.
11. Other Business
12. Appoint a new Town Justice?
13. Adjourn

REGULAR MEETING
 FEBRUARY 9, 2010
 GALWAY TOWN HALL

Supervisor Hargrave called the meeting to order at 7:30 p.m. The following Town Board Members were present:

PRESENT: Supervisor George Hargrave Councilman Michael Tillson
 Councilman William Topper Councilman Fred Arnold

ABSENT: Councilman George Weed

OTHERS PRESENT: Justice, D. Clemens; M. Jazwinski; A. Sidel; Historian, P. Keeler; J. Behrens & M. DeFoe, Town Clerk.

Pledge to the Flag

A motion was made by Councilman Topper, seconded by Councilman Tillson to approve the minutes of the January 12, 2010 & February 2, 2010 Meeting as submitted.

All ayes.

MOTION CARRIED

Communication – Town Clerk stated that Board Members received copies of the following correspondence: Assessor's Report dated February 9, 2010; Dog Control Officer's Report for January 2010; Information from NYS Association of Counties regarding safety program to promote smarter drivers & safer roads; Letter from Donna Sowle requesting authorization for check to be cut before next month's meeting on youth grant in amount not to exceed \$550.00; 2009 Local Government Efficiency Program Annual Report available online; NYS Dept. of Environmental Conservation Water Withdrawal Reporting Request (Supervisor Hargrave advised that the Town of Galway doesn't need to complete report since they don't withdraw enough water.); NYS Dept. of State Monthly Update; Letter from Councilman Weed in support of Justin Cappon for Justice position; Letter from NYS Dept. of Transportation regarding Route 29 signage request; Highway Department Maintenance Report for January with schedule for February & Message from NYS Comptroller. The following correspondence was also received: Time Warner Cable advising of possible changes in service/stations; Saratoga County Office for the Aging, signed Nutrition Agreement; NYSAC 2010-11 Executive Budget Proposal; Saratoga County Watershed Maps; Supervisor Hargrave's audit of Town Clerk's books, finding everything to be in order; Saratoga County Board of Supervisor's notification of county property auction to be held on March 16, 2010 with two properties from Galway; Galway Volunteer Fire Company Insurance Proposal; Chief's report for 2009; monthly income & expenses for 2009 & truck inventory; application for renewal of liquor license with NYS from Karen Sicard, owner of Jax Kitchen LLC located at 5831 Sacandaga Road; Galway Public Library 2009 Annual Report; Vehicle ID cards & temporary insurance binder (Town Clerk gave copy to Highway Superintendent, Costanzo for his review for accuracy); Councilman Tillson's audit of both Justice books; finding everything to be in order; Proposed resolution on

Ambulance District & letter from Attorney Sutton was faxed to Attorney Horigan for his review.

Privilege of the Floor – Julie Behrens, representative from Census requested use of building on Saturday mornings for a test site. Town Clerk advised that if they were using building on off hours for Town Hall, they would be responsible for making sure everyone was out of building and building was locked when they left. Supervisor Hargrave stated that NYS had appointed a Justice for the Village, Town Board also needed to authorize key usage for him. Town Board felt it would be fine to give both the Census & Justice Cummings keys to building. Census will use conference room. Justice key will open front door and Justice office.

COMMITTEE REPORTS: **Assessor** – Nothing in addition to written report. **Historian** – Phyllis Keeler advised that this will be her 40th year as Town Historian. Phyllis read letter from NYS Museum, State Historian commending her for her public & community service. Advised that she and her deputy will be working on a history project with the school involving centralization. **Public Safety** – No Report. **Property** – No Report. **Buildings & Grounds** – Councilman Topper discusses progress on walking trail with Highway Superintendent, Costanzo. **Public Affairs** – No Report. **Highway** – Highway Superintendent, Costanzo went of January Highway Maintenance Report: Sand & Plowed 14 days; continued work on recreational field hauling fill for walking trail; Cut brush on Peaceable Street; Finished work on truck # 9; Hauled gravel to shop from gravel pit & Poured footers for pavilion. Schedule for February: Sand & Plow as needed; cut brush town-wide; continue to haul gravel to shop from gravel pit. Waiting for interface permit from State on ball field driveway. Councilman Topper questioned when would be a good time to set pavilion columns? Superintendent Costanzo stated early spring would be the best for them, before they begin work on roads. **County & Town** – Supervisor Hargrave stated that there was nothing on Town level. County level, working on Eminent Domain at airport. Hudson River Black River issue with charging County over a million dollars, County will attend the grievance day regarding this issue.

LIAISON REPORTS: **Planning Board** – No Report. Councilman Tillson stated that there were no applications before Planning Board for January, and to date there are no applications for February. **Youth** – Councilman Topper stated that Rifle Team continues to do well. Since weather has really not worked out for cross country skiing, youth commission is looking into possibly participating in a down hill ski program at a small place in Johnstown. **Senior Citizens** – Councilman Arnold advised that he contacted Ruth Mathias and will be attending the next Senior Meeting. **ZBA** – No Report.

RESOLUTION # 7-2010 – Budget Adjustments. Supervisor Hargrave stated bucket truck was charged to wrong account, should go into equipment account. On a motion of Councilman Arnold, seconded by Councilman Tillson the following resolution was

ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board approve the following budget adjustments:

Increase DA5430.4 Machinery \$3,000.00

3/9/10 Resolution #: 13-2010 "Correction to Resolution #: 7-2010" Budget Adjustment should Read: "Increase DA5130.2 Machinery & Equipment \$3,000.00" "Decrease DA5130.4 Machinery \$3,000.00"

REGULAR MEETING, GALWAY TOWN BOARD, FEBRUARY 9, 2010

Decrease DA5430.2 Machinery & Equipment \$3,000.00
All ayes. MOTION CARRIED.

RESOLUTION # 8-2010 – Authorization for check to be issued on Youth Grant prior to next month’s meeting. On a motion of Councilman Arnold, seconded by Councilman Topper the following resolution was ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board authorize the Supervisor to sign a check on Youth Commission Grant prior to next month’s meeting in an amount not to exceed \$550.00 to be charged to B7310.4 Youth Programs CE.
All ayes. MOTION CARRIED.

RESOLUTION # 9-2010 – Authorization for Referendum Vote regarding Establishment of Special Ambulance District; requesting to raise taxes in the sum of \$188,625.00. On a motion of Councilman Tillson, seconded by Councilman Topper the following amended resolution was ADOPTED BY ROLL CALL VOTE: AYES - 3 NAYS - 1

Supervisor George Hargrave - AYE Councilman Michael Tillson – NAY
Councilman William Topper - AYE Councilman Fred Arnold – AYE

Councilman Topper stated that he had wanted to see the wording for the proposition. He would like to see two propositions, one to Establish the Special Ambulance District and one for the authorization to raise taxes in the amount of \$188,625.00. Town Clerk had concerns with amending what Attorney Sutton had prepared. Should be tabled for proper wording from an Attorney. Board went into lengthy discussion regarding amending prepared resolution to indicate the requirement of two propositions.

RESOLVED that the Galway Town Board amend the following resolution to require two propositions; one to Create the Special Ambulance District & a separate proposition to address the maximum amount to be raised by taxes.

WHEREAS a public hearing was held by the Galway Town Board on January 12, 2010 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

2/18/10 Resolution #:11-2010 "Rescind Resolution #: 9-2010"*

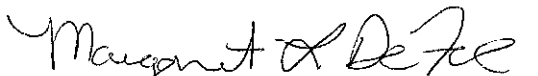
REGULAR MEETING, GALWAY TOWN BOARD, FEBRUARY 9, 2010

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 Eighty Eight Thousand, Six Hundred Twenty Five 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

AYES - 3 NAYS - 1

MOTION CARRIED

RESOLUTION # 10-2010 – Appointment of Town Justice. On a motion of Councilman Tillson, seconded by Councilman Topper the following resolution was ADOPTED BY ROLL CALL VOTE: AYES – 3 NAYS – 1

Supervisor George Hargrave – AYE

Councilman Michael Tillson – AYE

Councilman William Topper – AYE

Councilman Fred Arnold – NAY

RESOLVED that the Galway Town Board appoint Alison C. Thomas-Oravsky to the Galway Justice Position term to expire 12/31/10.

AYES – 3 NAYS – 1

MOTION CARRIED

Councilman Topper made a motion, seconded by Councilman Tillson to approve the General Abstract of Vouchers (A) dated 1/13/10 thru 2/3/10 for a total of \$31,651.27.

All ayes.

MOTION CARRIED

Councilman Tillson made a motion, seconded by Councilman Topper to approve the General Abstract of Vouchers (B) dated 1/13/10 thru 2/4/10 for a total of \$1,709.67.

All ayes.

MOTION CARRIED

Councilman Arnold made a motion, seconded by Councilman Topper to approve the Highway Abstract of Voucher (DA) dated 1/13/10 thru 2/4/10 for a total of \$32,829.46.

All ayes.

MOTION CARRIED

Councilman Tillson made a motion, seconded by Councilman Topper to approve the Highway Abstract of Vouchers (DB) dated 1/13/10 thru 2/3/10 for a total of \$40,415.84.

All ayes.

MOTION CARRIED

Councilman Topper made a motion, seconded by Councilman Tillson to approve the Lighting District Abstract of Vouchers (SL) dated 1/13/10 thru 2/3/10 for a total of

REGULAR MEETING, GALWAY TOWN BOARD, FEBRUARY 9, 2010

\$172.30.

All ayes.

MOTION CARRIED

Councilman Tillson made a motion, seconded by Councilman Topper to approve the Galway Fire District Abstract of Vouchers (SF-1) dated 1/13/10 thru 2/3/10 for a total of \$237,500.08.

All ayes.

MOTION CARRIED

Councilman Topper made a motion, seconded by Councilman Tillson to approve the Harmony Fire District Abstract of Vouchers (SF-2) dated 1/13/10 thru 2/3/10 for a total of \$16,738.42.

All ayes.

MOTION CARRIED

Councilman Arnold made a motion, seconded by Councilman Topper to approve the Supervisor's Operating Statement for the period ending 1/31/10.

All ayes.

MOTION CARRIED

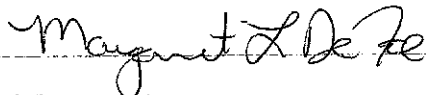
Councilman Tillson stated that the public should take note that the payment to the Galway Fire Department was reduced from what was contractually agreed upon; they gave up their increase this year to help the Town Board close budget gap. This was very much appreciated.

Councilman Topper made a motion, seconded by Councilman Tillson to adjourn the meeting at 8:20 p.m.

All ayes.

MOTION CARRIED

Respectfully submitted,



Margaret L. DeFoe
Town Clerk

