

**Town of Charlton
Saratoga County
Town Board Agenda Meeting**

January 22, 2018

The Agenda Meeting of the Town Board of the Town of Charlton, Saratoga County, New York was held at the Charlton Town Hall, 758 Charlton Rd, Charlton, NY and called to order by Supervisor Grattidge at 7:30 p.m. to set the agenda for the February 12th meeting.

Present: Councilman Grasso, Councilman Heritage, Councilman Hodgkins, Councilman Ranaletto, Supervisor Grattidge, Town Clerk Brenda Mills, Attorney Van Vranken.

RESOLUTION #52

Abstract of Claims

Motion by Councilman Hodgkins
Seconded by Councilman Grasso

Discussion: Supervisor Grattidge said that Abstract #2 and #3 were large amounts and were the tax receipts that the Town collects and disperses to the three fire departments in the Town.

BE IT RESOLVED that the Town Board has approved the payment of bills as presented in **Abstract #102**, voucher numbers 40 - 66, in the amount of \$95,013.79. Also Abstract #1, voucher number 101 in the amount of \$5,043.23, Abstract #2, vouchers numbers 102 & 103 in the amount of \$192,642.00 and Abstract #3, voucher number 3001 in the amount of \$300,016.01

Vote: All Ayes, No Nays. **CARRIED.**

RESOLUTION #53

Approval of Minutes

Motion by Councilman Ranaletto
Seconded by Councilman Heritage

BE IT RESOLVED that the Town Board has approved the minutes from the Organizational Meeting and the regular Town Board Meeting on January 8, 2018.

Vote: All Ayes, No Nays, **CARRIED.**

COMMUNICATION

The Sales Tax report has not been received this month, and the Mortgage Tax was \$10,618.50.

DISCUSSION

Supervisor Grattidge said that New York State offers a deferred compensation plan to Town employees who want to put money away for retirement. There is no contribution from the Town or cost to the Town for the program. Supervisor Grattidge will be learning more about the program at the Association of Towns meeting, and will pass this information on to the Board. If the Board wishes to meet with a representative regarding the program, that can also be arranged. The Supervisor confirmed that there are neighboring Towns that already offer this program to their employees.

Supervisor Grattidge said that it has been over a month since Michael Emerich resigned as Highway Superintendent. The Board had put out a notice to Charlton residents for letters of interest in the position. Three people submitted letters of interest, of which one had to withdraw because of timing issues. The Board has decided that of the two remaining people, the best candidate for the position is Marshall Heritage. They would like to appoint Marshall to the position, and he will need to run for election this fall to complete the balance of the two year term that ends December 31, 2019. The Supervisor thanked those that expressed an interest in the position.

Supervisor Grattidge said that the Board wanted to proceed with a speed reduction request for a section Charlton Road. He asked Councilman Grasso to draft a letter to the Commissioner of NYS Public Works and include the data that was collected about the sight distances. The letter should be given to Attorney Van Vranken so that he can draft a resolution supporting the Board's request. The letter and completed resolution can then be sent to the State to start the process.

The Town's insurance policies are about to renew. The Supervisor set up a workshop for February 26th at 6:30pm for the Board to meet with our insurance representative to review the policies.

Councilman Grasso said that he will be hosting a Local Cub Scout Pack this Friday and giving them a tour of the Town Hall. The Constables will be on hand to explain some procedures of their job.

MOTIONS, RESOLUTIONS AND AUTHORIZATIONS

RESOLUTION #54

A RESOLUTION APPOINTING MARSHALL HERITAGE AS TOWN HIGHWAY SUPERINTENDENT PURSUANT TO NEW YORK STATE TOWN LAW SECTION 64(5)

Motion by Councilman Grasso

Seconded by Councilman Ranaletto

Discussion: Councilman Grasso thanked Mr. Emerich for his numerous years of service to the Town residents and he also thanked the Highway Department crew for their great effort in keeping things running smoothly and efficiently during this time with no Highway Superintendent. He thanked those applicants that expressed interest in the position. He also thanked Marshall Heritage for his contribution to the Town Board and nice job that he did as liaison to the Parks Committee, Constables and Dog Control.

Supervisor Grattidge noted that whomever the Town Board appoints to fill the Town Board vacancy will need to run for election to complete the term.

Roll Call: Councilman Grasso: Aye, Councilman Heritage: Abstained, Councilman Hodgkins: Aye, Councilman Ranaletto: Aye, Supervisor Grattidge: Aye. **CARRIED.**

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

RESOLUTION NO. 54

January 22, 2018

A RESOLUTION APPOINTING MARSHALL HERITAGE AS TOWN HIGHWAY SUPERINTENDENT PURSUANT TO NEW YORK STATE TOWN LAW SECTION 64(5)

WHEREAS, the Town Board did, at its December 27, 2017 meeting, accept the resignation of former Town Highway Superintendent Michael Emerich, based on receipt of Mr. Emerich's letter of resignation dated December 20, 2017, which stated an effective date of resignation to also be

December 20, 2017, and

WHEREAS, former Town Highway Superintendent Emerich was elected by the voters of the Town of Charlton in November, 2017 to a two year term which was to commence on January 1, 2018 and to terminate on December 31, 2019, and

WHEREAS, the Town Board believes that it is essential for the best interest of the residents of the Town of Charlton to appoint a successor Town Highway Superintendent under the terms and conditions of this resolution, and

WHEREAS, the successor Highway Superintendent appointed by the Town Board will serve from the effective date of his appointment through the end of December, 2018 and will then be subject for reelection in November, 2018 to fill the unexpired term of former Town Highway Superintendent Emerich, which unexpired term will end on December 31, 2019, and

WHEREAS, in November, 2019, the elected Highway Superintendent must then seek reelection by the qualified voters of the Town of Charlton for a new two year term, which would begin January 1, 2020 and expire December 31, 2021, and

WHEREAS, the Town Board has conferred with or interviewed potential candidates for the position of Town Highway Superintendent, believes that such appointment for a successor Highway Superintendent is essential to the best interests of the residents of the Town of Charlton considering the serious and significant responsibilities of such Highway Superintendent to those residents and the Town Board has further determined that current Councilman Marshall Heritage is qualified to fulfil the duties and responsibilities of a Town Highway Superintendent.

NOW THEREFORE, BE IT RESOLVED, that the Town Board, pursuant to the authority granted to it by Section 64(5) of the Town Law of the State of New York, hereby appoints Marshall Heritage as Town Highway Superintendent, who currently serves as an elected Councilman of the Town Board of the Town of Charlton and which Highway Superintendent appointment shall take effect beginning February 1, 2018, and

BE IT FURTHER RESOLVED, that the salary of the newly appointed Town Highway Superintendent, Marshall Heritage, shall be in the amount of \$57,000.00 per year, pro-rated from February 1, 2018 until December 31, 2018, and

BE IT FURTHER RESOLVED, that Marshall Heritage shall resign his position as Town Councilman effective January 31, 2018, and

BE IT FURTHER RESOLVED, that Highway Superintendent Heritage will be required to run for election in order to complete the unexpired term of former Highway Superintendent Emerich and to further seek a full two year term as described in this resolution, and

BE IT FURTHER RESOLVED, that pursuant to New York State Town Law Article 4, Section 64(5) and New York State Public Officers Law Section 42, the Town Board will fill the vacancy created by the resignation of Councilman Heritage, which appointment shall be until December 31, 2018 and

BE IT FURTHER RESOLVED, that the Town Board appointee shall be required to seek election in November, 2018, in order to fill the remainder of Councilman Heritage's original term which expires on December 31, 2019.

Moved by Councilman Grasso

Voting: Councilman Grasso Aye
Councilman Heritage Abstained
Councilman Hodgkins Aye
Councilman Ranaletto Aye
Supervisor Grattidge Aye

Seconded by Councilman Ranaletto

I certify that this is a true and exact copy of this original as passed by the Town Board of the Town of Charlton on

Dated: January 22, 2018

Brenda Mills, Town Clerk

RESOLUTION #55

Authorizing the use of the Community Center by the Glenville YMCA

Motion by Councilman Grasso

Seconded by Councilman Ranaletto

BE IT RESOLVED that the Town Board hereby approves the application from the Glenville YMCA and authorizes the use of the Charlton Community Center on Thursday mornings from 9:00 am to 11:00 am for the purpose of Senior's exercise classes.

Roll Call: Councilman Grasso: Aye, Councilman Heritage: Aye, Councilman Hodgkins: Aye, Councilman Ranaletto: Aye, Supervisor Grattidge: Aye. **CARRIED.**

PRIVILEGE OF THE FLOOR

Tom Parks cited the need for cell phone coverage as a safety concern. He asked the Board to be more proactive to get a cell antenna, even from other carriers than Verizon. He would like to see an antenna on Town property so that the Town gets the revenue. Mr. Parks said that he heard Verizon is not interested in pursuing the antenna in Charlton because of the cost of further studies and the low height of the antenna. Supervisor Grattidge said that the Town Board has not heard from Verizon why they are not pursuing their current application. Councilman Grasso said that the height would have been the same for either previously discussed location. Councilman Grasso confirmed with Attorney Van Vranken that the Attorney is not aware of any statute of limitations on the current application from Verizon. Attorney Van Vranken said that the Board could write a letter to Verizon giving them a time limit or the Town would consider the application withdrawn. The Board will look into the Town's current regulations and will consider drafting the letter to Verizon.

The meeting adjourned at 7:55 p.m.

Respectfully submitted,

Brenda Mills
Town Clerk