

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

May 13, 2013

The Regular Meeting of the Town Board of the Town of Charlton, Saratoga County, New York was held at the Charlton Town Hall and called to order by Supervisor Grattidge at 7:33 p.m.

Supervisor Grattidge lead the pledge of Allegiance.

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

Absent: Councilman Salisbury

RESOLUTION #84

Approval of Minutes

Motion by Councilman Verola

Seconded by Councilman Lippiello

BE IT RESOLVED that the Town Board has approved the Public Hearing minutes from April 29, 2013.

Discussion: Councilman Lippiello complimented the Town Clerk and said that he liked the way that she reported the comments from the Public Hearing.

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

RESOLUTION #85

Approval of Minutes

Motion by Councilman Verola

Seconded by Councilman Gardner

BE IT RESOLVED that the Town Board has approved the Agenda Meeting minutes from April 29, 2013.

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 Gardner

BE IT RESOLVED that the Town Board has approved the payment of bills as presented in Abstract No. 109, voucher numbers 253 – 278 in the amount of \$8,813.36.

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

TOWN CLERK'S REPORT

The Town Clerk's office took in \$864.50 for the month of April. \$656.41 was paid to the Supervisor, and \$208.09 was paid to other Governmental agencies.

RESOLUTION #87

Acceptance of the Town Clerk's Report

Motion by Councilman Verola

Seconded by Councilman Gardner

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

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

SUPERVISORS REPORT

For the month of April, I attended 5 Town meetings and 17 County meetings.
Some of the highlights of the month:

- Attended normal Town and County meetings
- Attended a number of Saratoga County functions as Chairman of the Board
- Worked on the Town Board Audit with fellow TB members
- Met with a Representative from MEGA for electric purchase
- Attended the County Crimes Victims Candlelight Vigil

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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 April, 2013:

DATED: May 8, 2013

SUPERVISOR

	Balance 03/31/2013	Increases	Decreases	Balance 04/30/2013
A GENERAL FUND - TOWNWIDE				
CASH - CHECKING	32,048.35	66,423.17	69,293.28	29,178.24
CASH - SAVING	446,498.90	27,873.61	66,421.39	407,951.12
PETTY CASH	500.00	0.00	0.00	500.00
Park Fees Reserve	68,878.68	7.79	0.00	68,886.47
TOTAL	547,925.93	94,304.57	135,714.67	506,515.83
DA HIGHWAY FUND				
CASH - CHECKING	0.00	51,802.75	51,802.75	0.00
CASH - SAVINGS	79,481.78	111,964.39	51,802.75	139,643.42
CASH, SPECIAL RESERVE	15,451.98	0.00	0.00	15,451.98
TOTAL	94,933.76	163,767.14	103,605.50	155,095.40
F WATER #1 FUND				
CASH - CHECKING	0.00	6,432.39	6,432.39	0.00
CASH - SAVINGS	197,629.14	1,673.38	6,432.39	192,870.13
WATER SERIAL BOND	53,800.00	2.81	0.00	53,802.81
CASH, SPECIAL RESERVES	121,001.09	9.95	0.00	121,011.04
TOTAL	372,430.23	8,118.53	12,864.78	367,683.98
SW WATER #2 FUND				
CASH - CHECKING	0.00	101.58	101.58	0.00
CASH - SAVINGS	25,258.29	2.92	101.58	25,159.63
TOTAL	25,258.29	104.50	203.16	25,159.63
TA TRUST & AGENCY				
CASH - CHECKING	50.00	33,618.20	33,618.20	50.00
DEER RUN SUBDIVISION	151,222.24	0.00	0.00	151,222.24
TOTAL	151,272.24	33,618.20	33,618.20	151,272.24
H CAPITAL PROJECTS				
	0.00	0.00	0.00	0.00
TOTAL	0.00	0.00	0.00	0.00
TOTAL ALL FUNDS	1,191,820.45	299,912.94	286,006.31	1,205,727.08

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ANNOUNCEMENTS

All Town offices will be closed on Monday May 27th in observance of Memorial Day. The May Agenda Meeting will be held Tuesday May 28th at 7:30 p.m.

Grievance Day is Tuesday May 28th from 2 – 4 p.m. and 6 – 8 p.m.

The Donations received as of May 13th for Party in the Park are \$3,770.00. More donations are needed to pay for the event.

There is a ZBA Public Hearing scheduled for Wednesday May 22nd at 7:00 p.m. for an application for an area variance on Hillview Lane.

The Round Lake Library is sponsoring a free electronic recycling day at the State Farm Campus on May 25th. Charlton residents are invited to participate.

COMMUNICATIONS

The Dog Control Officer will be leaving for vacation on May 15 and returning to work on May 28th. He reported that the Town issued cell phone will direct callers to contact the Glenville Police Department. The callers will then be directed to The Sheriff's Department, Charlton Constables or the Animal Shelter.

A thank you letter was received from Congressman Paul Tonko thanking the Town Clerk and the Town Board for their efforts in making a successful Town Hall open meeting on April 13th.

The Supervisor received a request from Bill Herkenham for traffic control for the 5k race on June 1st. Mr. Herkenham will be distributing flyers to residents affected by the road closure on Maple Avenue.

Torben Aabo also asked for road closures for the Founder's Day parade and events on June 2nd.

Supervisor Grattidge said he was informed by the Tour de Cure, that a bicycling group will be riding through Charlton in the early morning of June 2nd.

DEPARTMENT & COMMITTEE REPORTS

Maintenance – Supervisor Grattidge said that Mr. Sturek has been busy repairing light fixtures, replacing bulbs, cleaning window wells and keeping things in the Town Hall in good repair.

Dog Control – Councilman Verola said there were 15 dog complaints in April, and 5 court appearance tickets issued.

Planning Board - Councilman Verola reported that the Board met and held a Public Hearing on April 15th where they deliberated on 2 subdivision applications and 1 lot line change application. Advice was given on 2 pre-application conferences.

Police – Councilman Lippiello said that in April there were 23 patrols, 21 complaints, 6 911 calls, 2 EIDs and 38 tickets issued.

Parks – Councilman Lippiello said that there is a vacancy on the Parks Committee. If anyone is interested in volunteering, they can contact him.

Water – Councilman Lippiello said that there is a problem with the check valve on the booster pump. Mr. Morgan is looking into a stainless steel check valve. Cummings has not given a final decision as to what action if any they will take on the generator.

Library – Councilman Lippiello said that the 2012 Annual Report is available at the Town Clerk's Office. In 2012, 150,000 items were lent to the public from the library. The Town of Ballston Library borrowed 12,500 items from other libraries and lent 15,000 to other libraries. The library won an award last year for their program where they are delivering books with Meals on Wheels.

Councilman Lippiello said that the Assessors requested at the last meeting that the Board make a decision as to whether or not the Town wants to include Veteran's disability pay as part of their income when applying for income exemptions. Councilman Lippiello said that he thinks it would be nice not to include the income. Councilman Verola agreed that it would be nice to offer this to our veterans.

RESOLUTION #88

Authorize Assessors to exclude Veteran's Disability Income from total income for tax exemption purposes.

Motion by Councilman Lippiello
Seconded by Councilman Verola

BE IT RESOLVED that the Town Board hereby authorizes the Town of Charlton Assessor's Department to exclude Veteran Disability income from a veteran's total income when calculating income for property tax exemption.

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

Councilman Lippiello said in the past, the bookkeeper was the water clerk, and therefore to create a check and balance, the Town Clerk was asked to receipt water payment checks. Now that the Town has a separate Water Clerk, and the Account Clerk is doing the deposit of the payments, he does not see a need for the Town Clerk to receipt the water payments. Councilman Verola agreed that the Town Clerk does not need to handle the checks.

RESOLUTION #89

Authorize Water Clerk to receipt water payments and forward to Account Clerk

Motion by Councilman Lippiello
Seconded by Councilman Verola

BE IT RESOLVED that the Town Board hereby authorizes the Water Clerk to receipt the water payment checks and forward the checks to the Account Clerk for deposit.

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

Historian – Mr. Livingston said that he got the map overlay program from Skidmore college and it is not as helpful as he had hoped it would be. He is in the process of building a database from the old census reports. He said that in the 1800's, people in Charlton lived longer than what most people think.

Veterans Board – Charles Latham said that this year 4 names are being added to the board, and the names will be announced at the Memorial Day Ceremony. The Boy Scouts will be doing the flag ceremony at the event.

ECC – Marv Shorr said that he thinks that the smaller than expected turn out for the annual roadside cleanup and the tree distribution was because this year, there were many other events happening at the same time.

Seniors – Torben Aabo thanked the Board for their authorization, as the Senior's television is being wall mounted on May 14th.

Historical Society – Torben Aabo said that the Civil Air Patrol is going to be the honor guard for this year's Founder's Day parade. He also stated that they have numerous vendors for their Farmer's Market on June 2nd from 11 a.m. to 4:00 p.m.

MOTIONS, RESOLUTIONS, PROCLAMATIONS AND AUTHORIZATIONS

RESOLUTION #90

Resolution authorizing expenditure of Town funds to celebrate Founder's Day weekend in the Town of Charlton.

Motion by Councilman Lippiello
Seconded by Councilman Verola

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

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

RESOLUTION NO. 90

May 13, 2013

A RESOLUTION AUTHORIZING EXPENDITURE
OF TOWN FUNDS TO CELEBRATE
FOUNDERS DAY WEEKEND IN THE TOWN OF CHARLTON

WHEREAS, the Town of Charlton annually conducts a Founders Day Weekend and which includes an event called “Party in the Park”, to be held this year on June 1, 2013, and

WHEREAS, as part of the event, there are various entertainers and services necessary to effect the events that comprise Party in the Park, and

WHEREAS, the Town Board desires to authorize the following expenditures for this event:

1. “Sparkles” the Clown and Magic Dan - \$350.00
2. Charlton Septic Services - \$600.00
3. Empire Fireworks - \$5,250.00
4. David LaFountain’s Boot Hill Band - \$595.00
5. Switchpoint (music) - \$200.00
6. Rock Solid Fun (climbing wall) - \$400.00

Total expenditures = \$7,395.00, and

NOW BE IT RESOLVED, that the Town Board hereby authorizes the expenditure of Town funds for the six specified expenses set forth in this resolution, and

BE IT FURTHER RESOLVED, that the Supervisor or his designee is hereby authorized to retain and effect the payments of the six component activities approved by this resolution.

Moved by Councilman Lippiello

Voting: Councilman Gardner Aye

Councilman Lippiello Aye

Seconded by Councilman Verola

Councilman Salisbury Absent

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: May 13, 2013

Brenda Mills, Town Clerk

RESOLUTION #91

Founder's Day Resolution honoring Kay Olan as an icon for Cultures Working Together.

Motion by Councilman Verola

Seconded by Councilman Gardner

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

TOWN OF CHARLTON

Founder's Day Resolution #91 to Honor

KAY OLAN AS AN ICON FOR CULTURES WORKING TOGETHER

June 2, 2013

WHEREAS, the Charlton Historical Society originated Founders Day to commemorate the rich history and heritage of the community of Charlton, and

WHEREAS, during the prehistoric glacial era, near the Southern foothills of the mountains now called the Adirondacks, springs erupted from the underground streams formed within the earth and the waters absorbed minerals until natural gases sent waters to the earth's surface, and

WHEREAS, between 1560 –1580, Native American Mohawk tribe members established villages having an easterly boundary on a North/South line midway through the current town of Glenville, Schenectady County and Charlton, Saratoga County, and

WHEREAS, when the first European arrived, five Iroquois nations ranged across what is now upstate New York, and

WHEREAS, the MacDonald brothers were the first European settlers to arrive and befriended the Mohawk peoples in what is now the City of Schenectady, Schenectady County, New York, and

WHEREAS, the Mohawks guided these settlers from Alplaus Creek over the Mohawk portage trail to a cabin near the waters now known as Ballston Lake, and

WHEREAS, with the help of these Native Americans, the MacDonald brothers hauled supplies over the Indian trails and were able to construct two log cabins near the shores of Ballston Lake, and

WHEREAS, the Native Americans also formed transportation trails throughout the region we now know as the Towns of Charlton and Ballston, Saratoga County and which trails were later shared with European settlers, and

WHEREAS, in pre-Colonial times, the area now known as Schenectady was "The Door" to the Mohawk tribes which lived there and became the gatekeepers for the Iroquois Confederacy, and

WHEREAS, the area now known as Saratoga County was the original hunting grounds of the Iroquois tribes due to abundant water and game, and

WHEREAS, this area which included the Town of Charlton became the summer location for the Mohawks, who became friendly with both Dutch and British settlers, including the development of a thriving beaver trade in which Schenectady served as the base location for trappers in the Mohawk River Valley, and

WHEREAS, the Kayaderosseras patent was issued in 1708 but took 60 years to settle disputes with the Mohawk tribes over the patent boundaries, and

WHEREAS, in 1878, Nathan Bartlett Sylvester, in his book, **THE HISTORY OF SARATOGA COUNTY, NEW YORK**, described the Kirby homestead on Maple Avenue "as being one of the oldest and most noted places in the Town of Charlton. An Indian family lived on the Kirby place when it was first settled and continued to live afterwards till they all died and were buried near the mansion.", and

WHEREAS, history records that the Mohawk and Charlton settlers worked together in comparative peace and mutual respect, and

WHEREAS, on Sunday, June 2, 2013, the residents of Charlton will celebrate the 45th annual Founders Day with a parade, which will include recognizing and honoring Kay Olan (Mohawk Nation, Wolf Clan) as a Mohawk educator and storyteller and our Grand Parade Marshall, and

WHEREAS, Kay Olan has worked as a consultant for the Iroquois Indian Museum and is a member of the Native Advisory Board for the Fenimore Art Museum. Kay Olan is a member of the Board of Directors of the Ndashina Education Center in Greenfield Center, Saratoga County, New York and in 2009, the Indigenous Women’s Initiatives presented her with a “Jigonsaseh Women of Peace” award, and

WHEREAS, in 2010, she recorded a CD entitled “Mohawk Stories” which includes six traditional Iroquois stories, and

WHEREAS, Kay Olan is currently living in upstate New York where she continues to share the culture and stories of the Haudenosaunee.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Charlton hereby

designates June 2, 2013, as

“KAY OLAN AS AN ICON FOR CULTURES WORKING TOGETHER DAY”

In grateful appreciation of the Town’s intercultural history.

So moved and approved by the Town Board on May 13, 2013.

Moved by	Councilman Verola	Voting:	Councilman Gardner	Aye
			Councilman Lippiello	Aye
Seconded by	Councilman Gardner		Councilman Salisbury	Absent
			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: May 13, 2013

Brenda Mills, Town Clerk

RESOLUTION #92

Resolution approving the annual accounting by Town officers and employees.

Motion by Councilman Verola
Seconded by Councilman Lippiello

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

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

RESOLUTION NO. 92

May 13, 2013

A RESOLUTION APPROVING THE ANNUAL ACCOUNTING
BY TOWN OFFICERS AND EMPLOYEES

WHEREAS, pursuant to Section 123 of the New York State Town Law, each person who as a Town officer or employee received or disbursed any monies in the previous fiscal year, shall account with the Town Board for such monies and shall produce all supporting books, records, receipts, warrants, vouchers and cancelled checks or check images as authorized by Section 99-b of the General Municipal Law, and

WHEREAS, the Town Board of the Town of Charlton, as coordinated by Councilwoman Verola, has reviewed documentation and determined that the information provided regarding the financial records for the Town of Charlton for the year 2012 are in proper order.

NOW BE IT RESOLVED, that the Town Board of the Town of Charlton hereby does accept and approve the audit information for fiscal year 2012.

Moved by	Councilman Verola	Voting:	Councilman Gardner	Aye
			Councilman Lippiello	Aye
Seconded by	Councilman Lippiello		Councilman Salisbury	Absent
			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: May 13, 2013

Brenda Mills, Town Clerk

Supervisor Grattidge said that the Board received a quote from D. A. Kenyon Enterprises, Inc. to provide the Town Hall landscaping and mulching service. The quote for service between May 1st and November 8th is \$1,100.00.

RESOLUTION #93
Resolution authorizing the landscaping services from D. A. Kenyon Enterprises, Inc.

Motion by Councilman Lippiello
Seconded by Councilman Verola

BE IT RESOLVED, that the Town Board approves the landscaping and garden maintenance service and mulching for \$1,100 for services from May 1, 2013 to November 8, 2013 from D. A. Kenyon Enterprises, Inc.

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

COUNCILMAN REPORTS

Councilman Verola said that on May 9th, she and Councilmen Lippiello and Gardner met with a few concerned citizens about conservation easements. Resident Teddi Smith said that she is concerned because land owners

can lose control of their rights and they may not even realize it. They would like to try to find a way to educate people about this subject.

Councilman Verola said that she has been in contact with Don Shults about issues on Shadick Road. Mr. Shults addressed the Board. He said that Shadick Road is only ¼ mile long, and the speed limit is 55 mph. He said he is looking for information as to how to go about getting the speed limit reduced. He also said that he would like to have large trucks and construction vehicles prohibited from using Shadick Road. He does not feel that the road is wide enough and someone could get hurt. Supervisor Grattidge said that the speed limit is set by the State, but he will check into the application process to see what it entails.

Councilman Lippiello reminded that Party in the Park is getting closer.

PRIVILEGE OF THE FLOOR

George Eggleston, resident, asked if the Town has a safety program in place for Town employees. He said he witnessed Highway Department employees riding down the road in the bucket of a payloader, and he feels that someone could get seriously hurt.

Suzanne Voigt, resident, invited everyone to an independent panel discussion at the Harmony Hall on May 16th. She said that regarding the solar array issue, she feels that beauty is in the eye of the beholder. She said it is not governments job to dictate what is beautiful. She does not feel that government has the right to tell property owners where on their property panels can go. She thinks that government needs to be proactive regarding solar use, not restrictive.

Torben Aabo, resident, asked what the status was of the new Communications Committee. He also asked if regarding Shadick Road, it would be possible to put a sign that states either Local Deliveries Only, or One Way.

Mark Chotkowski, resident and member of ZBA, said that he feels that the Town Board needs to consider the different levels of zoning regarding solar arrays. He said that in the residential areas, it would be quite different than rural properties with more acreage. He said that they also need to consider special rules regarding the historic district. He pointed out that people mentioned that accessory buildings don't have such restrictions, but he also pointed out that the Town does not allow sheds in front yards either. Mr. Chotkowski thinks that the Board really needs to take their time and consider all aspects when producing the new local law.

Jay Wilkinson, resident and member of the Planning Board, said that he feels that the Board needs to look at the pole mounted solar arrays based on their district. He feels that a Board should give input on the decision, rather than leaving the final decision up to the Zoning Administrator. He suggested a site plan review be required.

Teddi Smith, resident, thanked the Town Board for allowing the May 9th meeting and for letting their opinions be heard.

Mark Chotkowski, resident, said that he has been in the energy management field for over 20 years, and that there are going to be some properties that will not be eligible or able to have solar energy.

Supervisor Grattidge said that the Board is not against solar power. The Board just wants to move cautiously and take all things into consideration before making any decisions.

RESOLUTION #94

Adjourn Meeting

Motion by Councilman Verola

Seconded by Councilman Gardner

BE IT RESOLVED that the Town Board meeting be adjourned at 8:45 pm.

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

Respectfully submitted,

Brenda Mills
Town Clerk