

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

April 14, 2014

The Regular 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.

Supervisor Grattidge led the pledge of Allegiance.

Present: Councilman Grasso, Councilman Hodgkins, Councilman Lippiello, Councilman Verola, Supervisor Grattidge, Deputy Town Clerk Laurie Kruppenbacher, Attorney Van Vranken.

RESOLUTION #85

Approval of Minutes

Motion by Councilman Verola

Seconded by Councilman Hodgkins

BE IT RESOLVED that the Town Board has approved the Agenda Meeting minutes from March 31, 2014.

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

PRIVILEGE OF THE FLOOR FOR AGENDA ITEMS

No one chose to speak.

RESOLUTION #86

Abstract of Claims

Motion by Councilman Verola

Seconded by Councilman Lippiello

BE IT RESOLVED that the Town Board has approved the payment of bills as presented in Abstract No. 107, voucher numbers 204-217 in the amount of \$20,554.98.

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

TOWN CLERK'S REPORT

The Town Clerk reported that her office took in \$563.00 for the month of March. \$473.38 was paid to the Supervisor, and \$89.62 was paid to other Governmental agencies.

RESOLUTION # 87

Acceptance of the Town Clerk's Reports

Motion by Councilman Verola

Seconded by Councilman Lippiello

BE IT RESOLVED that the Town Board has accepted the Town Clerk's reports as read.

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

SUPERVISORS REPORT

For the month of March, I attended several Town and County meetings. Some of the highlights of the month:

- Attended normal Town and County meetings
- Attended Fundraiser for Charlton Girls School at Glen Sanders
- Attended Planning mtg with National Grid regarding Storm response
- Town Board Workshop on Zoning Changes to bring them forward
- Met with DOT regarding condition of Rt 67. We had lengthy conversation. Their Engineers came to review. They will find funding within 2 years to repair and replace. They will mill and fill to Paisley Road from Rt 50 & 67 intersection for 1st year and then 2nd year total regrinding to County Line. Very positive news.

Supervisor Grattidge said that the Town Board has received all of the financial reports for the month from the bookkeeper and all is in order.

04/08/2014 09:33:42

MONTHLY REPORT OF SUPERVISOR

TO THE TOWN BOARD OF THE TOWN OF CHARLTON:

Pursuant to Section 125 of the Town Law, I hereby render the following detailed statement of all moneys received and disbursed by me during the month of March, 2014:

DATED: April 8, 2014

	SUPERVISOR			
	Balance 02/28/2014	Increases	Decreases	Balance 03/31/2014
A GENERAL FUND - TOWNWIDE				
CASH - CHECKING	9,155.17	129,171.14	129,170.34	9,155.97
CASH - SAVING	629,422.19	14,898.43	129,170.34	515,150.28
PETTY CASH	600.00	0.00	0.00	600.00
Park Fees Reserve	76,577.95	9.92	0.00	76,587.87
TOTAL	715,755.31	144,079.49	258,340.68	601,494.12
DA HIGHWAY FUND				
CASH - CHECKING	0.00	48,032.77	48,032.77	0.00
CASH - SAVINGS	40,740.15	83,807.61	48,032.77	76,514.99
CASH, SPECIAL RESERVE	15,457.81	1.91	0.00	15,459.72
TOTAL	56,197.96	131,842.29	96,065.54	91,974.71
F WATER #1 FUND				
CASH - CHECKING	0.00	23,797.25	23,797.25	0.00
CASH - SAVINGS	210,847.53	1,126.04	4,907.25	207,066.32
WATER SERIAL BOND	53,146.75	4.51	18,890.00	34,261.26
CASH, SPECIAL RESERVES	121,111.86	10.29	0.00	121,122.15
TOTAL	385,106.14	24,938.09	47,594.50	362,449.73
SW WATER #2 FUND				
CASH - CHECKING	0.00	106.28	106.28	0.00
CASH - SAVINGS	25,933.74	3.73	106.28	25,831.19
TOTAL	25,933.74	110.01	212.56	25,831.19
TA TRUST & AGENCY				
CASH - CHECKING	3,705.98	36,132.53	37,486.28	2,352.23
DRER RUN SUBDIVISION	151,279.21	18.65	0.00	151,297.86
TOTAL	154,985.19	36,151.18	37,486.28	153,650.09
H CAPITAL PROJECTS				
	0.00	0.00	0.00	0.00
TOTAL	0.00	0.00	0.00	0.00
TOTAL ALL FUNDS	1,337,978.34	337,121.06	439,699.56	1,235,399.84

ANNOUNCEMENTS

- Congratulations to Union College for winning the National Hockey Championship
- Town Offices closed 4/18/2014 in observance of Good Friday
- Bulk Item Pickup is May 5-9th. There will be one pass through. We are encouraging residents not to put items out too far in advance. Scrap Iron will be picked up separately by Hwy Dept. Call for pickup. County Waste is scheduled to send out a flier regarding acceptable and unacceptable items. You can find this flier on the Town Website under news and announcements.
- I received the report from Greater Galway Food Pantry and will submit that to the Town Clerk.

DEPARTMENT & COMMITTEE REPORTS

Councilman Hodgkins reported that in March, there were 3 building permits issued for \$270.00 along with 2 CO/CC and 1 Property search fee collected for \$90.00

Councilman Verola - Dog Control - reported that there were 4 animal complaints: 3 dogs and 1 other.
Planning - Deer Run 3rd phase is on hold waiting for soil tests & Charlton Tavern lot line change is waiting for special use permit approval.

Constables- Bob Lippiello reported that in March there were 41 patrols, 20 complaints; 3 accidents responded to and 2,028 miles traveled.

No update on Water Department

Highway- Mike Emerich stated that the snow and road sanding is hopefully behind them; they are spending time patching holes esp. Eastern Ave, cutting brush & trees; Worked on Machinery replaced all hoses on Backhoe.
-Received check for \$221.36 from Cummings Northeast. Mike questioned if this was refund from Councilman Hodgkins previous discussion with them Councilman Hodgkins will call company to inquire. Mike gave check to Town Clerk awaiting response for action. Councilman Grasso questions the plan for repairing pavement on Eastern Ave. Mike Emerich explained plan of grinding and filling in areas on pavement in need of repair.

Parks- Dave Pohl stated they have a 4/28 meeting scheduled and will be discussing repairs to the Gazebo along with requesting bids for 16, 18, & 20 foot gazebo to replace if that makes more sense than repairing. They want to make some repairs to the baseball field, fixing backstop, tightening up fences and ball field maintenance.

Supervisor Grattidge questioned whether the Little League could play on the fields, Councilman Lippiello stated the fields were relatively dry. Mr. Pohl stated there is a curl in the backstop that needs repair. Supervisor Grattidge stated our insurance wanted the fence to be capped off. Councilman Lippiello questioned where they wanted it capped and suggested that when Fence Company comes to look at repairs to have them quote capping also. Mike Emerich clarified how to repair fence. David Pohl also stated that the sand around the pitching mound is in need of replacement. Mike Emerich is aware and extra sand that is available will be used.

ECC- Marv Schorr announced that ECC is sponsoring a Roadside Cleanup on 4/26 from 8:00am-12pm and free tree seedlings giveaway from 12-1pm

Historian-Marv Livingston updated that they are waiting for the weather to turn warmer in order to be able to continue their restoration of the Jeremiah Smith Cemetery. He is still working on interesting genealogy of 3 main families in the Town of Charlton's History including the Smith and Holbrook families. The information is very interesting and it would appear they are all very related.

MOTIONS, AUTHORIZATIONS, RESOLUTIONS

Application discussed from BH-BL Jr Baseball to use Elmer Smith Ball Park for practice & games this spring Councilman Grattidge stated that Mike will let us know if there needs to be a temporary stop due to the condition of the fields.

RESOLUTION NO. 88

A resolution approving the Seasonal Park Application from the BH-BI Jr. Baseball League.

Motion by Councilman Lippiello

Seconded by Councilman Verola

Be it resolved that the Town Board has approved the seasonal park application for use of the baseball fields at the Elmer Smith Park by the BH-BL Junior Baseball League. Use will be Mondays through Fridays 4 – 8 p.m. and Saturdays 9 a.m. until noon, from now until June 25th 2014.

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

A Park Application was received from Brett & Belinda Kucharski to have their wedding reception at Elmer Smith Park and catered by The Charlton Tavern. They were looking to be allowed to have alcohol on the premises. Discussion ensued by the Board, and a decision was made that Local Law No.3 of 2008 states alcoholic beverages are not permitted in the Town Parks, and this law must be upheld.. The Board will not approve alcohol at the park, but did approve park usage as long as no alcohol is served.

RESOLUTION NO. 89

A resolution approving reservation of Elmer Smith Park with stipulation that alcohol is not served.

Motion by Councilman Verola

Seconded by Councilman Hodgkins

Be it resolved that the Town Board denies the request by Brett and Belinda Kucharski to have alcohol served during their reception at Elmer Smith Park on July 19, 2014. The Board does approve request for use of the park as long as no alcohol is served.

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

RESOLUTION #90

Budget Amendment for Budget Year 2014.

Motion by Councilman Verola

Seconded by Councilman Lippiello

Roll Call: Councilman Hodgkins: Aye, Councilman Verola: Aye, Councilman Lippiello: Aye, Councilman Grasso: Aye, Supervisor Grattidge: Aye **CARRIED.**

4/14/2014

Resolution # 90

Budget Amendment

Be it resolved that the Supervisor is authorized to make the following budget amendment:
For Budget Year 2014

Increase GL account 510 Estimated Revenues and Revenue account 5710 Serial Bonds,
GL account 960 Appropriations and Expenditure account 1930.4 Judgments & Claims,
for settlement of claim payment to be made to Schmidt & Schmidt Inc. in the amount of
\$1,170,000.00.

Moved by	Councilman Verola	Voting:	Councilman Grasso	Aye
			Councilman Hodgkins	Aye
Seconded by	Councilman Lippiello		Councilman Lippiello	Aye
			Councilman Verola	Aye
			Supervisor Grattidge	Aye

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: April 14, 2014

Laurie Kruppenbacher, Deputy Town Clerk

RESOLUTION #91

A resolution authorizing the Highway Superintendent to order new Highway equipment for use in the Town of Charlton Highway Department, including a 2015 Western Star 4700 truck vehicle, snow plows and dump body and one Tarco Highlander model HL-HY2-10-SS Sander.

Motion by Councilman Grasso

Seconded by Councilman Hodgkins

Roll Call: Councilman Hodgkins: Aye, Councilman Verola: Aye, Councilman Lippiello: Aye, Councilman Grasso: Aye, Supervisor Grattidge: Aye CARRIED.

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

RESOLUTION NO. 91

April 14, 2014

**A RESOLUTION AUTHORIZING THE HIGHWAY SUPERINTENDENT
TO ORDER NEW HIGHWAY EQUIPMENT FOR USE IN THE TOWN OF CHARLTON
HIGHWAY DEPARTMENT, INCLUDING A 2015 WESTERN STAR 4700 TRUCK VEHICLE,
SNOW PLOWS AND DUMP BODY AND ONE TARCO HIGHLANDER MODEL HL-HY2-10-SS
SANDER**

WHEREAS, the Highway Superintendent has advised the Town Board that due to the aging condition of a Highway Department plow truck, it is necessary to replace such vehicle in order to adequately provide services to the residents of the Town of Charlton with respect to road maintenance and repair, and

WHEREAS, the Highway Superintendent has also advised the Town Board that it is necessary to replace the snow plows and dump body currently used on the aging Highway Department plow truck in order to adequately provide services to the residents of the Town of Charlton with respect to road maintenance and repair, and

WHEREAS, the Highway Superintendent has also advised the Town Board that it is necessary to replace the Town's sander that is part of the operational needs of the Town truck, snow plows and dump body in order to adequately provide services to the residents of the Town of Charlton with respect to road maintenance and repair, and

WHEREAS, the Highway Superintendent has obtained proposals for the truck, snow plows, dump body and one sander, a copy of which information is shown on the attached documents presented to the Town Board by the Highway Superintendent and part of a purchase program available to highway superintendents within the State of New York, such program having comparable price discounts similar to those provided by the New York State Office of General Services, and

WHEREAS, the Highway Superintendent has recommended to the Town Board, following extensive investigation of other vehicles and equipment able to provide the necessary services to the

residents of the Town of Charlton, that he be authorized to purchase the truck, snow plow and dump body and one sander as such items are described on the attached three (3) documents.

NOW THEREFORE, BE IT RESOLVED that the Town of Charlton Highway Superintendent is hereby authorized to purchase a 2015 Western Star 4700 truck at a cost of \$94,781.91 as shown on the attached document provided by Tracey Road Equipment, Inc., and

BE IT FURTHER RESOLVED that the Town of Charlton Highway Superintendent is hereby authorized to purchase a new dump body and snow plows at a cost of \$52,055.24 as shown on the attached document provided by Cives Corporation, d/b/a Viking Cives (USA), and

BE IT FURTHER RESOLVED that the Town of Charlton Highway Superintendent is hereby authorized to purchase a new Tarco Highlander HL-HY2-10-SS Sander at a cost of \$9,869.00 as shown on the attached document provided by Fort Miller FAB3 Corp., and

BE IT FURTHER RESOLVED that the Town of Charlton Highway Superintendent is hereby authorized to expend the total sum of \$158,000.00 in order to pay for the truck and equipment referenced in this resolution, which may include some additional miscellaneous costs not specifically set forth on the attached documentation.

Moved by	Councilman Grasso	Voting:	Councilman Grasso	Aye
			Councilman Hodgkins	Aye
Seconded by	Councilman Hodgkins		Councilman Lippiello	Aye
			Councilman Verola	Aye
			Supervisor Grattidge	Aye

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: April 14, 2014

Laurie Kruppenbacher, Deputy Town Clerk

RESOLUTION #92

A resolution authorizing the Highway Superintendent to order a second sander for use in the Town of Charlton Highway Department

Motion by Councilman Grasso

Seconded by Councilman Lippiello

Roll Call: Councilman Hodgkins: Aye, Councilman Verola: Aye, Councilman Lippiello: Aye, Councilman Grasso: Aye, Supervisor Grattidge: Aye CARRIED.

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

RESOLUTION NO. 92

April 14, 2014

A RESOLUTION AUTHORIZING THE HIGHWAY SUPERINTENDENT
TO ORDER A SECOND SANDER FOR USE IN THE

TOWN OF CHARLTON HIGHWAY DEPARTMENT

WHEREAS, the Town Board of the Town of Charlton has approved a resolution dated April 14, 2014, authorizing the Highway Superintendent to order new highway equipment for use in the Town of Charlton Highway Department, including a 2015 Western Star 4700 truck vehicle, snow plows and dump body and one Tarco Highlander HL-HY2-10-SS Sander, and

WHEREAS, the Highway Superintendent has advised the Town Board that it is necessary to purchase a second sander in order to adequately provide services to the residents of the Town of Charlton with respect to road maintenance and repair, and

WHEREAS, the Highway Superintendent has obtained a proposal for such second sander, a copy of which information is shown on the attached document presented to the Town Board by the Highway Superintendent, submitted by Fort Miller FAB3 Corp. and which proposal is part of a purchase program available to highway superintendents within the State of New York, such program having comparable price discounts similar to those provided by the New York State Office of General Services, and

WHEREAS, the Highway Superintendent has recommended to the Town Board, following extensive investigation of other sanders able to provide the necessary services to the residents of the Town of Charlton, that he be authorized to purchase a second sander as described on the attached document.

NOW THEREFORE BE IT RESOLVED that the Town of Charlton Highway Superintendent is hereby authorized to purchase a second new Tarco Highlander HL-HY2-10-SS Sander at a cost of \$9,869.00, as shown on the attached document.

Moved by	Councilman Grasso	Voting:	Councilman Grasso	Aye
			Councilman Hodgkins	Aye
Seconded by	Councilman Lippiello		Councilman Lippiello	Aye
			Councilman Verola	Aye
			Supervisor Grattidge	Aye

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: April 14, 2014

Laurie Kruppenbacher, Deputy Town Clerk

RESOLUTION #93
Bond resolution of the Town of Charlton, Saratoga County, New York, adopted April 14, 2014, appropriating the amount of \$158,000 to purchase a 2015 Western Star 4700 Truck Vehicle, Snow Plows, Dump Body and one Tarco Highlander HL-HY2-10-SS Sander, and authorizing the issuance of \$158,000.00 Serial Bond of said Town to finance this appropriation.

Motion by Councilman Lippiello
Seconded by Councilman Verola

Roll Call: Councilman Hodgkins: Aye, Councilman Verola: Aye, Councilman Lippiello: Aye, Councilman Grasso: Aye, Supervisor Grattidge: Aye CARRIED.

Resolution No. 93

BOND RESOLUTION OF THE TOWN OF CHARLTON, SARATOGA COUNTY, NEW YORK, ADOPTED APRIL 14, 2014, APPROPRIATING THE AMOUNT OF \$158,000.00 TO PURCHASE A 2015 WESTERN STAR 4700 TRUCK VEHICLE, SNOW PLOWS, DUMP BODY AND ONE TARCO HIGHLANDER HL-HY2-10-SS SANDER, AND AUTHORIZING THE ISSUANCE OF \$158,000.00 SERIAL BOND OF SAID TOWN TO FINANCE THIS APPROPRIATION.

Recitals

WHEREAS, on April 14, 2014, the Town Board of the Town of Charlton approved a resolution authorizing the Town Highway Superintendent to purchase a 2015 Western Star 4700 truck, snow plows, dump body and one Tarco Highlander HL-HY2-10-SS Sander for use in the Town Highway Department and which purchase will require the Town Board to obtain bond or bond anticipation notes in the sum of \$158,000.00 to pay for said purchase.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHARLTON, IN THE COUNTY OF SARATOGA, NEW YORK AS FOLLOWS:

Section 1. The Town Board hereby appropriates the amount of \$158,000.00 for the purchase of a 2015 Western Star 4700 truck, snow plows, dump body and one Tarco Highlander HL-HY2-10-SS Sander.

Section 2. Serial bonds of the Town, or bond anticipation notes, in the principal amount of \$158,000.00 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the truck or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of section 11.00(a)(29) of the Local Finance Law of the State of New York, is 5 years; the period of probable usefulness of the snow plows and dump body as set forth in Local Finance Law section 11.00(a)(28) is 15 years based upon the purchase price being greater than \$30,000.00; and the period of probable usefulness of the sander as set forth in Local Finance Law section 11.00(a)(28) is 5 years based the purchase price being less than \$15,000.00.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said bonds and any notes issued in anticipation of said bonds or the renewals of said notes, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes, Section 35.00 relative to bond resolution subject to permissive referendum and of sections 50.00 and 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing the issuance of any notes in anticipation of the sale of serial bonds herein authorized or the renewals of said notes and relative to prescribing the terms, form and contents and as to the sale and issuance of the serial

bonds herein authorized and of any notes in anticipation of the sale of said bonds or the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds, may be contested only if:

(a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(b) The provisions of the law which should be complied with at the date of the publication of such resolution, or summary thereof, are not substantially complied with, and an action, suit or proceeding contesting the validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

Moved by	Councilman Lippiello	Voting:	Councilman Grasso	Aye
			Councilman Hodgkins	Aye
Seconded by	Councilman Verola		Councilman Lippiello	Aye
			Councilman Verola	Aye
			Supervisor Grattidge	Aye

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: April 14, 2014

Laurie Kruppenbacher, Deputy Town Clerk

COUNCILMEN REPORTS

Councilman Grasso stated Assessors received another notice from Real Property regarding the issues to their RPS system due to XP system that is no longer supported. Rachel Holbrook received a quote from a technical representative that she works with. Supervisor Grattidge asked that this be put on the agenda for discussion at our next meeting.

Councilman Lippiello publically thanked the Town Clerks office for getting the newsletter out this year. Due to budget restraints future newsletters will be placed on the Town’s website and emailed to those on the email listing. Party in the Park planning is underway. Band, vendors, food vendors, crafts people are all in line for the 31st. Thank you to Town Clerks office for getting out the donation letters. The band that was initially participating is not going to, but we found a blue grass band that is 1/3 of the price. Climbing wall is coming, we are waiting on his insurance. Animals will be around for the children.

Councilman Hodgkins - He and Councilman Grasso will be reviewing listing of Equipment Inventory handed in by Mike Emerich for the Hwy Dept regarding how long till equipment needs to be replaced.

Councilman Grattidge requested a short executive session immediately after the meeting is adjourned to discuss contractual matters.

Resolution #94

A motion was made to have the Town Board enter into Executive Session to discuss contractual matters, after meeting adjournment.

Motion by Councilman Verola

Seconded by Councilman Hodgkins

Vote: All Ayes, No Nays. CARRIED

PRIVILEGE OF THE FLOOR

No one chose to speak.

The next Agenda Meeting is scheduled for April 28, 2014 at 7:30.

The meeting adjourned at 8:10 p. m, and the Board went into Executive Session. The Board came out of Executive Session at 8:45 p.m. No action was taken.

Respectfully submitted,

Laurie Kruppenbacher
Deputy Town Clerk