

At the Town Board meeting of the Waterford Town Board held on September 4, 2018 at Waterford Town Hall, 65 Broad Street, Waterford, NY at 7:20 P.M. the following transpired:

There were present:

Councilman Ball

Councilman Marble

Councilman McClement

Supervisor Lawler

Those absent:

Councilman Boudreau

### **Communications and Petitions**

There were none.

### **Action on Minutes of Previous Meetings as Follows**

Minutes of the Town Board meetings of August 7, 2018 and Agenda Meeting of August 28, 2018 were presented to the Board. A motion was made by Councilman Ball seconded by Councilman Marble to accept the minutes as presented. All in favor.

At this time the Supervisor suspended the usual agenda in order to swear in a new member of the police department and recognize and honor Bill Powers, a long time resident, who passed away this past May.

Councilman Dave Ball stated that Kyle Brisson completed the first part of Zone 14 as a self pay student and he did outstanding. He needs the Waterford Police Department in order to complete the program. His family are long standing members of the community are we are happy to welcome him to the department.

### **RESOLUTION# 98**

RESOLVED, that Kyle Brisson be and he hereby hired as a full time Police Officer at a salary according to the current union contract to be paid in weekly installments by the Supervisor without the necessity of pre-audit by the Town Board.

Offered by Councilman Ball

Seconded by Councilman Marble

Councilman Ball yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

Kyle Brisson was sworn in as Police Officer by Supervisor Lawler.

Supervisor Lawler went on to speak of Bill Powers and his contributions to the Waterford community. Bill was Village Treasurer and Clerk for 32 years. He had a history of Waterford politics; he helped the Supervisor get involved in politics. Bill was always there to give encouragement and support over the years. He was very involved in volunteer work for Waterford. The Supervisor thanked the Powers family for allowing himself and the Town Board the opportunity to pay their respects and honor Bill. The Supervisor was grateful to Bill's son for reaching out to him. He was happy to have called Bill a friend.

## **RESOLUTION# 99**

**WHEREAS**, Bill Powers was a graduate of LaSalle Institute, where he played basketball and baseball, and attended Siena College; and

**WHEREAS**, Bill Powers was a valuable member of the Waterford Community, serving as a volunteer Little League coach and founder of the St. Mary's girls basketball program, and

**WHEREAS**, Bill Powers was a veteran of the U.S. Army, serving in the Korean War, being honorably discharged with the rank of corporal in 1954; and

**WHEREAS**, Bill Powers served with distinction as the Clerk and Treasurer of the Village of Waterford for 32 years from 1958 – 1990, and

**WHEREAS**, Bill Powers was employed by the American Tobacco Company for 36 years, retiring as district sales manager and key account manager; and

**WHEREAS**, The Town of Waterford desires to recognize Bill Powers for his decades of volunteer and government service that benefitted the entire Waterford community, now therefore be it

**RESOLVED**, that the Town Board of the Town of Waterford adopts this resolution to express its recognition of Bill Powers for his many years of diligent service to the entire Waterford community and the Town Board hereby proclaims that Saturday, September 15<sup>th</sup> be hereby proclaimed as “Bill Powers Day” to recognize and honor the memory of Bill Powers.

Offered by Supervisor Lawler  
Seconded by The Town Board  
Councilman Ball yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

The Supervisor presented the family with a plaque.

At 7:35 PM Supervisor Lawler said the Board would take a five minute adjournment to allow the family members in attendance to take photos and leave if they wished.

The regular meeting resumed at 7:45PM.

## **Committee Reports**

### **Financial Report and Submission of Bills and Petty Cash**

Supervisor Lawler read the financial report for the month of August 2018. The petty cash report totaled \$59.42. The audited abstracts totaled \$223,958.18 and the payments in advance of audit totaled \$81,160.22. A motion was made by Councilman Ball and seconded by Councilman Marble to accept the reports, pay the bills and reimburse the petty cash account. All in favor.

### **Committee on Seniors, Highways, Wastewater Treatment, Water Authority, and Cemetery.**

Councilman McClement read the Seniors report as submitted by Director Mike Mahoney.

On Tuesday, August 21<sup>st</sup>, the seniors held their annual Senior Clam Steam at Krause's Grove. The seniors had raw and steamed clams, burgers, hot dogs, salads and desserts. 43 seniors attended. They played games and had door prizes and 50/50 raffles. Regular monthly meetings will resume on Tuesday, September 18<sup>th</sup>. All members are welcome to attend. Plans for upcoming Fall and Winter events will be discussed at this meeting. A cookout will follow after the meeting, please call the center for more information.

Councilman McClement went on to read the Senior Van report as submitted by Neil Quantock. There were 114.50 hrs. worked, 1871 miles driven, with 83 people transported. The Councilman read the Highway report submitted by Highway Superintendent Harry Martel. The Highway crew used 1.5 tons of black top to patch pot holes on James Drive. They removed and replaced 60 feet of old culvert pipe under the road in Mallards Landing North. They also cut fallen trees in the Waterford Rural Cemetery and top soiled the shoulders of the new road in Mallards Landing South. The parks department did some repair work on the sod at the Middletown road ball fields and repaired the outfield fence at the softball field. Trash Drop off program starts back up on September 15, 2018 from 8-1 at the Town garage. If you are in need of a new garbage can or recycle can please contact the Town Clerk's office at (518) 235-8282.

Councilman McClement then read the Wastewater report for the month of August. 22,000 gallons of sludge was removed to Albany County and 58,000 gallons to Saratoga County. They answered 20 alarm calls and normal maintenance was performed. They checked all pump stations and cleaned floats as needed. They also continued maintenance of outside grounds, equipment and vehicles. They also removed, cleaned and inspected the UV disinfection system. Verizon repaired the phone line from the treatment plant to the Town Hall for the main alarm system and repaired the phone line from the Mallard's Landing North pump station to the plant. The reported was submitted by Craig Falcone, Operator.

The Water Commissioners reported 32,750,000 gallons of water was delivered. The staff completed 50 service calls and 28 dig safely locations. Staff installed new AMR water meters, completed weekly safety meetings, monthly water testing, and completed meter readings.

### **Committee on Public Safety, Emergency Services**

Councilman Ball read the August Police activity report; there were 10 arrests, 19 traffic tickets, 11 motor vehicle accidents and 311 calls for services. Councilman Ball read the Waterford Rescue Squad report for August; The average response time was 1.7 minutes and they had patient contact at an average rate of 7.2 minutes. The Waterford Rescue Squad with the assistance of the Waterford PD did have a successful pediatric respiratory arrest reversal during the month of August. This report was submitted by Ray Swart.

### **Committee on Veterans, Grants and Funding, Buildings, and Special Projects**

Councilman McClement read the Harbor report as submitted by Chris Callaghan. The Dragon Boat races were very successful. Thousands of dollars were raised for the fight against breast cancer the event was competitive and social success. The Waterford Fire Department brought home the gold. This weekend we will hold the 19<sup>th</sup> Waterford Tugboat Roundup. We will welcome the retired fireboat John J Harvey to be as tug of the year. Many local fire departments will launch their own boats to escort the Harvey up the Hudson during the Roundup parade on Friday afternoon. There will be food, music, vendors, activities for kids, boat rides, tug tours, and tug talks. Fireworks will start at 8:30 on the dot. The Harbor Center entertained 132 boats, 14 groups of campers, and 34 other groups of visitors by car or bike. Volunteers logged in 513 hours of helpful services. The Farmers Market continues through mid October 9-1.

Councilman McClement spoke about the progress at 60 Clifton Street. The Building Inspector and Planning Director have been working hard to keep the project moving forward. Councilman thanked Glenn on his diligence on this.

Councilman McClement then spoke about the Town's partnership with the Village and the VFW and they are in the process of forming a Veterans Advisory Board with the intent on looking at a few Veteran related projects in Waterford as well as attempt to connect Veterans to resources. A meeting will be held on Thursday, September 13<sup>th</sup> at 6PM located at the Town Hall. Any members of the VFW or Veterans in the community who would like to join please contact Councilman McClement at (518) 928-7636.

### **Committee on Youth, Playgrounds, Pool, Festivals, Liaison to Village, Museum, Library and WHCS**

Councilman Marble said that it seems like we just opened the pool and now we are closing it up. We will be in search of lifeguards for next year. It is never too early to start looking. We are also going to be looking for a lifeguard certified in teaching special needs children. Applications can be picked up anytime in the Supervisor's Office.

First day of School at Waterford Halfmoon is Thursday Sept 6. The soccer field has a new scoreboard thanks to the donations from the Waterford Football club, Sports booster, WHHS PTO and fundraising by the soccer team. The district took care of the installation and with a group of dedicated individuals the sign was in place in less than 2 weeks. It will definitely generate Fordian Pride at their soccer games.

#### **Library:**

The Library is partnered with Citizen bank for some upcoming Financial Literacy workshops this fall. The first one will be Sept 15<sup>th</sup> at 10:30 am with a repeat on Monday Sept 17<sup>th</sup> at 5:30 pm. Please check out the Facebook page or call the library for more information. Sunday hours resume this weekend. There will be another Genealogy look up day on Sunday Sept 23<sup>rd</sup> from 12:30-3:00 pm. Troy Irish Genealogy will be here to help interested people. Please call the Library to set up a time to come in. There are 30 minute slots available. 518-237-0891.

Oct 14<sup>th</sup> Coffee House concert, music by Sarah McQuaid. Showtime is 2 pm. More information to come next month, event is free.

The Board of trustees is currently recruiting new members. There are 2 seats that still need to be filled.

The next board meeting is Sept 19<sup>th</sup> at 6 pm at the library.

#### **Museum:**

Golf tournament and clam bake on Sept 17<sup>th</sup> at 2 pm at Van Schaick Country club in Cohoes, spots are still available. Tournament is followed by the clam bake at 5 pm. Anyone can attend the clam bake. Golf is \$75. Clambake tickets are \$35.

Treasures in the Closet program has not had any presenters sign up yet. Without presenters they will not be able to hold this program. If interested call the museum at 518-238-0809.

Some upcoming events in October:

Cemetery night at the Waterford Rural cemetery will be held on Oct 20<sup>th</sup> 6:30-9 pm. Historic tour of the cemetery. RSVP required \$5 per person. They will be working with the WHHS

The Ghost Hunt will be on Oct 20<sup>th</sup> as well following the tour at 9 pm. It will be led by the Albany Paranormal society. It will not last more than 2 hours. Limit of 20 people and the cost is \$20. Please mail payment to the museum.

Special thanks to Harry Martel and the highway dept for the installation of the doggie bucket on the museum grounds and some much needed lawn care around the guard rails. It is very much appreciated!

Bringing Canalway Trail Tourism to your community presented by Parks and Trails. On Monday, September 24<sup>th</sup>, 6PM a Evening Roundtable will be held at the Waterford Harbor Visitor Center. Refreshments at 5:30. Community Bike-A-Round will be held at Peebles Island State Park on Tuesday, September 25<sup>th</sup>, 9AM. Lunch will follow. This is a 10 mile ride.

## **General Orders**

### **RESOLUTION # 100**

RESOLVED, that the annual estimate of funds needed to be raised and levied for calendar year 2019 to pay principal and interest on obligations issued for capital expenses for sewer District No. 1 is determined to be \$127,478.00, and be it further

RESOLVED, that the amount of the estimate of funds needed for calendar year 2019 as above determined shall be assessed on the properties in the district benefitted by the sewer improvement in accord with the laws governing such assessments, and it is further

RESOLVED, that the assessment roll for Sewer District No. 1 for 2019 benefit assessments shall be comprised of an assessment for the year for each property based on

(a) a so-called benefit charge to consist of an ad-valorem assessment upon which each \$1000.00 of assessed value of each property at a rate of \$.0 per thousand, and

(b) a so-called basic benefit charge of \$25.00 which shall be levied against all property in the district having access to an operating sewer line and which basic benefit charge shall be computed as follows:

1. For residential property there shall be one charge for each family unit, and

2. For non-residential property there shall be one charge for each estimated flow equivalent to a single family dwelling unit. The ordinary measure of an estimated sewage flow equivalent of a single family dwelling unit shall be water consumption in the 12 months computation of 80,000 gallons or any portion thereof, provided however, that in its discretion the Town Board in computing assessments may use an alternate estimated flow equivalent of a single family dwelling, if, in its judgment,

(a) the users ration of a sewage contribution in water consumption is substantially different from that of a domestic household, or

(b) the user has not been a consumer of public water for the entire 12 month period preceding its assessment, it being understood any such alternative measure shall be calculated to equitably reflect the user's benefit in relation to the benefit to a single family unit.

Offered by Councilman Marble

Seconded by Councilman McClement

Councilman Ball yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

### **RESOLUTION# 101**

RESOLVED, that the proposed assessment roll for Sewer District No. 1 for the calendar year 2019 to pay principal and interest on obligations issued and capital improvements to cover financing of the district improvements in the amount of the estimate for funds needed for such

year, which has been reviewed at this meeting is considered complete and the same having been prepared by the Board shall be filed with the Town Clerk, and be it

RESOLVED, that the Board shall meet to consider objections to the assessment roll for Sewer District No. 1 filed with the Town Clerk this date at 6:55 P.M. on the 2nd day of October, 2018 at the Town Hall, and be it further

RESOLVED, that the Town Clerk is directed to cause notice of completion of said assessment roll and of the date of hearing, etc. to hear objections, etc., to be published in the Gazette Newspaper and in the Saratogian Newspaper, the latter being published in Saratoga County, in accord with the requirements of section 239 of the Town law and other applicable statutes, such notice shall be published at least 10 days and not more than twenty days before the date of hearing, and it is further

RESOLVED, that Notice to the Comptroller of the State of New York before with provided the comptroller and be provided at least three weeks prior to October 2, 2018, the date of hearing.

Offered by Councilman Ball

Seconded by Councilman Marble

Councilman Ball yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

#### **RESOLUTION# 102**

RESOLVED, that Rachael Holbrook be and she is hereby authorized to attend the NYSAA Seminar on Assessment Administration in Binghamton, NY from September 30, 2018 thru October 3, 2018 at an amount of \$262.33

Offered by Supervisor Lawler

Seconded by Councilman McClement

Councilman Ball yes

Councilman Marble

Councilman McClement yes

Supervisor Lawler yes

#### **RESOLUTION # 103**

RESOLVED, that WHHS be and they are hereby authorized to use the tennis courts at Garrett Field as all necessary paperwork has been provided to the Town Clerk.

Offered by Councilman Marble

Seconded by Councilman McClement

Councilman Ball yes

Councilman Marble yes

Councilman McClement yes

Supervisor Lawler yes

#### **RESOLUTION # 104**

RESOLVED, that a handicap parking sign be installed in front of 73 3<sup>rd</sup> Avenue as all the necessary paperwork has been submitted to the Town Clerk.

Offered by Councilman McClement

Seconded by Councilman Marble

Councilman Ball yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

**RESOLUTION# 105**

RESOLVED, that the Waterford Town Court be and they are hereby authorized to apply for a Unified Court System Justice Court Assistance Program grant for the 2018/2019 cycle in an amount up to \$30,000 to facilitate further courtroom enhancements.

Offered by Tabled  
Seconded by  
Councilman Ball  
Councilman Marble  
Councilman McClement  
Supervisor Lawler

Supervisor Lawler made a motion to table this resolution. The Town has a Capital Project involving Town Hall upgrades. He would like to make sure the planned work in the court room is complimentary to the work the Town has planned, and that these projects don't work against each other. He thanks the Judges for looking for funding opportunities, he is not critical of the work, he simply wants to make sure everyone is on the same page before we move forward. Councilman McClement is meeting with Judge Fusco to discuss their plans for courtroom upgrades.

Offered by Supervisor Lawler  
Seconded by Councilman Ball  
Councilman Ball yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

**RESOLUTION# 106**

WHEREAS, on July 28<sup>th</sup> and 29<sup>th</sup>, 2018 various law enforcement agencies, volunteer first responders and local citizens responded to the call to assist in a search for a missing Waterford teenager; and

WHEREAS, during the two day effort to locate the individual our community was provided with every available technical asset and personnel support essential to conduct a simultaneous search and missing person investigation;

NOW THEREFORE BE IT RESOLVED , that with sincere gratitude the Town of Waterford wishes to acknowledge the following for their assistance: Waterford Police Department, New York State Forest Rangers, Saratoga County Sheriff, New York State Park Police, New York State Police Aviation Unit, Village of Waterford Fire Department, F.B. Peck Hose Company, Waterford Rescue Squad, Halfmoon Waterford Fire Department, Saratoga County Office of Emergency Services, New York State Canals, NYS Office of Homeland Security FPFC, Waterford Town and Village Residents, Waterford Wesleyan Church.

Offered by Councilman Ball  
Seconded by Councilman Marble  
Councilman Ball yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

Councilman Ball stated that this resolution is regarding a local youth that lost his life to a drowning incident. The case was a missing person and eventually became a recovery. It required the expertise of many local agencies and all the agencies involved came together to make every effort to locate this young boy. He would like to mention a few individuals; Lt. John Sulnan of the NYS Forest Rangers who coordinated the agencies involved, Saratoga County Sheriff Mike Zurlo and Under Sheriff Rick Castle, Jeff O'Connor of the Waterford Fire Department and Sean Patrick, Jared and Cam Gardner of the Northside Fire Department; Sgt VanBramer, Sgt O'Connell, and Officers Dilbone and McGreevey of the Waterford Police Department, Bill Childs and our own John Fairclough of NYS Fire and Homeland Security and Pastor Paul Barna who helped coordinate the resident volunteers. Thank you to these individuals and to all those not named, for your efforts during those difficult two days.

Supervisor went on to say that the resolution did not mention Councilman Dave Ball. Dave was at the Visitors Center each day, all day; working closely with each agency to make sure they had what they needed. He kept everyone informed. He did an amazing job managing that process and we are lucky to have Dave representing this community and the Supervisor would like to publically thank Dave.

### **Other Business**

#### **RESOLUTION# 107**

Resolved, that the Town Board of The Town of Waterford Hereby accepts a grant in the amount of \$7,500.00 from New York State Division of Criminal Justice Services. This grant will be utilized to purchase a portable speed sign.

Offered by Councilman Ball  
Seconded by Councilman McClement  
Councilman Ball yes  
Councilman Marble yes  
Councilman McClement yes  
Supervisor Lawler yes

#### **RESOLUTION# 108**

RESOLVED, that The Town Board of The Town of Waterford Hereby accepts the quote received from MPH Industries in the amount of \$7,005.98 relative to the purchase of a Portable Speed Sign. The Purchase will be made under New York State Contract #PC66499 Award#22804 pricing.

Offered by Councilman Ball  
Seconded by Supervisor Lawler  
Councilman Ball yes  
Councilman Marble yes  
Councilman McClement yes

Supervisor Lawler yes

Marie Murray- 80 2<sup>nd</sup> Street- asked about the status of the hero banners for Waterford.

Councilman McClement stated that this is something that will be discussed with our new advisory group. The banners are a much more complex process that some think. A lot of planning goes into this. There is hardware involved, cost of the banners/what costs to pass on, the number of banners needed, permission from National Grid to use the poles, and how long they can be displayed. Many factors need to come together.

Ms. Murray asked who is on this committee. All other cities already have these banners. What is the time frame to get these banners up, why the holdup.

Councilman McClement said as he stated earlier, this is a new committee with its first meeting next Thursday and this is not the only project they will be focusing on. Attending will be himself, VFW representatives, the Mayor, Councilman Dave Ball and any other Veteran from Waterford who wishes to come. He is also the County Director for Saratoga County Veterans and most towns in Saratoga County have not done these banners yet. He was involved years ago with the planning process in Cohoes and has helped with research for the Troy project. He is very familiar with the process that will be undertaken.

Supervisor Lawler said the first meeting of the committee is next Thursday. Let them have the meeting and then we can see what will happen next. The goal is to make sure that the Veterans, who are an integral part of this project, are involved and in agreement going forward. This process needs to be transparent and it will be a community wide involvement. There will be a schedule laid out for all to see and comment on. There is no question that this project will move forward, we just need to all be in agreement on the process.

Carol Sheffer - Riverbend- asked about the status of the lawsuit against the Colonie landfill.

Supervisor Lawler said the Town of Waterford and the Town of Halfmoon tried to have the case heard in Saratoga County. The State of NY moved to change the location to Albany County. That was granted, so now we are waiting for a judge to be assigned the case in Albany County. Also, the Town of Waterford and the Town of Halfmoon each filed a motion for preliminary injunction to stop the construction that is going on right now. We are waiting to hear on both those items. The hearing was moved because the landfill is in Albany County.

Councilman McClement made a motion to close the meeting at 8:25PM, seconded by Councilman Ball. All voted in favor of the motion.

Respectfully submitted,

Mary Shannon Carrigan  
Town of Waterford