

TOWN OF WILTON

22 TRAVER ROAD

WILTON, NEW YORK

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Susan Baldwin, Town Clerk

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REGULAR TOWN BOARD MEETING-September 5, 2019

Supervisor Johnson called the Regular Town Board meeting to order at 7:05 p.m.

Pledge of Allegiance

Supervisor Johnson led the board and the audience in reciting the Pledge of Allegiance to the Flag.

Roll Call

Roll Call by the Town Clerk showed all board members present except Councilman McEachron, who was excused.

Arthur Johnson-Supervisor
Steve Streicher-Councilman
Duane Bogardus-Councilman
John Lant-Deputy Supervisor

Also present was Director of Planning and Engineering, Ryan K. Ripper, P. E., Comptroller Maria E. Moran, CPA, CGFM and Mark Schachner, Town Counsel.

Public Comment Session

Karen James of 647 Wilton Gansevoort Road said she wanted to remind everyone, the 2nd annual Taste of Wilton, Farm to Chef event will be held on Sunday, September 22, 2019 from noon to 4:00 p.m. at Gavin Park. It's going to be the first big event in the new pavilion with a lot of farms and restaurants participating. We hope everyone comes out and support the Wilton Food Pantry.

Eric Rosenberg of 16 Craw Lane asked if there will be an update of the courthouse renovations. He said the Taste of Wilton is a great event and the proceeds support the Wilton Food Pantry.

Nancy Dwyer of 12 New Kent Road said Friends of Moreau State Park has their big Nature Fest event on Saturday, September 14, 2019 from 10:00 a.m. to 3:00 p.m. She asked about the public hearing to be held next month on the Section 8 Choice Voucher Program. She asked about the roads and what is the master plan. There was a report done by Cornell in 2016.

Maria E. Moran, CPA, CGFM said James Mastrianni, Inc. is the administrator for our public housing. The Town of Wilton, nor does the town board, have any administrative duties or functions in relation to the

housing for people who will be filling the units in the Town of Wilton. That is assigned to Mastrianni, Inc. and they are in charge of obtaining the funding from HUD. The Town of Wilton is simply a pass through. While we are a pass through, we are going to have a representative from Mastrianni, Inc. at the public hearing to talk about the program and answer any questions. **Eric Rosenberg** said usually when there is a public hearing it's because the board is going to vote on something. It sounds like nobody has any say so what is the purpose of having a public hearing in this case. **Ms. Moran** said it is a federal requirement and Mastrianni Inc. is asking the town board to accept the document. It is a five year documents and every five years this is process the town has to go through in order to continue to have this program.

Supervisor Johnson said the Highway Superintendent submits a list of roads scheduled for paving at budget time. **Councilman Streicher** said the Cornell Road Study is a guide provided to the town. **Supervisor Johnson** said the town board controls the funding for road paving but not the actual roads to be paved. We have the Cornell Road Study but it is up to the Highway Superintendent to either follow it or modify it. **Kirklin Woodcock, Highway Superintendent** said the Town Engineer works with him and the Town Board is involved in some of the discussion. Ms. Dwyer is talking about a study done by Cornell and it is only a study, not a fixed document. We look at the study and prioritize what we feel needs to be paved. **Superintendent Woodcock** said he has never been approached by anyone in Kings Mills, which is where Ms. Dwyer lives, complaining of potholes or anything else that is a hazard to the public. We are paving subdivisions and three complete subdivisions will be done next year. There is a plan, a guide to go by but it is not written in stone. We analyze the plan and we pick and choose what is a priority. **Supervisor Johnson** said the deterioration of roads can change from year to year. There is a plan, there are roads expected to last ten to fifteen years, sometimes they last, sometimes they don't so you have to be able to modify as things happen.

Approve Pending Minutes

On a motion introduced by Councilman Streicher, the board adopted the following resolution:

RESOLUTION #247

NOW, THEREFORE, BE IT RESOLVED, to accept the minutes from August 1, 2019, as typed.

The adoption of the resolution was seconded by Deputy Supervisor Lant duly put to a vote, all in favor. The motion passed 4-0.

Community Development Block Grant

Supervisor Johnson said Saratoga County now has a population that qualifies it to be an urban county. It makes the county eligible for Community Development Block Grants, which would include opportunities for funding for affordable housing, retention of businesses, expansion of community services and neighborhood revitalization projects geared towards low to moderate income families.

Saratoga County would like to be an eligible county and needs the cooperation from all of the municipalities. This resolution states the Town of Wilton would like to be included and we would be eligible for some of these grants as well as the county.

On a motion introduced by Councilman Streicher, the board adopted the following resolution:

RESOLUTION #248

**AUTHORIZING THE TOWN OF WILTON TO JOIN
SARATOGA COUNTY AS PART OF AN ENTITLED
URBAN COUNTY UNDER THE COMMUNITY
DEVELOPMENT BLOCK PROGRAM,
AND AUTHORIZING THE SUPERVISOR TO
EXECUTE ALL REQUIRED COOPERATION
AGREEMENTS IN CONNECTION THEREWITH**

WHEREAS, the Housing and Community Development Act of 1974, as amended (24 U.S.C. 93-383 et seq.) created the Community Development Block Grant (“CDBG”) program by combining into a single grant program a number of previous federal grant programs administered by the United States Department of Housing and Urban Development (“HUD”), which programs included the Urban Renewal, Model Cities, Open Space, and Water and Sewer programs; and

WHEREAS, the CDBG entitlement program provides annual grants on a formula basis to cities and counties to develop viable urban communities through: the construction of affordable housing; the promotion of economic opportunity through the creation of jobs and the expansion and retention of businesses; the expansion of community services; and neighborhood revitalization projects, principally for low- and moderate- income persons; and

WHEREAS, HUD annually allocates CDBG program funding to “entitlement communities” comprised of central cities of Metropolitan Statistical Areas; metropolitan cities with populations of at least 50,000;

and qualified urban counties with a population of 200,000 or more (excluding the population of entitlement cities); and

WHEREAS, as Saratoga County's population is now estimated to exceed 230,000, the County could qualify as an urban county eligible for entitlement status and CDBG funding; and

WHEREAS, in order for the County to obtain entitlement community status, the County would need to enter into HUD approved cooperation agreements with local municipalities with a combined population of 200,000 in which each local municipality must agree to the County serving as an entitlement community on the municipality's behalf; and

WHEREAS, the Town of Wilton acknowledges that an entitled urban county's included units of general local government are ineligible to apply for grants from appropriations under the State CDBG Program for fiscal years during the period in which they are participating in the Entitlement CDBG program with the urban county; now, therefore, be it

RESOLVED, that the Town of Wilton Council hereby wishes to be included in Saratoga County's designation as an entitled urban county as cooperating unit of general local government; and, be it further

RESOLVED, that the Supervisor is hereby authorized to execute any and all cooperative agreements with Saratoga County and/or the US Department of Housing and Urban Development needed in order for the County to qualify as an urban county under HUD regulations governing eligibility to receive and administer CDBG program funding; and, be it further

RESOLVED, that the Clerk of the Town of Wilton shall forward a certified copy of this Resolution to the Saratoga County Board of

Supervisors as part of the County's application to the US Department of Housing and Urban Development for entitlement community status.

The adoption of the resolution was seconded by Deputy Supervisor Lant duly put to a vote, all in favor. The motion passed 4-0.

Acceptance of Open Space-Forest Grove Subdivision

Ryan K. Riper, P.E., Director of Planning and Engineering said the town board has already put forth a motion for the intent to accept the land when the project starts. The project is getting near completion and the board is being asked to do the final acceptance of the land. There are additional lands that were purchase by the developer, off Haran Lane, that would be included in the open space which was not included before. **Supervisor Johnson** asked if this was part of the trial system. **Mr. Riper** it would be part of the open space and the trails.

Joe Dannible of EDP Design appeared before the board representing Belmonte Builders. **Mr. Dannible** said the Forest Grove Subdivision was presented to the board approximately a year ago for the offering of a land dedication for everything in blue and green (indicating on map). Green open space is completely unrestricted land dedicated to the town to develop soccer fields, parks, pavilions or whatever amenities the town deems appropriate to fit in those areas. The blue area is the deed restricted open space which is to be dedicated to passive recreation us with the intent being the area stays as a wooded area with trails, maybe fitness trails and things of that nature. The town board was on board with that. As the project has moved forward, there was a small fourteen lot subdivision, known as Cahill's Forest, immediately adjacent, where some land was offered for dedication as part of the subdivision. The town recently accepted that land. Forest Grove received a new approval for the project because Cahill Forest was purchased and incorporated it into the existing road network, eliminating the 1200 to 1300 feet of road that was to be dedicated to the town, did not extend the roads and actually shortened the roads. There is the same amount of lots, less road and all of the land adjacent to the Northway, which is wooded, is now being offered as part of the open space dedication associated with the rest of the Forest Grove community. In total, we are requesting to dedicate approximately 360 acres of land, which will tie into the orange area (indicating), which is 40 acres of land owned by the Town of Wilton. We are looking at about 400 acres of parkland in this area. We are requesting the town to accept the intent so that when it comes time to donate this land as the project moves time into the final phases, the board will and has the desire to accept dedication of this property.

Mark Schachner, Town Counsel said the board passed a resolution expressing favorable intent without binding or committing the town board. **Councilman Bogardus** asked if the additional land, formerly Cahill's Forest, with the 14 lots scheduled to be built on by the previous developer would not be built on and the lots would be added to the original subdivision. **Mr. Dannible** said that is correct and the area will remain wooded but they are proposing a 10-12 lot parking lot to provide trailhead access to the 7+ miles of trails. Residents of the Town of Wilton can access from Haran Lane. There is also a trailhead access on Scout Road. **Councilman Bogardus** said with the new layout, we gain more trail system. **Mr. Riper** said the Wilton Emergency Squad already received the land dedicated by Tom Roohan.

On a motion introduced by Councilman Bogardus, the board adopted the following resolution:

RESOLUTION #249

NOW, THEREFORE, BE IT RESOLVED, to accept the land dedication from Belmonte Builders, as depicted on the Community Master Plan for Forest Grove Subdivision (attached), contingent upon review and approval from Town Counsel and the Town Engineer.

The adoption of the resolution was seconded by Deputy Supervisor Lant duly put to a vote, all in favor. The motion passed 4-0.

Board of Assessment Review Reappointment

On a motion introduced by Deputy Supervisor Lant, the board adopted the following resolution:

RESOLUTION #250

NOW, THEREFORE, BE IT RESOLVED, to reappoint Carol Green to the Board of Assessment Review for a five year term, 10/01/2019--/30/2024.

The adoption of the resolution was seconded by Deputy Supervisor Lant duly put to a vote, all in favor. The motion passed 4-0.

Committee Reports

Councilman Bogardus said the court renovation project doesn't look like it is making great progression but a lot of internal work has been done. By October 1 we should see great progress. We have a set completion date and we are working with the contractor to meet that. We have had changes in the windows to allow more light and security. Bathrooms are being constructed for prisoners and they require more work. There is a provision in the contract if the job is not finished on time. The contractor is aware of it and MJ Engineering is enforcing deadlines. We are on budget and maybe a little below budget. The new pavilion at Gavin Park will be ready for the Taste of Wilton. The salt screens are being worked on will be ready for the season.

Supervisor Johnson said on Saturday, September 28, 2019, the Town of Wilton will have a bulk waste disposal day from 8:00 a.m. to 1:00 p.m. at the town highway garage and at Gavin Park. You must be a town resident with proof of residency. The program is free. There is a list on the website and also on flyers available at town hall. Sustainable Saratoga will be holding a Saratoga Recycling Day will be held on Saturday, October 26, 2019 from 9:00 a.m. to 2:00 p.m. in the SPAC parking lot. They will take items that the Wilton Disposal Day will not accept. The fee is \$5 per vehicle with an extra charge for

televisions. Their website, sustainablesaratoga.org/projects, lists the items they will take and there is also a flyer available. Supervisor Johnson noted the town is paying for the household disposal day.

Ms. Moran said when the budget was developed it was developed with the intent there would be a different modality of recycling. When we looked at the possibilities this year, it was determined we would go with a different mode, which is a disposal day. It was far less expensive so there was leftover money that we were able to reallocate to programs that do need money. We are still able to achieve the desired intent but at a much reduced price. **Councilman Streicher** said we originally were going to have residents put items roadside and have them picked up but it was too expensive to do.

Councilman Streicher said our most popular program is Jr. NBA basketball. Signups are going on right now. It's a great program.

Comptroller's Report

1.) 2019 Budget Amendments

On a motion introduced by Councilman Bogardus, the board adopted the following resolution:

RESOLUTION #251

NOW, THEREFORE, BE IT RESOLVED, to approve the 2019 budget amendments requested for and listed in the Comptroller's 9/5/2019 Report (attached) to the Town Board.

The adoption of the resolution was seconded by Deputy Supervisor Lant duly put to a vote, all in favor. The motion passed 4-0.

2.) 2019 Budget Transfers

On a motion introduced by Councilman Streicher, the board adopted the following resolution:

RESOLUTION #252

NOW, THEREFORE, BE IT RESOLVED, to approve the 2019 budget transfers requested for and listed in the Comptroller's 9/5/2019 Report (attached) to the Town Board.

The adoption of the resolution was seconded by Councilman Bogardus duly put to a vote, all in favor. The motion passed 4-0.

3.) Personnel

a.

1.) On a motion introduced by Councilman Streicher, the board adopted the following resolution:

RESOLUTION #253

NOW, THEREFORE, BE IT RESOLVED, approve moving John Phillips from the MEO position at the rate of \$19.49 into the vacant Mechanic position starting at Step 2, \$24.37 per hour.

The adoption of the resolution was seconded by Deputy Supervisor Lant, duly put to a vote, all in favor except Councilman Bogardus, who was opposed. The motion passed 3-1.

2.) On a motion introduced by Councilman Streicher, the board adopted the following resolution:

RESOLUTION #254

NOW, THEREFORE, BE IT RESOLVED, approve moving Jake Strong from the Maintenance Mechanic position at the rate of \$19.97 into the vacant MEO position starting at base rate, \$18.37 per hour.

The adoption of the resolution was seconded by Deputy Supervisor Lant, duly put to a vote, all in favor. The motion passed 4-0.

b. On a motion introduced by Deputy Supervisor Lant, the board adopted the following resolution:

RESOLUTION #255

NOW, THEREFORE, BE IT RESOLVED, approve the hiring of Jamie Nolan into the vacant School Crossing Guard position starting at \$15.75 per hour with no benefits, contingent upon completion of all documents and passing of all screening requirements.

The adoption of the resolution was seconded by Councilman Streicher, duly put

to a vote, all in favor. The motion passed 5-0.

c. On a motion introduced by Deputy Supervisor Lant, the board adopted the following resolution:

RESOLUTION #256

NOW, THEREFORE, BE IT RESOLVED, to ratify the decision to allow Shari Worth-Holden to carry excess vacation time for a necessary and specific reason and not for an indefinite period.

The adoption of the resolution was seconded by Councilman Bogardus, duly put to a vote, all in favor. The motion passed 4-0.

d. On a motion introduced by Councilman Streicher the board adopted the following resolution:

RESOLUTION #257

NOW, THEREFORE, BE IT RESOLVED, to approve overnight travel for Susan Baldwin to attend the NYS Town Clerk's Association regional meeting in Saranac Lake on September 22, 2019.

The adoption of the resolution was seconded by Deputy Supervisor Lant, duly put to a vote, all in favor. The motion passed 4-0.

4.) Fee Waiver

On a motion introduced by Deputy Supervisor Lant the board adopted the following resolution:

RESOLUTION #258

NOW, THEREFORE, BE IT RESOLVED, to approve a onetime signage permit fee waiver for Operation Adopt a Soldier.

The adoption of the resolution was seconded by Councilman Bogardus, duly put to a vote, all in favor. The motion passed 4-0.

Adjournment

On a motion introduced by **Councilman Bogardus** and seconded by **Councilman Streicher**, all board members in favor, the meeting was adjourned at 7:48 p.m.

Respectfully Submitted,

Susan Baldwin, Town Clerk

Supervisor, Arthur Johnson

Councilman, Steve Streicher

Deputy Supervisor, John Lant

Councilman, Duane Bogardus