

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

February 11, 2013

The Regular meeting of the Town Board of Charlton, Saratoga County, New York was held at the Charlton Town Hall and called to order by Supervisor Grattidge at 7:30 pm.

Supervisor Grattidge lead the pledge of Allegiance.

Present: Councilman Gardner, Councilman Lippiello, Councilman Salisbury, Councilman Verola, Supervisor Grattidge, Town Clerk Brenda Mills, Attorney Van Vranken.

APPROVAL OF MINUTES

A motion was made by Councilman Verola and seconded by Councilman Gardner to accept the minutes of the Town Board Agenda Meeting held on January 29, 2013.

Vote: All Ayes, No Nays. CARRIED

PRIVILEGE OF THE FLOOR FOR AGENDA ITEMS

No one chose to speak.

APPROVAL OF ABSTRACT

A **motion** was made by Councilman Verola and seconded by Councilman Lippiello to accept claim numbers 44 – 77 as set forth in Abstract #103 in the amount of \$142,292.56.

Vote: All Ayes, No Nays. CARRIED

TOWN CLERKS REPORT

The Town Clerk reported taking in \$740.75 for the month of January. \$649.58 was paid to the Supervisor and \$91.17 was paid to other Governmental agencies.

A **motion** was made by Councilman Verola and seconded by Councilman Salisbury to accept the Town Clerk's reports as read.

Vote: All Ayes, No Nays. CARRIED

SUPERVISORS REPORT

For the month of January, I attended 7 Town meetings and 21 County meetings.
Some of the highlights of the month:

- Attended normal Town and County meetings

- Was sworn in as Saratoga County Board of Supervisors Chairman for 2013
- Attended the Governor's State of the State Address
- Met with Roy Arnold about the AUD report for the Town's 2012 Financial Statement
- Hosted the Local Business group for an update from the 3 Supervisors, including Ballston and Glenville
- Attended the BH Rotary and gave update with the Ballston Supervisor
- Attended the Capital Region Economical Development Committee meeting in Albany
- Attended a meeting on Sustainable Development in Your Community in Halfmoon
- Attended a meeting with Congressman Paul Tonko at the County

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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 January, 2013:

DATED: February 5, 2013

	SUPERVISOR			
	Balance 12/31/2012	Increases	Decreases	Balance 01/31/2013
A GENERAL FUND - TOWNWIDE				
CASH - CHECKING	34,532.20	40,764.57	43,253.05	32,043.72
CASH - SAVING	560,369.66	128,845.62	40,762.06	648,453.22
PETTY CASH	500.00	0.00	0.00	500.00
Park Fees Reserve	68,854.00	8.97	0.00	68,862.97
TOTAL	664,255.86	169,619.16	84,015.11	749,859.91
DA HIGHWAY FUND				
CASH - CHECKING	0.00	30,986.59	30,986.59	0.00
CASH - SAVINGS	62,924.33	573.30	30,986.59	32,511.04
CASH, SPECIAL RESERVE	15,450.08	0.00	0.00	15,450.08
TOTAL	78,374.41	31,559.89	61,973.18	47,961.12
F WATER #1 FUND				
CASH - CHECKING	0.00	3,140.42	3,140.42	0.00
CASH - SAVINGS	81,039.45	128,346.75	3,140.42	206,245.78
WATER SERIAL BOND	33,524.93	20,266.69	0.00	53,791.62
CASH, SPECIAL RESERVES	120,971.26	10.27	0.00	120,981.53
TOTAL	235,535.64	151,764.13	6,280.84	381,018.93
SW WATER #2 FUND				
CASH - CHECKING	0.00	97.70	97.70	0.00
CASH - SAVINGS	23,486.73	2,058.38	97.70	25,447.41
TOTAL	23,486.73	2,156.08	195.40	25,447.41
TA TRUST & AGENCY				
CASH - CHECKING	0.00	418,557.88	418,507.88	50.00
DEER RUN SUBDIVISION	151,203.60	0.00	0.00	151,203.60
TOTAL	151,203.60	418,557.88	418,507.88	151,253.60
H CAPITAL PROJECTS				
CASH - CHECKING	349.52	570.00	919.52	0.00
SAVINGS	397.85	0.00	397.85	0.00
TOTAL	747.37	570.00	1,317.37	0.00
TOTAL ALL FUNDS	1,153,603.61	774,227.14	572,289.78	1,355,540.97

ANNOUNCEMENTS

The 6-Hour Driver Safety Course will be held on Thursday, February 14th from 8:30 a.m. until 3:00 p.m. The Zoning Office and the Assessor's Office will be closed during the course.

DEPARTMENT & COMMITTEE REPORTS

Councilman Gardner said that he will be looking for an authorization for expenditures for the Historian to purchase a large piece of plexiglass to be used to frame the 1850 NYS map that was donated by the LaRues. Historian Marv Livingston said that he has spoken with the County Historian about how to frame the map, and she said that plexiglass was what she suggested and what the County uses. The size of the map is about 6 foot by 7 foot, and glass would be much too heavy to use.

Councilman Gardner said he will also request that the Board approve color copies be made for the Board and the ZORC of the ordinance which has suggested changes in red ink.

Zoning – Councilman Gardner reported that there were 2 Building Reports and 3 CO's issued for the month of January.

Planning Board – Councilman Verola reported that the Board met on January 21st and deliberated on 1 lot line change.

Animal Control – Councilman Verola reported that in January there were 14 dog related complaints, 2 dogs seized and returned to owners and 1 court appearance ticket was issued.

Constables – Councilman Lippiello reported that in January there were 30 patrols, 28 complaints , 12 911 calls, 7 accidents and 43 tickets issued.

Water – Councilman Lippiello reported that John Morgan is waiting to hear from Cummings about parts for the pump house generator. Since the generator was purchase there have been 13 service calls and it has never worked properly. Councilman Verola said it sounds like a lemon and asked if it could be replaced by the company.

Councilman Salisbury said he has left messages for Williamson Software about getting the Water utility software up and running. The programmer at Williamson passed away suddenly, so they are assigning the task to a different programmer that will need to get familiar with the software. He asked the Town Clerk to call Williamson and try to get a time frame.

Maintenance – Supervisor Grattidge said that the Maintenance Man is doing a great job. He has researched direct ways of purchasing Ion Detectors for the smoke alarms. He has found that the cheapest price for them is to purchase them on E-bay at this time. The Supervisor said that our supplier charges \$80 and they are \$45 on E-bay.

ZBA – Don Schermerhorn said that our Zoning Ordinance does not address solar collectors. He requested that the Town Board take action and set a policy so that the Zoning Officer knows how to answer questions and what is appropriate to approve. Supervisor Grattidge asked Mr. Schermerhorn to come to the next Agenda Meeting and discuss it in more detail with the Board.

ECC – Marv Schorr said that Roadside Cleanup Day will be April 27th from 9 a.m. to noon, and the annual tree give away will be from noon to 1:00 p.m. He clarified that there is no hazardous waste collection on April 27th. If the Board approves the free electronics collection day, it will also be on the morning of April 27th. The Board discussed the service agreement with Regional Computer Recycling & Recovery. The company informed the Supervisor and also put on their flyer that they would either sanitize or destroy all computer hard drives collected. Councilman Gardner pointed out that the contract says that certified hard drive data destruction is not part of this agreement. The Board decided to hold off on approving the collection until clarification is received.

ZORC – Marv Schorr said that the recommended changes have been sent to the Board.

Seniors – Marv Schorr said that they are planning a trip to West Point on May 7th.

Highway – Mr. Emerich said that his department was busy plowing snow, cutting brush and getting specs ready for the brush chipper bid.

MOTIONS, RESOLUTIONS, PROCLAMATIONS AND AUTHORIZATIONS

A **motion** was made by Councilman Verola and seconded by Councilman Gardner to authorize the Supervisor to sign the annual agreement with the Town of Ballston Library.

Vote: All Ayes, No Nays. CARRIED

A **motion** was made by Councilman Gardner and seconded by Councilman Verola to authorize the Historian to purchase plexiglass to frame the 1850 NYS Map donated by the LaRues, at a price not to exceed \$300.00.

Vote: All Ayes, No Nays. CARRIED

A **motion** was made by Councilman Verola and seconded by Councilman Gardner to authorize Mail and More to make color copies of the ZORC changes at a price not to exceed \$360.00.

Vote: All Ayes, No Nays. CARRIED

A **motion** was made by Councilman Verola and seconded by Councilman Salisbury that **Resolution No. 56** - A BOND RESOLUTION OF THE TOWN OF CHARLTON, SARATOGA COUNTY, NEW YORK, ADOPTED FEBRUARY 11, 2013 AUTHORIZING \$300,000 OF BOND ANTICIPATION NOTES OF THE TOWN OF CHARLTON FOR GENERAL CONSTRUCTION SERVICES, PHASE 2, FOR THE NEW TOWN HALL LOCATED AT 758 CHARLTON ROAD, TOWN OF CHARLTON, SARATOGA COUNTY, NEW YORK be approved.

Roll Call: Councilman Gardner: Aye, Councilman Lippiello: Aye, Councilman Salisbury: Aye, Councilman Verola: Aye, Supervisor Grattidge: Aye. CARRIED

A **motion** was made by Councilman Verola and seconded by Councilman Gardner that **Resolution No. 57** – A RESOLUTION AUTHORIZING THE SUPERVISOR TO PUBLISH A NOTICE TO BIDDERS REGARDING THE PURCHASE BY THE TOWN OF CHARLTON OF A 2013 BEEVER M15R OR EQUIVALENT BRUSH CHIPPER be approved.

Roll Call: Councilman Gardner: Aye, Councilman Lippiello: Aye, Councilman Salisbury: Aye, Councilman Verola: Aye, Supervisor Grattidge: Aye. CARRIED

COUNCILMAN REPORTS

Councilman Lippiello suggested an article deadline of March 1st for departments to get their articles in for the spring newsletter. The Board would like to get the newsletters in the mail to residents the week of April 8th which will be in time to notify residents of the April 22 – 26 brush pickup.

Councilman Lippiello also said that he feels it is time for the Party in the Park Committee to reconvene. He said that anyone from Charlton that wishes to help with the planning of the event is welcome to join the Committee. Founder's Weekend is June 1 and 2. Party in the Park will be June 1 followed by the parade on June 2.

Councilman Lippiello said that he has spoken with Jim Leupold about having the sound system in the meeting room recalibrated to improve sound.

Councilman Salisbury said that he has found a discrepancy in of the reports that he received from the Accounting Department. He will contact the Account Clerk for clarification.

PRIVILEGE OF THE FLOOR

Ben Potaker, Town of Halfmoon - Said he commends the Board for their efforts to pass the recent resolution banning Agenda 21. He thanked the Board for being the first Town in Saratoga County to pass this type of resolution. He would like to work with Councilman Verola and hold public education opportunities.

Bill Goslin, Town of Ballston – Thanked the Board for supporting the Town of Ballston Library with their annual financial contribution. He stated that if the Board is looking for ideas for solar legislation, Ballston has recently passed their regulations which are on their website. He thanked the Board for passing the resolution about Agenda 21. He said Ballston will be talking about Agenda 21 at tomorrow's meeting. He said that he has issues with the Regional Council.

Glendon Crawford, Town of Providence – Thanked the Board for moving forward with the resolution regarding Agenda 21. He said that Governor is handing out money as bait, and the regional government plan is to be in charge of property rights. He feels that Agenda 21 is a very dangerous thing.

Torben Aabo, Charlton Road – Asked to have the Zoning revisions put on the website so that the residents can see it. He also mentioned that there will be a Farmer's Market on Sunday June 2nd which will begin around 10 – 11 a.m. and go to 4 p.m. Also, the Historical Society is looking for people to participate in the parade. They are looking for Girl Scout and Boy Scout troops to be in the parade. Mr. Aabo noted that the 3 previous people that spoke are from out of town. He asked why no one in Charlton was notified about Agenda 21 or that the Board was going to pass a resolution about it without notifying the people that they serve. He commended the 2 Board members that voted against it because they did not know enough about it, and he does not know enough about it. He asked why it was not on the website and why it was not listed on the Agenda that was sent to the public.

Kevin Keelan, Jockey Street – Thanked the Board for the time they put in as a Board. He feels there was a lack of education and apparent haste used in passing the Agenda 21 resolution. He said that as elected officials, they represent the voters and they should be voting according to the consensus of what the majority of voters want. He said most residents would not argue with the outcome of the resolution but it is the lack of due process and rush to judgment without attempting to educate the voters. He asked what the rush was. He said everyone is tired of seeing so much politics going on as it seems that recently so much there is controversy in the passing of resolutions and the consequences that we all must live by. He would like to see an opportunity to educate on this issue.

Councilman Verola said that Mr. Aabo's and Mr. Keelan's points are well received and she thinks education is very important. She asked the Board if they would support her working with Mr. Potaker to set up educational meetings.

Councilman Gardner said he would like to see the Board support educational meetings.

Supervisor Grattidge said that he would like to point out that at the last meeting he asked that we do this before blindly voting on it.

Councilman Verola said that now the Board will do this unless someone objected. No one objected.

The meeting adjourned at 8:39 p.m.

Respectfully submitted,

Brenda Mills
Town Clerk

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

February 11, 2013

RESOLUTION NO. 56

**BOND RESOLUTION OF THE TOWN OF CHARLTON,
SARATOGA COUNTY, NEW YORK, ADOPTED
FEBRUARY 11, 2013 AUTHORIZING \$300,000 OF
BOND ANTICIPATION NOTES OF THE TOWN OF CHARLTON
FOR GENERAL CONSTRUCTION SERVICES, PHASE 2,
FOR THE NEW TOWN HALL LOCATED AT
758 CHARLTON ROAD, TOWN OF CHARLTON,
SARATOGA COUNTY, NEW YORK**

WHEREAS, on December 29, 2008, the Town Board approved two bond resolutions, the first in the sum of \$600,000 for general construction services, Phase 2, New Town Hall and the second in the sum of \$100,000 for the purchase of a 2009 International 7600 6x4 truck with hoist, and

WHEREAS, on February 18, 2009, and pursuant to the aforementioned two resolutions, the Town Board issued a bond anticipation note to Ballston Spa National Bank in the sum of \$700,000, the sum of \$100,000 in order to purchase a truck for the Town Highway Department and \$600,000 for general construction services to the New Town Hall, and

WHEREAS, the sum of \$101,675.00 was paid to Ballston Spa National Bank on November 9, 2009 to pay off the \$100,000 obligation allocated to the purchase of a Town of Charlton Highway Department truck, which payment included principal and interest to the date of payment, and

WHEREAS, the sum of \$13,481.25 was paid to Ballston Spa National Bank on November 13, 2009 to pay the interest owed on the \$600,000 obligation for general construction services to the New Town Hall, and

WHEREAS, the Town Board did approve on February 22, 2010 by Resolution No. 61 authorization to the Supervisor to execute a renewal bond anticipation note in the sum of \$600,000 for general construction services to the New Town Hall, and

WHEREAS, the Supervisor did execute a Bond Anticipation Note as so authorized, said Note dated February 22, 2010 in the sum of \$600,000 and bearing interest at the rate of 2.15% per annum, which Note was payable to Ballston Spa National Bank, 87 Front Street, Ballston Spa, NY 12020 on or before February 21, 2011, and

WHEREAS, the sum of \$113,014.16 was paid to Ballston Spa National Bank on February 25, 2011, and

WHEREAS, the Town Board of the Town of Charlton did execute a Bond Anticipation Note as so authorized and dated February 21, 2011 in the sum of \$500,000 and bearing interest at the rate of

2.0% per annum, which Note is payable to Ballston Spa National Bank, 87 Front Street, Ballston Spa, NY 12020 on or before February 20, 2012, and

WHEREAS, the sum of \$110,000.00 was paid to Ballston Spa National Bank on February 21, 2012, and

WHEREAS, the Town Board of the Town of Charlton did execute a Bond Anticipation Note as so authorized and dated February 21, 2012 in the sum of \$400,000 and bearing interest at the rate of 1.85% per annum, which Note is payable to Ballston Spa National Bank, 87 Front Street, Ballston Spa, NY 12020 on or before February 20, 2013, and

NOW THEREFORE, BE IT RESOLVED by the Town Board of the Town of Charlton in the County of Saratoga, State of New York, as follows:

Section 1. The Town Board hereby determines that it is in the best interest for the residents of the Town of Charlton to pay the sum of \$100,000 due with respect to the existing Bond Anticipation Note currently in the sum of \$400,000, plus accrued interest to February 20, 2013. The Town Board further determines that it is in the best interest of the residents of the Town of Charlton to renew the Bond Anticipation Note, in the sum of \$300,000 and with an interest rate of 1.25%.

Section 2. The Town Board hereby authorizes the issuance of a Bond Anticipation Note of the Town, which is a renewal Bond Anticipation Note to be dated February 20, 2013 in the sum of \$300,000 bearing interest at the rate of 1.25% per annum. Said Note is authorized to be issued in anticipation of the issuance of serial bonds as such were authorized by the Board resolution of December 29, 2008.

Section 3. The Town Board further authorizes a payment to Ballston Spa National Bank in the sum of \$107,370.00, representing a payment of principal in the sum of \$100,000.00 and accrued interest of \$7,370.00 on the renewal Bond Anticipation Note of \$400,000 as herein described.

Section 4. Pursuant to Sections 50.00 and 56.00 of the Local Finance Law of the State of New York, the power to prescribe the terms, form and contents of the notes hereby authorized, the power and duties prescribed in Section 60.00 of said Local Finance Law and any other powers or duties pertaining or incident to the sale and issuance of the notes are hereby delegated to the Supervisor of the Town of Charlton Town Board, provided, however, that each of the notes shall mature within one year from its date.

The motion to adopt the foregoing resolution was introduced by Councilman Verola, seconded by Councilman Salisbury and was put to vote upon roll call, which resulted as follows:

Councilman Gardner -	Aye
Councilman Lippiello -	Aye
Councilman Salisbury -	Aye
Councilman Verola -	Aye
Supervisor Grattidge -	Aye

The resolution was thereupon duly declared adopted.

CERTIFICATION

I, Robert E. Van Vranken, Attorney for the Town Board, DO HEREBY CERTIFY, that I have compared the foregoing copy of a resolution duly adopted by the Town Board at its regular meeting duly called and held on February 11, 2013 with the original of said resolution contained in the minutes of said meeting on file in the office of the Town Clerk and that the said resolution is a true and exact copy thereof.

IT WITNESS WHEREOF, I have hereunto set my hand and seal this 11th day of February, 2013.

Robert E. Van Vranken
Attorney for the Town of Charlton

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

RESOLUTION NO. 57

February 11, 2013

A RESOLUTION AUTHORIZING THE SUPERVISOR TO PUBLISH
A NOTICE TO BIDDERS REGARDING THE PURCHASE BY
THE TOWN OF CHARLTON OF A 2013 BEEVER M15R
OR EQUIVALENT BRUSH CHIPPER

WHEREAS, the Highway Superintendent of the Town of Charlton has advised the Town Board that the Town’s existing brush chipper is not in condition to provide services to the Town Highway Department necessary to maintain Highway Department obligations to the residents of the Town of Charlton, and

WHEREAS, the Highway Superintendent has been advised that it may be possible for the Town to purchase a 2013 Beever M15R brush chipper, but that such purchase must follow appropriate competitive bidding requirements, including notice to bidders and the opportunity for companies to submit bids for the sale of such equipment, and

WHEREAS, the Highway Superintendent has prepared a draft Notice to Bidders outlining the specifications and requirements for such bid, a copy of which draft notice is attached to this resolution as if more fully set forth herein.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is hereby authorized to publish a Notice to Bidders in the Daily Gazette, the Town of Charlton designated newspaper, requesting bids for a 2013 Beever M15R or equivalent brush chipper, which notice will include a deadline date of February 25, 2013 at 1:00 p.m., at which time the Town Board will open any and all bids received by that time and date and for purposes of considering such bids at its February 25, 2013 agenda meeting scheduled to convene at 7:30 p.m.

Moved by	Councilman Verola	Voting:	Councilman Gardner	Aye
			Councilman Lippiello	Aye
Seconded by	Councilman Gardner		Councilman Salisbury	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: February 11, 2013

Brenda Mills, Town Clerk

