

AGENDA
Galway Town Board Meeting
March 11, 2014
7:30 p.m.

Call to order – Supervisor Lent

Roll Call – Town Clerk DeFoe

Pledge to the flag – All

Approval of minutes of previous meeting 2/11/14

Communications Received – Town Clerk DeFoe

REPORTS

Town and County – Supervisor Lent

Public Safety – Councilman Wilday

Property – Councilman Arnold

Buildings and Grounds – Councilman Smith

Highway – Superintendent Costanzo

Historian – Phyllis Keeler

Assessor – Victoria Hayner

LIAISON REPORTS

Youth Commission – Councilman Arnold

Planning Board – Councilman Wilday

Zoning Board of Appeals – Councilman Smith

Senior Citizens – Supervisor Lent

Code Enforcement – Chet Ciembroniewicz

Budget Report

Vouchers and Report

1. Approval of General Abstract of Vouchers Fund A – Townwide
2. Approval of General Abstract of Vouchers Fund B – Town Outside Village
3. Approval of General Abstract of Vouchers Highway Fund DA – Townwide
4. Approval of General Abstract of Vouchers Highway Fund DB – Town Outside Village
5. Approval of General Abstract of Vouchers Fund SL – Lighting District
6. Approval of General Abstract of Vouchers Fire Districts Fund
7. Supervisor's Budget Report

RESOLUTIONS

- Authorizing Budget Amendment to transfer funds into Capital Equipment Account.
- Authorizing an amendment to the contract with Town of Galway Highway employees relative to adjusting the salary of and re-naming the automotive mechanic's pay scale.
- Authorizing the purchase of new tandem wheeled plow truck for the Highway Department at a not to exceed price of \$214,000.
- Authorizing the Town Supervisor to negotiate with and secure proposals from approve banks and lenders for funds for either a three (3) or five (5) year loan for new plow truck
- Accepting and approving the annual audit of the Town Clerk and Tax Collector as performed by the Town Supervisor

OTHER BUSINESS

Establishing the date of the Public Hearing for Local Law # 1 of 2014 – Amending the Town of Galway Town Code

PRIVILEGE OF THE FLOOR – OPEN

ADJOURN – Next meeting April 8, 2014

REGULAR MEETING
MARCH 11, 2014
GALWAY TOWN HALL

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

PRESENT: Supervisor Paul Lent Councilman Fred Arnold
 Councilman Rod Wilday Councilman Michael Smith

OTHERS PRESENT: M. Cuffe-Perez; J. Ciembroniewicz; P. Keeler, Historian; C. Ciembroniewicz, Building Inspector; D. Costanzo, Highway Superintendent; G. Weed; N. Gervais; T. O'Brien, Dog Control Officer; & M. DeFoe, Town Clerk.

Pledge to the Flag

A motion was made by Councilman Arnold, seconded by Councilman Smith to approve the minutes of the February 11, 2014 Regular Meeting as submitted.

All ayes.

MOTION CARRIED

Communications – Town Clerk stated that Board Members received copies of the following correspondence: State Comptroller's weekly updates dated 2/16; 2/23; 3/2 & 3/9/14; Dog Control Officer's Report for January & February along with Shelter Report for February; Updates from Congressman Gibson dated 2/25 & 3/6/14; Assessor's Report for March; NYS & Local Retirement Employer E-News for February; Highway Report for February with Schedule for March; Invitation from Galway Public Library & Board of Trustees to Town Board to attend Library Design Workshop & Brainstorming Session on February 26th or March 1st; USDA Rural Development invitation to join them at one of their six informational meetings to discuss Housing & Community Facilities Programs; Copy of Legal Notice from Saratoga County Planning Department regarding Saratoga County Consolidated Agricultural District #2 Required 8-year review 30-day notice; Invitation from Governor Cuomo and Schenectady County Legislature Chairman Anthony Jasenski regarding Citizen Preparedness Training Program on March 1st & Thank you letter from President of Galway Public Library Board of Trustees Arlene Rhodes for allowing Library to use Town Hall for their new building workshops. The following correspondence was also received: Yearly notification from Nationalgrid of contact names of Responsible Company Officials for use in a major gas emergency; Executed contract with Town/County regarding Shelter Services & Executed Third Party Custody Agreement between Town of Galway & Ballston Spa National Bank.

COMMITTEE REPORTS: County & Town - Supervisor Lent stated on Town Level he attended the Library Workshop regarding proposed new building project. County Level very quiet. Sale of Maplewood Manor is pending State approval. Landfill sale has been completed & transfer of ownership completed. **Public Safety** – No Report.

Property – No Report. **Building & Grounds** – Councilman Smith went over a property ownership issue regarding a section of land. Resident on Hermance Road & property of

Town is in question. Councilman Smith will request clarification from Engineer's Office with reference to survey of this area to determine correct ownership. Councilman Smith stated that School contacted him regarding use of baseball field in spring; advised them to contact Town Clerk for scheduling. **Dog Control Officer** – Nothing in addition to written report. **Highway** – Highway Superintendent, Costanzo stated for February the Highway Department Cut trees with Donovan Tree Service on Parkis Mills Road; Perth Road & Whitesides Road; Town-wide patched roads & cut brush; Sanded & plowed; Helped Charlton haul sand; Mixed sand & salt; Mowed R.O.W.'s. For March request posting of roads for 4-ton weight limit; Cut brush town wide; Mix sand & salt; Sand & plow as needed; Mow R.O.W.'s. Would like to give Board an idea of salt usage: The average is eleven hundred ton per year, right now we are at thirteen hundred, thirty seven ton. The worst year was the fall of 2007 into winter of 2008, fifteen hundred, seventy four ton. Overtime for 2013 was 427 hours; 2014 so far we are at 539 hours of overtime. Supervisor Lent stated that our area of county is currently at 24.3 inches of snow greater than last year. **Historian** – Phyllis Keeler would like to write a grant to the Dockstader Trust for \$1,200 for a Historical Marker. In the past the Dockstader Trust has granted \$800 towards Marker with the Town Board contributing the balance of cost. The Marker would be place at the Isaac Gere IV Historic House built in 1793 located on the east side of Sacandaga Road across from the American Legion. Isaac Gere IV was Supervisor of the Town in 1803; member of the State Assembly in 1816 & 1824 and a State Senator from 1830 to 1833. **Assessor** – Nothing in addition to written report.

LIAISON REPORTS: Youth Commission – No Report. **Planning Board** – Councilman Wilday stated a 2-lot subdivision was approved for Milton's on southeast corner of Crane Road & Ballston Galway Road. The McKenzie application for a special use permit & site plan for auto repair business on Galway Road was tabled as no person was present to represent project. The Gordon Commercial Property located on NYS Route 29 was scheduled for public hearing next month on special use permit/Site Plan for office/retail use. Current special use permit is for professional office usage only. Discussion regarding procedures in Commercial Zone for Site Plan/Special Use Permit requirements vs. Residential/Agricultural Zone for Home Occupation requirements with reference to Site Plan/Special Use Permit. Councilman Wilday stated that this may need to be reviewed when Zoning is looked at for updating. **ZBA** – No Meeting/No Report. **Senior Citizens** – Supervisor Lent stated he didn't attend Senior's Meeting asked Phyllis Keeler to fill Town Board in on activity. Phyllis stated that they currently have 85 members. Trips are being scheduled; Very lively group. **Code Enforcement** – Chet stated that Carol is doing a great job as Clerk. Next month he hopes they will be generating a report off computer. Will be changing hours starting the last week in April; currently starts at 4:30 will start at 4:45. Notification of time change when actually figured out will be forwarded to Gazette and given to Town Clerk to change on sign board. **Farmer's Market** – Councilman Arnold stated that group had met and things are falling into place. Working on updating signs and getting a couple of different vendors.

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Councilman Arnold made a motion, seconded by Councilman Wilday to approve the General Abstract of Vouchers (A) dated 02/08/14 thru 03/06/14 for a total of \$39,815.64.

All ayes.

MOTION CARRIED

Councilman Smith made a motion, seconded by Councilman Wilday to approve the General Abstract of Vouchers (B) dated 02/08/14 thru 03/06/14 for a total of \$1,645.93.

All ayes.

MOTION CARRIED

Councilman Wilday made a motion, seconded by Councilman Arnold to approve the Highway Abstract of Vouchers (DA) dated 02/08/14 thru 03/06/14 for a total of \$33,895.16.

All ayes.

MOTION CARRIED

Councilman Arnold made a motion, seconded by Councilman Wilday to approve the Highway Abstract of Vouchers (DB) dated 02/08/14 thru 03/06/14 for a total of \$7,579.34.

All ayes.

MOTION CARRIED

Councilman Smith made a motion, seconded by Councilman Wilday to approve the Lighting District Abstract of Vouchers (SL) dated 02/08/14 thru 03/07/14 for a total of \$267.38.

All ayes.

MOTION CARRIED

Supervisor Lent stated that this is the highest the lighting district has ever been. The current cost is more than 2 ½ times what the normal cost has been.

Councilman Wilday made a motion, seconded by Councilman Smith to approve the Galway Fire District Abstract of Vouchers (GFD) dated 02/08/14 thru 03/06/14 for a total of \$242,250.00.

All ayes.

MOTION CARRIED

Supervisor Lent stated this was an annual payment to Fire Department for Fire Protection for the year. We have a contractual agreement with Fire Company that has remained the same for the last couple years.

Councilman Arnold made a motion, seconded by Councilman Wilday to approve the Harmony Fire District Abstract of Vouchers (HFD) dated 02/08/14 thru 03/06/14 for a total of \$17,654.00.

All ayes.

MOTION CARRIED

Supervisor Lent stated that this is a bill handed down by the Fire Commissioners of Harmony Corners, Town of Galway is just the collector of these funds which are then distributed to Harmony Fire District. Town Board of Galway has no control of this tax district. Supervisor Lent stated that the Ambulance Corp was paid in the (A) Fund their quarterly payment of \$17,000; total for \$2014 will be \$68,000. Supervisor Lent stated that it has taken a little longer than anticipated to close the books for 2013, they are just about there. Supervisor Lent gave the Town Board copies of Supervisor's Report

REGULAR MEETING, GALWAY TOWN BOARD, MARCH 11, 2014

covering January & February of 2014 for approval along with Fund Balance after 2013 bills have been paid of approximately \$395,604 which will be rolled into 2014. Supervisor Lent explained how revenues are received on Town level. Supervisor Lent will be providing a complete list of all accounts monthly and how they stand with reference to budget.

Councilman Smith made a motion, seconded by Councilman Arnold to approve the Supervisor's Report for January & February 2014 as submitted.

All ayes.

MOTION CARRIED

Supervisor Lent asked if there were any questions from the audience at this point. There were no questions or comments from audience.

RESOLUTION #: 9-2014 - Budget Adjustment 2014. 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 following 2014 Budget Adjustment:

Increase	DA9950.9	\$25,000	Capital Equipment (2013 Capital Eq.)
Decrease	DA909	\$25,000	Fund Balance

All ayes.

MOTION CARRIED

RESOLUTION #: 10-2014 – Amendment to Town of Galway Highway Employees Contract. Supervisor Lent stated that historically the Mechanic has made \$2.00 more per hour than the Motor Equipment Operators this however, was actually done outside the contract. This amendment would move pay rate and adjustment of title into Highway Contract where it should be. Councilman Wilday stated that this was already a 2014 budgeted item. Supervisor Lent stated that amendment was approved by a vote of their Association and certified by the Highway Shop Stewart. 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 amend the 2014 Town of Galway Highway Employees Contract to reflect the following changes:

Adjust title from Automotive Mechanic to Highway Mechanic
Adjust wage to reflect additional \$2.00 per hour for Highway Mechanic

All ayes.

MOTION CARRIED

RESOLUTION #: 11-2014 – Authorization to purchase new tandem wheeled dump truck off State Contract. On a motion of Councilman Smith, seconded by Councilman Arnold the following resolution was ADOPTED by roll call vote:

Supervisor Paul Lent – Aye	Councilman Fred Arnold – Aye
Councilman Rod Wilday – Aye	Councilman Michael Smith – Aye

RESOLVED that the Galway Town Board authorize the purchase of a new tandem wheeled plow truck for the Highway Department in an amount not to exceed \$214,000.

All ayes.

MOTION CARRIED

RESOLUTION #: 12-2014 – Authorization for Supervisor to negotiate with lenders to fund purchase of plow truck. On a motion of Councilman Arnold, seconded by Councilman Wilday the following resolution was ADOPTED by roll call vote:

Supervisor Paul Lent – Aye Councilman Fred Arnold – Aye
Councilman Rod Wilday – Aye Councilman Michael Smith – Aye

Resolved that the Galway Town Board authorize the Town Supervisor to negotiate with a and secure proposals from approved banks and lenders for funds for either a three (3) or five (5) year loan for new plow truck. Supervisor will bring proposals back to Town Board for their review and final approval at the April meeting.

All ayes.

MOTION CARRIED

RESOLUTION #: 13-2014 – Accept & Approve Town Clerk & Tax Collector Audit. Supervisor Lent stated that books were very complete for both Town Clerk Records & Tax Collector. 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 accept and approve the annual audit of the Town Clerk & Tax Collector as performed by the Town Supervisor.

All ayes.

MOTION CARRIED

RESOLUTION #: 14-2014 – Authorization for Historian to apply for grant. On a motion of Councilman Smith, seconded by Councilman Wilday the following resolution was ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board authorize the Town Historian to apply for a \$1,200 grant from the Dockstader Charitable Trust for the purchase of a Historical Marker to be placed at the site of the Isaac Gere IV home located on Sacandaga Road.

All ayes.

MOTION CARRIED

RESOLUTION #: 15-2014 – Posting of Roads to seasonal weight limits. On a motion of Councilman Arnold, seconded by Councilman Smith the following resolution was ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board authorize that effective immediately, all Town roads are subject to temporary closure to all vehicles with a gross weight in excess of four (4) tons. Such closure shall take effect upon the erection of signs by the Highway Superintendent on the section of highway for which such traffic is excluded and continues until such time as conditions shall permit opening. Further notice is hereby given that any person or persons violating this order shall be subject to punishment as provided in Section 1800 of the Vehicle & Traffic Law. Town Clerk will submit Legal Notice, Temporary Order Limiting Roads to 4 Ton on Town of Galway Roads, to the Daily Gazette for immediate release.

All ayes.

MOTION CARRIED

RESOLUTION #: 16-2014 – Set date for public hearing on Proposed Local Law No. 1 of 2014. On a motion of Councilman Wilday, seconded by Councilman Smith the following resolution was ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board schedule a Public Hearing for April 8, 2014 at 7:15 p.m. to review proposed Local Law No. 1 of 2014 relating to the “Supplemental

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Regulations", of Chapter 115, "Zoning", of the Code of the Town of Galway with regard to "General Performance Standards" in the following areas "Noise; Atmospheric Effluence; Glare & Heat; Industrial Wastes; Fire & Explosion Hazards; Maintenance of Developed Lots".

All ayes.

MOTION CARRIED

Councilman Smith asked if Zoning Board had been given a copy of Proposed Law for their review and comments. Supervisor Lent stated that they had not. Councilman Wilday stated that public hearing will allow public opportunity to voice their concerns regarding any section of proposed law.

Privilege of the Floor – **Tom O'Brien** asked if lights in east Galway were owned by Town or rented from Nationalgrid. Supervisor Lent assumes that the Town rents lights. Went into discussion regarding lights. **George Weed** stated that he feels good that the meetings are positive and refreshing, very glad to see Highway Department is getting a new truck.

Supervisor Lent stated that tomorrow was deadline for newsletter articles. Supervisor Lent advised that as of April 1st the new website will be up and running.

Councilman Arnold made a motion, seconded by Councilman Wilday to adjourn the meeting at 8:25 p.m.

All ayes.

MOTION CARRIED

Respectfully submitted,



Margaret L. DeFoe
Town Clerk