

AGENDA

September 15, 2010

1. Call to Order
2. Roll Call
3. Pledge to the Flag
4. Approval of the minutes of the August 11, 2009 meeting.
5. Communications received.
6. Privilege of the Floor
8. Reports:

Committee Reports

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

LIAISON REPORTS

Planning Board	Tillson
Youth	Topper
ZBA	Weed
Senior Citizens	Arnold

9. Budget Adjustments

- Increase A1430.401 Personnel \$30.00 (Purchase of Checks)
- Increase A1680.2 Data Processing \$900.00 (Curtis)
- Increase A3310.4 Traffic Control \$100.00 (Maintenance Traffic Lights)
- Increase A5132.1 Garage PS \$900.00
- Increase A7989.4 Rec. Field \$3010.00 (Mower)
- Decrease A1990.4 Contingency Acct. \$4940.00

- Increase B3620.4 Safety Inspect. \$800.00 (Attorney Fees)
- Increase B7310.4 Youth Comm. \$1000.00 (Grants)
- Decrease B1990.4 Contingency Acct. \$1800.00

- Increase DA5130.2 Machinery Equip. \$4690.00 (Bucket Truck)
- Decrease DA5130.4 Machinery CE \$4690.00 (Charged to wrong act.)

10. Vouchers and Reports:

- Approval of General Abstract of Vouchers (A) Town Wide
- Approval of General Abstract of Vouchers (B) Town Outside Village
- Approval of Highway Abstract of Vouchers (DA) Town Wide
- Approval of Highway Abstract of Vouchers (DB) Town Outside Village
- Approval of Special Lighting District Abstract of Vouchers (SL)
- Approval of Supervisors Report

MOTIONS & RESOLUTIONS

11. Change Budget workshops from _____ to _____
12. Amend resolution #21-2010 increase amount of purchase from \$600 to \$1000. for purchase of a computer for the account clerk.
13. Executive session.
14. Other Business (Appointment to the Planning Board)
15. Adjourn.

REGULAR MEETING
 SEPTEMBER 15, 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 George Weed Councilman Fred Arnold

ABSENT: Councilman William Topper

OTHERS PRESENT: S. Sutch; L. Sanders; M. Jazwinski; C. Hynes; P. Keeler, Historian; T. O'Brien, Dog Control Officer; M. Concilla, Zoning Administrator; D. Costanzo, Highway Superintendent M. DeFoe, Town Clerk.

Pledge to the Flag

A motion was made by Councilman Arnold, seconded by Councilman Weed to approve the minutes of the August 10, 2010 Regular Meeting as submitted.

All ayes.

MOTION CARRIED

Communication – Town Clerk stated that Board Members received copies of the following correspondence: Assessor's Report dated September 15, 2010; Code Enforcement Office report for August regarding complaints; building permits; zoning applications & other activities along with copy of 8/1/10 to 8/31/10 permit report; Dog Control Officers report for August along with request for increase in fines; Budget training seminar for September 28, 2010; Floodplain & Stormwater workshop for October 13, 2010 (zoning & planning also received copy of training course); Letter from Dale Swann, Director of Rohlings Section of Galway Lake stating concerns with possible loss of ALS services with Ambulance Corp.; Saratoga County Planning Department minutes for May, June & July 2010; State Comptroller press release regarding Pension Fund Report, on line tutorial regarding ethics law & fraud & abuse in school districts and local governments; State Comptroller weekly report covering 8/9/10-8/13/10, 8/16/10-8/20/10, 8/23/10-8/27/10, 8/30/10-9/3/10 & 9/7/10-9/10/10. The following correspondence was also received: Digital files and correspondence from Nationalgrid regarding Transmission Line; List from Saratoga County Attorney of 14 properties on the foreclosure list; Notification from Self Insurance Plan that Town of Galway final 2011 premium will be \$13,115.76; Time Warner Cable notification of possible changes in services/stations; Thank you letter to Supervisor Hargrave from Office of Attorney General for attending Senior presentation at Town Hall on Consumer Fraud; Thank you from Census for help with 2010 census count; Adirondack Trust Insurance endorsement for inclusion in insurance policy of 1996 Jacobsen lawn mower; State Office of Real Property Tax Services establishment of final State equalization rate of 53.00 for Galway; Copy of Speed limit request to NYS from Senator Hugh Farley for an increase in speed limit on Route 29 between Hamlets of East Galway & Rock City Falls; Legal Notice

placed in Daily Gazette on August 19, 2010 regarding change in date for September Town Board meeting for September 14th to 15th due to Primary Election; Budget workshops scheduled for September 7th September 22nd & October 5th at 7:30; Decision from Saratoga County Supreme & County Courts on Small Claims Assessment Review Decision for James & Joy Kerns property on Jersey Hill Road Final Assessment Roll \$270,600., Claimed Assessment \$214,650., Decision by Hearing Officer \$235,000 & Greater Galway Community Services Association minutes, treasurers report and pantry report.

Privilege of the Floor – Carol Hynes questioned what the status was on Crooked Street issue from July? She advised that minutes were not on website. Councilman Tillson stated that he would work on getting minutes on website. Town Clerk stated that minutes are always available at her office if needed. Supervisor Hargrave stated information is in Attorney's hands, he will be in at 8:30 p.m. tonight to review his findings with Town Board in Executive Session. Carol questioned if any further public input would be considered before a decision was made? Supervisor Hargrave stated that he didn't believe any further information was needed from the public regarding this matter. Attorney has a large file of correspondence from neighbors which include pictures. Carol questioned if the Attorney's findings would be made public. Supervisor Hargrave stated that Attorney would advise in Executive Session if findings would be public knowledge. **LoAnn Sanders** questioned if Town Board would consider moving the appointment of the Planning Board Member on agenda before Executive Session? Councilman Tillson stated that Town Board would move appointment on agenda

COMMITTEE REPORTS: **Assessor** – Nothing in addition to written report. Supervisor Hargrave question if action had been taken on the Jockey Street property brought to his attention regarding assessment? Tracy Killeen, Assessor stated that property owner needed to be notified and another meeting of the Board of Assessment Review scheduled before change could be made. **Historian** – Phyllis Keeler advised that she has been asked to be a guest speaker at the NYS Military Museum in Saratoga on October 2nd. She will speak on remembering WWII. Phyllis advised that her office worked with an out of stated family to locate local history regarding their family from 1940. Presently doing tours of Cook Museum by appointment. Phyllis is also teaching local history to some home schooled children. **Public Safety** – No Report. **Property** – No Report. **Buildings & Grounds** – No Report. **Public Affairs** – No Report. **Highway** - Superintendent, Costanzo stated for August the highway department paved Greens Corners Road; Paved with Town of Greenfield; Sealed with Town of Charlton; Paved with Town of Providence; Mowed R.O.W.'s & Mowed Town Ball Field. For September highway department expects to finish up driveway work on Greens Corners Road; Start reconstruction on Consaul Road & West Galway Road; haul gravel from pit to shop; Mow R.O.W.'s & Mow Town Ball Field. **County & Town** – Supervisor Hargrave stated that county/town both working on 2011 budget. The dates for the remaining budget workshops will be changed.

LIAISON REPORTS: Planning Board – Councilman Tillson stated there was no meeting in August. **Youth** - No Report. **ZBA** – Councilman Weed stated there was no meeting in August. **Senior Citizens** – No Report.

RESOLUTION #: 37-2010 – Budget Adjustments. On a motion of Councilman Tillson, seconded by Councilman Weed the following resolution was ADOPTED:

AYES – 4 NAYS – 0

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

Increase	A1430.401	Personnel	\$30.00	(Purchase of Checks)
Increase	A1680.2	Data Processing	\$900.00	(Computer Work)
Increase	A3310.4	Traffic Control	\$100.00	(Maintenance Lights)
Increase	A5132.1	Garage PS	\$900.00	(Highway Custodian)
Increase	A7989.4	Rec. Field	\$3,010.00	(Mower)
Decrease	A1990.4	Contingency Acct.	\$4,940.00	
Increase	B3620.4	Safety Inspect.	\$800.00	(Attorney Fees)
Increase	B7310.4	Youth Comm.	\$1,000.00	(Grant)
Decrease	B1990.4	Contingency Acct.	\$1,800.00	
Increase	DA5130.2	Machinery Equip.	\$4,690.00	(Bucket Truck)
Decrease	DA5130.4	Machinery CE	\$4,690.00	(Charged wrong acct)
All ayes.			MOTION CARRIED	

Councilman Arnold made a motion, seconded by Councilman Tillson to approve the General Abstract of Vouchers (A) dated 8/10/10 thru 9/8/10 for a total of \$63,816.81.

All ayes.

MOTION CARRIED

Councilman Tillson made a motion, seconded by Councilman Weed to approve the General Abstract of Vouchers (B) dated 8/10/10 thru 9/8/10 for a total of \$5,137.13.

All ayes.

MOTION CARRIED

Councilman Weed made a motion, seconded by Councilman Tillson to approve the Highway Abstract of Voucher (DA) dated 8/10/10 thru 9/8/10 for a total of \$2,010.33.

All ayes.

MOTION CARRIED

Councilman Tillson made a motion, seconded by Councilman Arnold to approve the Highway Abstract of Vouchers (DB) dated 8/10/10 thru 9/8/10 for a total of \$16,663.89.

All ayes.

MOTION CARRIED

Councilman Weed made a motion, seconded by Councilman Tillson to approve the Special Lighting District Abstract of Vouchers (SL) dated 8/10/10 thru 9/8/10 for a total of \$104.66.

All ayes.

MOTION CARRIED

Councilman Arnold made a motion, seconded by Councilman Tillson to approve the Supervisor's Operating Statement for the period ending 8/31/10.

All ayes.

MOTION CARRIED

RESOLUTION # 38-2010 – Amend Resolution #: 21-2010. Supervisor Hargrave stated that the cost for the computer for the Bookkeeper ended up being more than \$600.00. On a motion of Councilman Tillson, seconded by Councilman Weed the following resolution was ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board Amend Resolution #: 21-2010 to increase the purchase cost of computer for the Bookkeeper's office from \$600.00 to cost not to exceed \$1,000.00 to be charged to A1680.2 Computer Equipment.

All ayes.

MOTION CARRIED

RESOLUTION # 39-2010 – Cancel Budget Workshops for September 22nd & October 5th, and reschedule Workshops for October 6th, 11th & 18th. 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 cancel the Budget Workshops scheduled for September 22, 2010 & October 5, 2010 and reschedule them for October 6, 2010, October 11, 2010 & October 18, 2010 at 7:30 p.m..

All ayes.

MOTION CARRIED

RESOLUTION # 40-2010 – Appointment of Win McIntyre to Planning Board. On a motion of Councilman Tillson, seconded by Councilman Weed the following resolution was ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board appoint Win McIntyre to the Planning Board with a term to expire July 1, 2014.

All ayes.

MOTION CARRIED

Board discussed possibly going back to seven member boards for Planning & Zoning. Supervisor Hargrave stated that Planning Chair has stated that five members seem to work well. Board discussed this further and determined that at this time five members seem to be working well for both Boards and no change is needed.

On a motion of Councilman Arnold, seconded by Councilman Weed the meeting was adjourned at 8:02 p.m. to Executive Session to discuss the collective bargaining agreement with highway department and then legal matters with Attorney Pozefsky. Mark Concilla & Tracy Killen were advised that when Attorney arrived they would be requested to attend Executive Session. Supervisor Hargrave requested that Susan Sutch, Board of Ethics & David Costanzo, Highway Superintendent attend Executive Session; Attorney, Martin Pozefsky will be arriving at 8:30 p.m.

All ayes.

MOTION CARRIED

On a motion of Councilman Weed, seconded by Councilman Tillson the Town Board returned to Regular Session at 8:50 p.m. Supervisor stated no action was taken by the Town Board during Executive Session.

All ayes.

MOTION CARRIED

RESOLUTION # 41-2010 – Appointment of Councilman Tillson to Board of Ethics. On a motion of Councilman Arnold, seconded by Councilman Weed the following

REGULAR MEETING, GALWAY TOWN BOARD, SEPTEMBER 15, 2010

resolution was ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board appoint Councilman Tillson to the Board of Ethics with a term to expire December 31, 2010.

All ayes.

MOTION CARRIED

Town Board directed Ethics Board to investigate all complaints received on Crooked Street.

Supervisor Hargrave advised that according to Attorney, his report was not allowed access by public under Freedom of Information due to Attorney/Client privilege.

RESOLUTION # 42-2010 – Create temporary position of Deputy Code Enforcement Officer. On a motion of Councilman Tillson, seconded by Councilman Arnold the following resolution was ADOPTED: AYES – 4 NAYS – 0

RESOLVED that the Galway Town Board create a Temporary Deputy Code Enforcement Officer position to report directly to Town Board for the purpose of handling all matters in the Crooked Street area. Rate of pay to be determined at negotiations; position to begin as soon as possible.

All ayes.

MOTION CARRIED

Supervisor Hargrave thanked Attorney Pozefsky for his work.

Supervisor Hargrave will advise Town Board regarding status of Jockey Street property.

Councilman Arnold made a motion, seconded by Councilman Weed to adjourn the meeting at 8:55 p.m.

All ayes.

MOTION CARRIED

Respectfully submitted,



Margaret L. DeFoe

