

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

February 11, 2019

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, Councilwoman Heritage, Councilman Ranaletto, Councilman Robbins, Supervisor Grattidge, Town Clerk Brenda Mills, Attorney Craig.

APPROVAL OF MINUTES

RESOLUTION #58

Approval of Minutes

Motion by Councilman Ranaletto
Seconded by Councilman Grasso

BE IT RESOLVED that the Town Board has approved the minutes of the Town Board Agenda Meeting Minutes on January 28, 2019.

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

PRIVILEGE OF THE FLOOR FOR AGENDA ITEMS

No one chose to speak.

ABSTRACT OF CLAIMS

RESOLUTION #59

Approval of Abstract of Claims

Motion by Councilwoman Heritage
Seconded by Councilman Robbins

BE IT RESOLVED that the Town Board audited **Abstract #103**, voucher numbers 70 - 97 in the amount of \$19,362.69, and **Abstract #005**, voucher numbers 5001 - 5003 in the amount of \$78,500.00, and **Abstract #006**, voucher numbers 6001-6002 in the amount of \$10,046.37.

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

TOWN CLERK'S REPORT

The Town Clerk's office took in \$821.50 for the month of January. \$645.82 was paid to the Supervisor, and \$175.68 was paid to other Governmental agencies.

RESOLUTION #60

Acceptance of the Town Clerk's Report

Motion by Councilman Grasso

Seconded by Councilman Ranaletto

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 January, I attended 6 Town meetings and 7 County meetings. Some of the highlights of the month:

- Attended normal Town and County meetings
- Attended the County Swearing in Ceremony for the new Chairman
- Attended the Kick Off Meeting with DOT on the BridgeNY Program
- Attended the NYSAC 2019 Legislative Conference in Albany

Ag & Markets sent the annual report of the Dog Officer Inspection and the result was listed as satisfactory. The inspection of the Saratoga County Animal Shelter was also listed as satisfactory.

NYS DOT will be meeting with the Town on February 12th to start putting together the logistics of the bridge project on Peaceable Street.

Supervisor Grattidge confirmed that the Board received the financial reports and Key Bank custodial statement.

(see financial report on next page)

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, 2019:

DATED: February 5, 2019

SUPERVISOR

| | Balance 12/31/2018 | Increases | Decreases | Balance 01/31/2019 |
|----------------------------------|-----------------------|---------------------|---------------------|-----------------------|
| A GENERAL FUND - TOWNWIDE | | | | |
| CASH - CHECKING | 15,685.96 | 93,635.40 | 81,643.03 | 27,678.33 |
| CASH - SAVING | 385,091.94 | 51,532.21 | 93,633.17 | 342,990.98 |
| PETTY CASH | 600.00 | 0.00 | 0.00 | 600.00 |
| Park Fees Reserve | 41,514.84 | 3.35 | 0.00 | 41,518.19 |
| TOTAL | 442,892.74 | 145,170.96 | 175,276.20 | 412,787.50 |
| DA HIGHWAY FUND | | | | |
| CASH - CHECKING | 197.25 | 98,292.51 | 81,063.98 | 17,425.78 |
| CASH - SAVINGS | 118,956.51 | 71,956.52 | 98,292.51 | 92,620.52 |
| CASH, SPECIAL RESERVE | 15,496.51 | 0.00 | 0.00 | 15,496.51 |
| TOTAL | 134,650.27 | 170,249.03 | 179,356.49 | 125,542.81 |
| F WATER #1 FUND | | | | |
| CASH - CHECKING | 33.54 | 76,799.76 | 74,907.19 | 1,926.11 |
| CASH - SAVINGS | 381,198.32 | 149,490.19 | 76,799.76 | 453,888.75 |
| WATER SERIAL BOND | 34,374.12 | 2.92 | 0.00 | 34,377.04 |
| CASH, SPECIAL RESERVES | 121,428.87 | 5.16 | 0.00 | 121,434.03 |
| TOTAL | 537,034.85 | 226,298.03 | 151,706.95 | 611,625.93 |
| SW WATER #2 FUND | | | | |
| CASH - CHECKING | 0.00 | 179.61 | 119.74 | 59.87 |
| CASH - SAVINGS | 26,575.09 | 2,103.34 | 179.61 | 28,498.82 |
| TOTAL | 26,575.09 | 2,282.95 | 299.35 | 28,558.69 |
| TA TRUST & AGENCY | | | | |
| CASH - CHECKING | 10,558.71 | 572,469.36 | 572,489.36 | 10,538.71 |
| TOTAL | 10,558.71 | 572,469.36 | 572,489.36 | 10,538.71 |
| H CAPITAL PROJECTS | | | | |
| | 0.00 | 0.00 | 0.00 | 0.00 |
| TOTAL | 0.00 | 0.00 | 0.00 | 0.00 |
| TOTAL ALL FUNDS | 1,151,711.66 | 1,116,470.33 | 1,079,128.35 | 1,189,053.64 |

ANNOUNCEMENTS

The Town offices will be closed February 18th for Presidents Day.

A Public Hearing will be scheduled for February 25th at 7:15 pm regarding creation of a Local Law for written prior notice of defect of Town property.

COMMUNICATIONS

The Board received a letter of complaint from a resident on Vines Road about the number of cars parked in the road for the AIM Services house at 9 Vines Road. Supervisor Grattidge said that he also received a complaint by telephone from a resident on Crawford Drive, saying the cars parked in the road made the road difficult to travel on during a recent snowstorm. Councilman Grasso said that he called Christopher Lyons, Executive Director for AIM Services and notified him of the complaint. The Councilman said that he went back to the minutes of the original presentation by AIM Services to the Town, and he brought up some of the statements that were made at the time regarding the number of cars that were expected to be on site at any point in time. That is being significantly exceeded. Councilman Grasso brought those facts to Mr. Lyon's attention and he said that he would address the situation immediately and get back to the Councilman. He has not gotten back to him yet. The Councilman will follow up in a few days if he does not hear back. Supervisor Grattidge said that the Charlton Police has stopped there a few times and asked them to get the cars off the road for plowing.

DEPARTMENT, COMMITTEE & COUNCILMAN REPORTS

Councilman Robbins said that he has heard comments from residents saying that the Highway Department has done an excellent job with the roads during the recent snow and ice storms. He has also gotten complaints about potholes, especially on Lake Hill/Stage Road. He wanted to remind residents that Saratoga County is responsible for County Roads and that the County needs to be contacted for those potholes.

Highway – Superintendent Heritage gave the report for the month of January:

1. Picked up down limbs from winds on January 1st
2. Finished picking up Christmas trees
3. Continue cutting brush on Rocky Ridge
4. Truck # 12 installed a new radiator
5. Took core samples of Jenkins road
6. Plowing roads
7. Sand/salting roads
8. Monthly safety meetings
9. Cleaning off trucks
10. I attended MS4 meeting
11. Painted truck # 12 dump box
12. Went to look over the new truck
13. Mixing up a pile of sand and salt
14. Greasing of the trucks and loader
15. We have started our defensive driving program
16. Had trucks 1& 26 inspected
17. (2) 811 dig locations

Supervisor Grattidge said that the Highway Superintendent has asked for authorization tonight for 2 items; a 2006 bucket truck and a 2003 Ford F-350. The authorization will be done later in the meeting.

Historian - Marv Livingston read excerpts from a 1992 reunion at Harmony School. Mr. Livingston said that recently there was an article in the newspaper telling that the Ambulance Corp. in Fulton had to shut-down due to lack of funding. He thanked the Town Board for having the foresight to allow the creation of an Ambulance District in Charlton.

Councilman Robbins said that he attended the annual County Planning Conference recently and he felt it was very well done. He found the presentation done on Farmland Protection very interesting and well done.

Town of Ballston Library - Colleen Smith gave the following report:

The Friends of the Library are looking for volunteers to help with the upcoming Library Mini-Golf event on Friday and Saturday, February 22 and 23. Volunteers are needed to welcome golfers, collect money, distribute score cards and golf clubs, oversee the course, sell refreshments, and take down the course on Saturday afternoon. They also need volunteers to help set up the course on Thursday, February 21 and donate baked (including store bought) goods for the bake sale. To volunteer for a two to three hour shift, or donate baked goods, register on the library's calendar, call the library at (518) 399-8174 (ext. 2) or sign up in person at the Circulation Desk. The library will be closing its indoor book drop effective February 19th. All materials can be dropped in the outdoor book drop located at the rear of the library building. Registration is now open for spring programs. Sign up online, or by calling or visiting the library. There will be a mobile planetarium on February 16th.

Zoning – For the month of January, there was 3 Building Permits issued, 2 permits closed, 3 searches completed, \$394.90 in fees collected, 8 CC/CO's were issued, permit value was \$1,293,125.00. For 2018, there were: 99 permits issued (which included 32 for permanent structures, 14 for septic and 11 for solar), \$20,400 in fees were collected and the permit value was \$6,396,116.00.

Dog Control – In January, there were 3 calls received, 7 expired licenses followed up on, and 5 Court appearance tickets issued.

Constables – In January, there were 36 patrols, 21 complaints received, 17 911 calls, 10 accidents & 2 EMT/Fire calls responded to. 3,517 miles were traveled, and 66 tickets were issued (37 issued on Route 67).

Councilwoman Heritage said that she and Councilman Ranaletto did the annual audit of the Town Clerk's financial records and they feel that the Town Clerk is doing an excellent job.

Party in the Park – There will be a planning meeting at the Town Hall on February 26th at 7pm and anyone interested in participating or volunteering is welcome.

Planning Board – Councilman Grasso said that the Planning Board has no cases to hear this month, so there is no February meeting planned. He attended annual training conference held by the County Planning Department. He attended a course on Traffic Mitigation Strategies and one regarding SEQR. They also had a course on Maintaining Civility at Board Meetings. 580 people attended the conference and he highly recommends it.

In 2018, the Planning Board worked on Subdivision Application Review Guide which is given to applicants to guide them through the subdivision process and what is expected. The Planning Board submitted the recommended edits to Councilman Grasso and he is reviewing them and will work with the Town Attorney to get them ready for decision by the Planning Board and get them rolled out in the next few months.

Councilman Grasso said that he and Councilman Robbins completed the Town Board audits of the Bookkeeper, Building & Zoning and the Water Department. All of the accounts were in good order and with good record keeping. He expressed appreciation to the staff in those departments that help keep the records straight.

Saratoga Plan has notified that Town that there are 2 property owners in Town that are applying for a grant that would cover the cost of appraisal of development rights, which would be the first step in helping those landowners to preserve the farmland through the conservation easement process. There have been 3 farmers in the past few years that have completed conservation of their farmland.

Cell Advisory Committee - Councilman Grasso said that he has received 12 responses to the notice looking for volunteers for the Cell Service Advisory Committee. 11 are Town residents, and 1 is not. We are looking to keep it just Town residents and are accepting applicants until February 15th. The Councilman will be calling each individual to discuss their level of interest and then make recommendations to the Town Board. The Board has previously talked about having 3 to 7 residents on the Committee. They have not decided how they will handle the large number of responses yet. One thing that a couple of residents previously mentioned was the rural broadband issue. The Councilman had thought that this was an issue that should be handled totally separately as it has its own issues and will require quite a bit of work. With so many respondents there may

be enough to handle both issues, cell phone and broadband. Or possibly break the group into 2 groups to handle the issues separately. He asked the Board to let him know in the next week if they have feedback on that idea.

Supervisor Grattidge confirmed that the old police car has been sold.

Supervisor Grattidge said that the Board is working with the HR Consultant to make updates to the Employee Handbook, which was last done in 2006.

Supervisor Grattidge and Councilman Robbins have begun putting together the criteria for the Ambulance Advisory Committee. They are still waiting for financial reports from one of the Ambulance companies.

MOTIONS, RESOLUTIONS, AND AUTHORIZATIONS

RESOLUTION #61

RESOLUTION CALLING ON GOVERNOR CUOMO AND THE STATE LEGISLATURE TO CONTINUE AID AND INCENTIVES TO MUNICIPALITIES (AIM) PAYMENTS IN THE 2019-20 FISCAL YEAR STATE BUDGET

Motion by Councilman Ranaletto

Seconded by Councilman Robbins

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

| |
|---|
| <p>Town Of Charlton RESOLUTION NO. 61 February 11, 2019</p> <p>RESOLUTION CALLING ON GOVERNOR CUOMO AND THE STATE LEGISLATURE TO CONTINUE AID AND INCENTIVES TO MUNICIPALITIES (AIM) PAYMENTS IN THE 2019-20 FISCAL YEAR STATE BUDGET</p> |
|---|

MOVED BY: Councilman Ranaletto

SECOND BY: Councilman Robbins

WHEREAS, Governor Andrew Cuomo released his Fiscal Year 2019-20 Executive Budget on January 15th; and

WHEREAS, the fiscal year 2019-20 Executive Budget is a proposed \$176 Billion spending plan; and

WHEREAS, the Executive Budget contains language to make permanent the cap on real property tax levy increases of two percent due to sunset in the year 2020; and

WHEREAS, New York State towns, villages and cities scheduled to receive Aid and Incentives to Municipalities (AIM) payments that are less than two percent of their local fiscal year expenditures, as reported to the State Comptroller, will be removed from the program resulting in the complete elimination of unrestricted state aid through AIM for most towns and villages; and

WHEREAS, such an elimination of AIM would hurt local governments and property taxpayers across the State, threatening core services, making compliance with the tax cap more difficult, and leaving upstate New York in a worsened fiscal position, leading to property tax increases or service reductions across towns and villages throughout the State; and

WHEREAS, if the Executive proposal is enacted, more than \$60 million in funding to towns, villages and cities in New York will be eliminated; and

WHEREAS, more than 1300 villages, towns and cities will be impacted, including the Town of Charlton, yet the Governor’s proposal keeps most AIM to cities intact, essentially shifting a greater fiscal burden onto the town and village taxpayers; and

WHEREAS, the Town of Charlton would stand to lose \$32,695.00 in state AIM payments; and

WHEREAS, the proposed AIM payment cut to Charlton could result in a significant tax increase; and

WHEREAS, aid to localities for local roads and bridges under the state’s Consolidated Local Street & Highway Improvement Program (CHIP) was maintained at 2018-19 levels in the Executive Budget;

NOW, THEREFORE, BE IT RESOLVED, that the Charlton Town Board respectfully calls on Governor Cuomo to rescind his proposal to eliminate AIM funding, restore AIM payments to the 1300 villages, towns and cities negatively impacted in his 30-Day Amendments to the Executive Budget, and requests state legislative leaders negotiate to make AIM payments permanent to the state’s local governments with added upward adjustments to account for inflation on a yearly basis; and therefore, be it further

RESOLVED, that the Town Clerk is hereby directed to send certified copies of this Resolution to Governor Andrew Cuomo, New York State Senator James N. Tedisco, New York State Assemblyperson Mary Beth Walsh and New York State Division of the Budget Director, Robert Mujica.

Now, Therefore Be It Resolved by the Town Board of the Town of Charlton:

| | Ayes | Noes |
|--------------------------|------|------|
| Supervisor Grattidge | x | |
| Councilman Grasso | x | |
| Councilwoman Heritage | x | |
| Councilman Ranaletto | x | |
| Councilman Robbins | x | |
| Dated: February 11, 2019 | | |

I, Brenda Mills, Town Clerk of the Town of Charlton do hereby certify that this Resolution is a true and accurate copy of the original on file at the office of the Town Clerk of the Town of Charlton, 758 Charlton Road, Ballston Lake, New York, 12019

Brenda Mills, Town Clerk, Town of Charlton

RESOLUTION #62

A RESOLUTION TO ORDER POSTED ROADS IN THE TOWN OF CHARLTON WITH A FOUR TON GROSS WEIGHT LIMIT ON A TEMPORARY BASIS

Motion by Councilman Grasso

Seconded by Councilman Robbins

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

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

RESOLUTION NO. 62
February 11, 2019

A RESOLUTION TO ORDER POSTED ROADS IN THE TOWN OF CHARLTON WITH A FOUR TON GROSS WEIGHT LIMIT ON A TEMPORARY BASIS

WHEREAS, the Town Board has been advised by the Charlton Superintendent of Highways that he intends to post certain roads with a four ton limitation, effective immediately, and

WHEREAS, the Town Board desires to assist the Highway Superintendent in the enforcement of this posting limitation and as authorized by NYS Vehicle and Traffic Law §1660, subd. 11.

NOW BE IT RESOLVED, that the Town Board hereby affirms and authorizes, pursuant to §1660(11) of the New York State Vehicle and Traffic Law, and at the direction and order of the Superintendent of Highways of the Town of Charlton that all Town roads as posted will be temporarily limited to any and all vehicles having no more than a gross weight of four tons, and

BE IT FURTHER RESOLVED, that this restriction and limitation shall take effect as of the date of this resolution and such restriction shall become effective upon posting of such highways by the Superintendent of Highways or his designee, and

BE IT FURTHER RESOLVED, that such limitation shall continue in effect until such time as conditions permit the withdrawing of the order, and

BE IT FURTHER RESOLVED, that notice is hereby given that any person or persons violating this order shall be subject to enforcement as provided in §1800 of the New York State Vehicle and Traffic Law.

| | | | | |
|-------------|--------------------|---------|-----------------------|-----|
| Moved by | Councilman Grasso | Voting: | Councilman Grasso | Aye |
| | | | Councilwoman Heritage | Aye |
| Seconded by | Councilman Robbins | | Councilman Ranaletto | Aye |
| | | | Councilman Robbins | 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, 2019

Brenda Mills, Town Clerk

RESOLUTION #63
A RESOLUTION TO SET PUBLIC HEARING REGARDING THE ADOPTION OF A LOCAL LAW PROVIDING FOR PRIOR WRITTEN NOTICE OF THE EXISTENCE OF A DEFECTIVE OR HAZARDOUS CONDITION EXISTING ON TOWN OWNED AND/OR MAINTAINED PROPERTY IN CIVIL ACTIONS

Motion by Councilman Grasso
Seconded by Councilman Ranaletto

Roll Call: Councilman Grasso: Aye, Councilwoman Heritage: Absent, Councilman Ranaletto: Aye, Councilman Robbins: Aye, Supervisor Grattidge: Aye. **CARRIED.**

TOWN OF CHARLTON
COUNTY OF SARATOGA
STATE OF NEW YORK

RESOLUTION NO. 63

February 11, 2019

RESOLUTION TO SET PUBLIC HEARING REGARDING THE ADOPTION OF A LOCAL LAW PROVIDING FOR PRIOR WRITTEN NOTICE OF THE EXISTENCE OF A DEFECTIVE OR HAZARDOUS CONDITION EXISTING ON TOWN OWNED AND/OR MAINTAINED PROPERTY IN CIVIL ACTIONS

WHEREAS, the Town Board of the Town of Charlton proposes a local law providing for prior written notice of the existence of a defective or hazardous condition existing on Town owned and/or maintained property prior to the commencement of any civil action against the Town, all as set forth in the proposed local law annexed hereto.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Charlton will hold a public hearing pertaining to the proposed local law providing for written notice of the existence of a defective or hazardous condition existing on Town owned and/or maintained property, which hearing shall be held on the **25th** day of **February, 2019** at **7:15 p.m.** at the Town Hall of the Town of Charlton, 758 Charlton Road, Charlton, New York, at which time and place all persons desiring to be heard thereon will be heard, and it is further

RESOLVED, that the Town Clerk of the Town of Charlton be and she hereby is directed to publish notification of said public hearing as required by law.

A copy of said proposed new law is on file and available at the Town Clerk’s Office.

| | | | | |
|-------------|----------------------|---------|-----------------------|-----|
| Moved by | Councilman Grasso | Voting: | Councilman Grasso | Aye |
| | | | Councilwoman Heritage | Aye |
| Seconded by | Councilman Ranaletto | | Councilman Ranaletto | Aye |
| | | | Councilman Robbins | 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

February 11, 2019.

Brenda Mills, Town Clerk

RESOLUTION #64
AUTHORIZE THE HIGHWAY SUPERINTENDENT TO PURCHASE A 2006 4400 INTERNATIONAL BUCKET TRUCK

Motion by Councilman Robbins
Seconded by Councilman Grasso

BE IT RESOLVED that the Town Board hereby authorizes the Highway Superintendent to purchase a 2006 4400 International Bucket Truck from Upstate Auto Sales at a price of \$15,500.00. Vehicle must pass New York State Inspection Prior to purchase.

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

RESOLUTION #65
AUTHORIZE THE HIGHWAY SUPERINTENDENT TO PURCHASE A 2003 FORD F-350 UTILITY TRUCK

Motion by Councilman Ranaletto
Seconded by Councilman Grasso

BE IT RESOLVED that the Town Board hereby authorizes the Highway Superintendent to purchase a 2003 Ford F-350 Utility Truck with a hydraulic lift gate and front winch, 40,000 miles, from Upstate Auto Sales at a price of \$9,500.00. Vehicle must pass New York State Inspection Prior to purchase.

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

PRIVILEGE OF THE FLOOR

Librarian Colleen Smith said that the cost of the mini golf at the Town of Ballston Library is \$5 for 18 holes and \$3 for 9 holes.

Torben Aabo gave the Town Board and the Town Clerk a petition that contained 368 signatures that are in support of the Town of Charlton's continuing efforts to improve cell services in Charlton. Councilman Grasso thanked Mr. Aabo for his efforts.

Karen English, resident, said that she would like to serve on the Cell Advisory Committee. She also said that she is the Treasurer for the Galway Food Pantry and thanked the Board for their continual support. The Food Pantry is open Thursdays from 10am to 7pm for any income eligible residents from Charlton.

Mike Cady, resident, said that he works for NiMo, and he is upset that Spectrum is not running more wire. He asked about the cell application history.

Torben Aabo said that there are several property owners that are willing to have cell towers put on their property.

RESOLUTION #66

Motion to adjourn the meeting

Motion by Councilwoman Heritage

Seconded by Councilman Grasso

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

The meeting adjourned at 8:31 p.m.

Respectfully submitted,

Brenda Mills
Town Clerk