

**TOWN OF WILTON  
22 TRAVER ROAD  
WILTON, NEW YORK  
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Susan Baldwin, Town Clerk  
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**PUBLIC HEARING @ 7:00 pm.: 2014 Preliminary Budget**

**The following Notice of Public Hearing was legally advertised in the Daily Gazette, Post Star and The Saratogian Newspapers.**

**PLEASE TAKE NOTICE** That the Town Board of the Town of Wilton, New York, County of Saratoga, will hold a public hearing on the Preliminary Budget for the Town of Wilton for the fiscal year beginning January 1, 2014.

**SAID PUBLIC HEARING** will be held on Thursday, November 7, 2013 at 7:00 p.m. at the Wilton Town Hall located on 22 Traver Road in said town at which time all persons will be given an opportunity to be heard.

**SAID PRELIMINARY BUDGET** will be completed and filed in the office of the Town Clerk of the Town of Wilton at 22 Traver Road where it may be examined by any interested person during regular business hours.

**IN ACCORDANCE WITH TOWN LAW, SECTION 108, PROPOSED SALARIES OF TOWN OFFICERS ARE LISTED BELOW:**

Supervisor	\$24,500
Councilman (4) (each)	\$13,104
Highway Superintendent	\$70,138
Town Clerk	\$51,000
Town Justice (2) (each)	\$31,637

**BY RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WILTON**

**Jared Dinsmore** of 22 Woodlake Drive stated he was before the board representing Wilton Youth Baseball as their President. Wilton Youth Baseball is the Little League for the Town of Wilton. There are about 356 kids that play baseball and softball in the spring and fall. It is the only youth sports organization that is strictly for the Town of Wilton. At Gavin Park, they have soccer and lacrosse teams but the teams are a combination of kids from Wilton, Saratoga and South Glens Falls.

The season ended in October and there was a wrap up meeting last Monday with Steve Porto and staff from the park to talk about the season and some maintenance. A couple of specific maintenance items were requested by the board. Field D, also called Yankee, is the biggest field in Gavin Park. It is where the 11 and 12 year old play. They are on the field every day from April through July. The infield is a clay-

like base and any rain makes the field unplayable. There are seven fields at the park and they do a great job getting the fields ready but on a Saturday morning, there is one person trying to get seven fields ready. If it rains, Field D is unplayable. Games are constantly being cancelled on the field and it's a shame, especially for the older kids that are there all the time. Several years ago, Field E had the infield replaced with a better base and that field is always playable. Mr. Porto was asked if that could be done for Field D. He said Field E was approximately \$15,000.00 to fix and he supports the refurbishing Field D but there is no budget for it.

Another item discussed was softball. A softball program was started three years ago and one of the challenges it access to the fields. There is one softball field and adult softball also plays on it several nights a week. Often the girls don't have access to a field. Mr. Porto was asked if the existing T-Ball field could be expanded or skim the infield of Field C to make a softball field. He supported the idea but again said there is no budget for it.

Lastly, the batting cages are in rough shape. Wilton Youth Baseball donated batting cages a couple of years ago. The foundation is falling apart and improvements are needed. Again, the idea is supported but there is no budget. Mr. Porto suggested talking to the town board and asking for the improvements in the upcoming budget, somewhere between \$15,000.00 and \$20,000.00 so the improvements can be made in the coming year. Wilton Youth Baseball rents the fields at Gavin Park for about \$13,000.00 per year. For comparison, Saratoga Little League pays \$500.00 per year. Wilton Youth Baseball pays a significant amount and it's not like we are asking for a hand-out. We pay our fair share. We are hoping the town can help out and make some of these improvements.

**Nancy Dwyer** said she had two points in reference to the current proposed budget. One is, the cost we are expected to bear defending litigation against our Assessor, Kathy Austin and the Town regarding the Article 7's and Article 78's currently pending. She said she was in the County Clerk's office and from what she could tell there are about nine of them. Is any and all litigation accounted for in the two line items for Attorney fees? Number two, the contractual expenses under the Assessment category-what do we contract for: I understand the 2012 number was for the outside appraising company we hired to do the full reval in 2012 but what are we contracting for currently and expect to contract for in 2014?

**Bob Walsh** said he looked at the budget and it looks like previous budgets. The only problem is there was some discussion at last month's meeting and we don't have any minutes from last month's meeting. It is a little tough to look at the budget and look at the discussion and figure out what is going on. He said he would hope to have additional information about the budget before we actually deal with the budget. Supervisor Johnson said the budget was presented last month and asked if the minutes were on the website. The clerk stated the minutes are unapproved and are not posted on the website. Mr. Walsh said it should be a matter of course that there be minutes for the previous meeting. Supervisor Johnson said until they are approved, they are a draft. The clerk said the unapproved minutes do not go on the website and Mr. Walsh is welcome to FOIL them. Supervisor Johnson noted the whole detail of the budget is on the side table. Mr. Walsh said the agenda states there was discussion last month. Supervisor Johnson said they are in the draft minutes. Mr. Walsh said okay, and where are they, I have to FOIL them to have them tonight.

**Councilman Streicher** said he would like to address the request from Mr. Dinsmore. He said he would like to look into the budget regarding the baseball fields. Mr. Porto will have to make the request to the board.

**Supervisor Johnson** if there were no more comments, the public hearing. Ms. Dwyer asked if that means the board is going to vote on the budget tonight. Supervisor Johnson said the budget has to be approved by November 20, 2013. Ms. Dwyer asked if her questions would be addressed before the public hearing is closed. Supervisor Johnson said it is a public hearing, not a question and answer period. Those questions could have been very easily answered in the last month. Supervisor Johnson asked about the litigation fees.

Jeff Reale, Comptroller said the litigation expenses for the Assessor's department have gone down considerably over the past few years. There is money budgeted for legal fees and the real estate appraiser but going back over the years, litigation costs have come way down. Ms. Dwyer asked is there is a contract with someone to do appraisals? Mr. Reale said yes, Empire Service Appraisal Corporation. Supervisor Johnson asked if there were any more comments. There were none.

**Supervisor Johnson** closed the public hearing

#### **REGULAR TOWN BOARD MEETING-November 7, 2013**

Supervisor Johnson called the Regular Town Board meeting to order at 7:12 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 were present.

Arthur Johnson-Supervisor  
John Lant-Councilman  
Robert Rice-Deputy Supervisor  
Robert Pulsifer-Councilman  
Steve Streicher-Councilman

Also present were: Town Comptroller Jeffrey Reale, Town Attorney Richard DeVall and Director of Planning and Engineering, Ryan Ripper.

#### **Public Comment Session**

**Supervisor Johnson** asked if anyone had signed up for the public comment session.

**Pamela Malone** of 274 Northern Pines Road said her comments may be a little redundant. She said she is here to speak about the Town of Wilton website at [www.townofwilton.com](http://www.townofwilton.com). This is of particular

importance prior to a public hearing. See the agenda for tonight's board meeting, which included a public hearing on the town budget, I then sought to find information for the budget online. I was disappointed that it appeared I could only obtain budget information in person, something that is difficult to do since I work full time. I also discover last month's meeting minutes were unavailable, which was addressed. It is possible that I overlooked such information but if so, be assured it is not readily available and my inability to find the necessary information indicates an issue with the usability of the town website. Engagement of the public can only serve to strengthen our town and our local government. I urge the board to take action to ensure prompt, thorough and timely information available to the citizens of Wilton on the town website within a timeframe that allows for review. It would certainly provide for a more informed public hearing.

**Supervisor Johnson** said the budget has been on the website for a month. Mr. Reale agreed and said it is on the Comptroller's page. There is a link for the budget. Ms. Malone said if it was overlooked it's because it is hidden in the website. Councilman Streicher said next year it will be posted in a place where it is easily found.

**Connie Towers** said she is addressing item number seven on tonight's agenda, the amendment to Saratoga Heritage II PUDD. This project was last addressed at the Wilton Planning Board in December of 2012. At that time there was not enough parking for the four buildings on the 3.4 acre parcel. There were 48 residential units and now there are 51. The mixed use portion of the project has been scaled down to 12,258 square feet. Even back then, they were around 60 parking spaces short. The calculations were for 216 spaces. The parameters were set for this development. The attorney for Farone was in many times and the number of units allowed per acre went up from eight to fifteen. At one point it was on the schedule for fourteen units but the attorney asked for fifteen units. The fifteen units per acre were granted. He gets the amount of residences he wants and the square footage of the buildings calculates the number of parking spaces he will have.

So this sits as the whole Gordon Development project is going on across the street. They've been told they need to revise the site plan or have an amendment to Saratoga Heritage II PUD. She said she understands that Farone owns the two adjacent parcels but the parameters were set to begin with. Why cram every single inch of space into something that is not viable right now? It is not a successful site plan. Another property, PUD, has to be amended to make this happen. She said she didn't understand why we keep trying to cram too much product in a space and here we are today doing it again. She said she is open to discussion to see the new figures. Mixed use is a term that is just being turned into apartments. The last time a PUD was amended was the Ridgeview Commons. How many mixed use businesses are in there? Are there two? It is all apartments. The last time the board amended that was August 2, 2012. That eliminated one mixed use building and was replaced with apartments. This is where things are going. It is up to the board. There are parameters. How far do we keep stretching the guidelines?

**Nancy Dwyer** said she would like to congratulate John McEachron and Joanne Klepetar on their successful bid for Town Board positions. As the records show, I have spoken at the last few board meetings regarding our assessor, Kathy Austin. I am currently in conversation with the attorney retained to handle the town's real property issues. I will continue to keep the public informed as things progress. I invite anyone with assessor or assessment issues to feel free to contact me if you would like some help navigating the system or have any questions. Please leave me a message at 518-580-9575 or email me at [ndwyer12@gmail.com](mailto:ndwyer12@gmail.com). I want to make it clear that I am a realtor and a town resident, and I am neither an assessor nor an appraiser.

**Dan Tagliento** thanked the board for the opportunity. He said he would like to continue on the same theme, sharing information. There is really not enough information on the agenda. There is no real debate on how the board comes to their votes whether it is for or against an issue. What you are seeing now is a properly scheduled official meeting. This is where, once a month, the legislation is discussed in open public. There have been times in the future, in my personal opinion, the lack of discussion has to do with the quorum or most of the town board meeting prior to the legal meeting, in the Supervisor's office. That happens not to be legal, when you get together, a quorum of town council people. You are supposed to discuss all of the public information or legislation in front of us. We would like to be better informed on how you are serving us.

**Supervisor Johnson** stated there is never a quorum in his office before meetings. Mr. Tagliento said he doesn't have a hearing monitor but it's not supposed to be in the same place, a quorum. Supervisor Johnson said he knows the "Open Meetings Law". Councilman Streicher said Mr. Tagliento shouldn't say things that are not true and that is not true.

**Supervisor Johnson** said Dan Vincelette couldn't be at the meeting tonight but sent a letter that he asked be read into the public comment period.

*Dear Mr. DeVall:*

*You have asked me to review and respond to recent correspondence and public comments submitted to the Town Board related to the Town's assessment practices. Specifically, letters have been submitted to the Board by Nancy Dwyer that allege irregularities that Ms. Dwyer considers to be "illegal assessment methods". These allegations are unfounded. The Town's assessment practices, and the practices employed by the Town's assessor, are consistent with the law and regulations that govern real property taxation in New York State.*

*This firm serves as counsel to the Town of Wilton in real property tax assessment litigation and administration. As such, I am personally familiar with the practices and methodologies employed by the Assessor, Kathy Austin. Ms. Dwyer's allegations that the Assessor has engaged in "illegal" activities have no basis in fact or law, and the underlying premises and assumption are incorrect.*

*Since 1998 I have served as counsel to the Town on issues related to assessment litigation and administration, and I have worked on a close basis with both Ms. Austin and her predecessor. I am in daily contact with Ms. Austin and we frequently review issues ranging from her assessment practices, valuation issues, assessment administration and the litigation in Saratoga Supreme Court that challenge the valuation of real property in the Town by the Assessor. Ms. Austin frequently asks me for legal counsel on these issues. I have, on an almost daily basis, reviewed Ms. Austin's work and I have ensured that she is provided with the appropriate legal guidance. Throughout Ms. Austin's tenure with the Town, I am unaware of any instance where her assessment practices have been inconsistent with the Real Property Tax Law or the states rules and regulations governing administration of the same. In those instances where clerical or administrative errors have been made-which occur in all Towns and Cities throughout New York State-Ms. Austin has promptly corrected them consistent with legal procedure.*

*Based upon my personal knowledge of the working of the Town Assessor's office, I can state unequivocally that the latest specific allegations are unfounded.*

*The Town of Wilton participates in New York State's annual reassessment program to maintain taxpayer equity. Pursuant to New York Real Property Tax Law Sec. 1573, the Town Assessor submits a six-year plan to the state Department of Taxation and Finance that is reviewed and approved by the department. Upon that approval, the Town receives state aid for each parcel on the Town assessment roll.*

*Under the Town's annual reassessment program, the assessor reviews the assessments of property within the entire town using statistics and market data from the sale of properties. When significant*

*differences are identified between sale prices and assessments, adjustments are made to the assessments.*

*It is important to note that the annual reassessment plan implemented by the Town is a Town-wide, systematic analysis of all property within the Town, and that individual parcels are not single out for treatment or assessment increases based solely upon the sale of that property.*

*There are many misstatements of fact in Ms. Dwyer's submissions that must be corrected. The Town's reassessment program and the actions of the Assessor to administer that program are consistent with New York and federal law. The three Opinions of Counsel cited by Ms. Dwyer are inapplicable to the Town's re-assessment program as they, for the most part, pre-date the annual reassessment program implemented by the state through Real Property Tax Law Se.1573. Indeed, the Town's annual reassessment program is a "comprehensive revaluation program" cited in 10 ORPS Opinion of Counsel 60 cited by Ms. Dwyer. When assessments are revised through the program, they are not "selective reassessments" but are affected in a comprehensive rational basis to maintain taxpayer equity.*

*I have reviewed this matter, and the specific allegations contained in Ms. Dwyer's submissions with the Assessor. Ms. Austin assures me that no single parcel of real property in the Town of Wilton has been reassessed based solely on its resale price, but only as part of a systematic analysis of all real property sales in the Town of Wilton. To single out a single parcel and reassess that parcel based solely upon its sale price-without any review of other properties in the Town-would be a "selective reassessment" or what is commonly referred to as a "welcome stranger" assessment in derogation of New York State law. No such reassessment has occurred in the Town of Wilton, as the Town's reassessment program-which has been reviewed and approved by the state-reviews the sales data of all properties within the Town, and that data is applied to those properties where statistical analysis indicates a revision is warranted.*

*The majority of the allegations contained in the documents submitted by Ms. Dwyer are general, vague, inaccurate and scurrilous, in that they seek to stir controversy based purely upon unfounded speculation and innuendo. The allegations contained therein are unfounded.*

*I welcome the opportunity to discuss these issues in greater detail with the Board at its next meeting. Please do not hesitate to contact me if you have any questions. Very Truly yours, Daniel G. Vincelette, The Vincelette Law Firm.*

#### **Approve Pending Minutes**

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

#### **RESOLUTION #153**

**NOW, THEREFORE, BE IT RESOLVED,** to approve the minutes from the October 3, 2013 meeting as typed without amendment.

The adoption of the resolution was seconded by Councilman Streicher, duly put to a vote, all in favor. The motion carried 5-0

#### **2014 Preliminary Budget (adoption of budget)**

**Supervisor Johnson** stated there was a public hearing on the 2014 preliminary budget and asked if there were any questions or changes from the board. The board will look into the requests from Wilton Youth Baseball. If some of the items requested are addressed, the funding will come out of Park and Recreation Reserve funds. They won't affect the budget. Deputy Supervisor Rice noted there is a fund with \$750,000.00 and the monies are not specified for particular item therefore the money could come from that fund. Mr. Reale said Mr. Dinsmore could meet with him and get some prices together. It could be put through the Capital Project Account or an amendment can be made to the budget. Supervisor Johnson said there are some valid points regarding the field. Councilman Streicher agreed. Supervisor Johnson asked if there were any more requests. There were none.

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

**RESOLUTION # 154**

**NOW, THEREFORE, BE IT RESOLVED,** to adopt the 2014 Preliminary Budget as presented.

The adoption of the resolution was seconded by Councilman Pulsifer, duly put to a vote, all in favor. The motion carried 5-0.

**WWSA Easement**

**Supervisor Johnson** said Gavin Park will be hooking into the town's water system. Mr. Riper said the board should accept the easement to Wilton Water and Sewer Authority for future maintenance of the water line. Supervisor Johnson said the project has started and we are waiting for the Saratoga Springs School District to sign off on their part. Attorney DeVall stated the resolution should also specifically authorize the Supervisor to execute any documents necessary to carry that out.

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

**RESOLUTION # 155**

**NOW, THEREFORE, BE IT RESOLVED,** to accept the easement from WWSA for the water supply line for Gavin Park.

**AND FURTHER BE IT RESOLVED,** to authorize the Supervisor of the Town of Wilton to execute all documents necessary for the project.

The adoption of the resolution was seconded by Councilman Streicher, duly put to a vote, all in favor. The motion carried 5-0.

**Saratoga Heritage II PUDD Amendment**

**Linda Leary** from the Law Office of Donald Zee appeared before the board representing the applicant, Thomas J. Farone. The applicant is requesting to amend Saratoga Heritage II PUDD to add 40 additional parking spaces that would be utilized by the property next door, located in the Hamlet District. The forty parking spaces (indicating) would facilitate parking for the Everglades project. The Everglades is proposing commercial space on the ground floor with residences above. One of the things in conformance with the town code and the Master Plan is to have connectivity between different developments. Now, this will be two ways of egress and ingress into the Hamlet District. There will be a connective road on the other side of the property for future development.

The project has been before the planning board with different concepts and one has not yet been determined but what is done on the Everglades project will require more parking. The applicant is requesting the board to refer the project to the county and town planning boards and set the public hearing for the next town board meeting.

Supervisor Johnson asked what is currently in the proposed parking area. Ms. Leary said there are some woods and trees.

Deputy Supervisor Rice said he agreed with some of the public comments. One PUDD was amended four times. These should be standalone projects and said he generally didn't like the idea of intruding on one project to create another. Supervisor Johnson said typically, on a project like this, we get the opinion of the county and town planning boards. There is no action this board is going to take tonight. Councilman Lant said he agreed with Deputy Supervisor Rice. The PUDD's keep coming back to the board and changing. Councilman Pulsifer said as projects go on, the developers have to take a look and make adjustments. He said he would never take a "one size fits all" approach where a project is looked at once and never again. He said he agreed with the Supervisor that it should be looked at by the county and town planning boards. Councilman Streicher said he would like the planning boards to look at the project. It doesn't mean you have to agree with it. Supervisor Johnson said it is part of the process normally done with any application as a courtesy to the applicant. The planning boards have professional people take a look at the project. The project may be problematic for emergency services due to the egress through the parcel. Mr. Riper stated there is a gravel road that extends to the east side and the parking cuts that off. Also the radius will also have to be looked at. These items will be discussed at the planning board.

Nancy Dwyer asked if there will be a public hearing at the next board meeting. Supervisor Johnson said that was correct. Ms. Dwyer said there was a public hearing at the beginning of the meeting and it wasn't really about open discussion. She said people were allowed to say what they wanted and that was it. She said she has issue, the discussion with the planning board, is it going to be a public discussion, where we all hear what they have to say or are you going to reference them via some other way and then they are going to have this at a public hearing that we don't really get to discuss. Supervisor Johnson said you get to discuss at the planning board when they review it, they take public input all of the time. Ms. Dwyer asked if that is when the board planning to discuss this with them? Supervisor Johnson said the planning board would review it and send a memo to the town board with their opinion on the project. The same would happen at the county planning board. Then there has to be a public hearing and the public can be heard regarding the amendment. There will be a planning board meeting on November 20, 2013

Dennis Towers said in December the Wilton Planning Board said *"The board suggests the applicant revise the site plan to accommodate the parking requirements"*. Why do they need to answer it again? Mr. Riper said the action before the board is strictly for the PUDD, it has nothing to do with the site plan for the Everglades. It is for the approval of the parking in the PUDD. The PUDD for Saratoga Heritage II



will need to be amended to allow for the parking. Mr. Towers said the board suggested not getting it to this point. Jared Dinsmore asked if PUDD's are treated as individual projects. Mr. Riper said yes and this is one of the steps if they request to change. Mr. Towers asked if the correct interpretation of the planning board was "let's address it now and not take it to that point". Supervisor Johnson said the planning board was referring to the plans for the four buildings. Mr. Riper said the comment was more about site layout with the buildings and parking. The parking was shown on the Saratoga Heritage II site. Mr. Dinsmore asked if the intent of those parking spaces is to accommodate the Everglades project. Mr. Riper said they are. Mr. Dinsmore said they are two separate projects. Deputy Supervisor Rice said, as a part of process, the applicant has the right to request the amendment. We have to let it go through the process and the planning boards will review it.

Connie Towers said she didn't understand why the applicant can't eliminate a building. Supervisor Johnson said he may have to. This project is a long way from completion. Mr. Riper said the elimination of a building was mentioned by the planning board and it has been discussed several times. This is one step of the project. They don't have conceptual approval. Mr. Tagliento said to pre-plan for the next meeting for submissions would be really premature. The board is waiting for a second review and the board's own review. The lawyer's request for a public hearing in December is a little fast. Supervisor Johnson stated if the recommendations were not back in time, the public hearing would be cancelled.

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

#### **RESOLUTION #156**

**NOW, THEREFORE, BE IT RESOLVED,** to refer the amendment to Saratoga Heritage II PUDD to town and county planning boards for initial advisory opinions.

The adoption of the resolution was seconded by Councilman Streicher, duly put to a vote, all in favor. The motion carried 5-0.

Supervisor Johnson noted the public hearing is tentatively set for December 5, 2013 at 7:00 p.m.

#### **Speed Limit Reduction Requests**

**Supervisor Johnson** said the town submitted speed limit reduction requests on the behalf of two residents. One request was on Northern Pines Road between Ballard Road and Route 9 and the other one was for Ballard Road between Northern Pines Road and North Road near the school. The process is to refer the request to the Saratoga County Public Works and they refer to New York State Department of Transportation. Both requests were denied by New York State Department of Transportation. There are copies of the denials available.

#### **Committee Reports**

**Supervisor Johnson** said the town passed a resolution opposing the closure of Mt. McGregor Correctional Facility. We did receive a response from Senator Kathy Marchione agreeing with our opposition.

**Supervisor Johnson** also noted the Home Energy Assistance Program (HEAP) is now available through Saratoga County Department of Social Services to help residents with heating.

**Supervisor Johnson** said he and Roy McDonald, prior Supervisor, were asked to represent the Town of Wilton at a dinner for New York State Outdoor Education Association to receive an Environmental Impact Award. The award reads *"In recognition of education of the general public towards the improvement of environmental problems through research conservation and or political action."*

### **Comptroller's Report**

#### **2. 2013 Budget Transfers**

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

##### **RESOLUTION #157**

**NOW, THEREFORE, BE IT RESOLVED,** to approve the budget transfers and amendments requested for and listed on the Comptroller's 11/07/2013 report to the Town Board.

The adoption of the resolution was seconded by Deputy Supervisor Rice, duly put to a vote, all in favor. The motion carried 5-0.

#### **3. Dairy House Refund**

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

##### **RESOLUTION #158**

**NOW, THEREFORE, BE IT RESOLVED,** to approve the refund of Traffic Mitigation, Sidewalk and Construction Fees for the Dairy House project in the amount of \$11,333.68.

The adoption of the resolution was seconded by Councilman Pulsifer, duly put to a vote, all in favor. The motion carried 5-0.

#### **4. Personnel**

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

##### **RESOLUTION #159**

**NOW, THEREFORE, BE IT RESOLVED,** to accept the resignation of Michelle Dingman as of October 31, 2013.

The adoption of the resolution was seconded by Deputy Supervisor Rice, duly put to a vote, all in favor. The motion carried 5-0.

- b.) On a motion introduced by Deputy Supervisor Rice, the board adopted the resolution:

**RESOLUTION #160**

**NOW, THEREFORE, BE IT RESOLVED,** to appoint Amy DiLeone to the vacant full time Senior Clerk position with full benefits, effective September 30, 2013.

The adoption of the resolution was seconded by Councilman Lant, duly put to a vote, all in favor. The motion carried 5-0.

- c.) On a motion introduced by Councilman Lant, the board adopted the following resolution:

**RESOLUTION #161**

**NOW, THEREFORE, BE IT RESOLVED,** to approve the temporary hire of Steve Gifford at \$15.00 per hour with no benefits.

**FURTHER BE IT RESOLVED,** said temporary position will be no more than four weeks.

**AND FURTHER IT BE RESOLVED,** to transfer \$2,400.00 from A1990.4 Contingency to A1620.1 Buildings.

The adoption of the resolution was seconded by Councilman Streicher, duly put to a vote, all in favor. The motion carried 5-0.

**New Fuel System for Garage**

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

**RESOLUTION #162**

**NOW, THEREFORE, BE IT RESOLVED,** transfer \$14,000.00 from A1650.2 Central Communications to A5132.2 Garage for a new fuel system.

The adoption of the resolution was seconded by Deputy Supervisor Rice, duly put to a vote, all in favor. The motion carried 5-0.

**Capital Project #444 2013-14 Gavin Park Improvements**

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

**RESOLUTION #163**

**NOW, THEREFORE, BE IT RESOLVED,** to approve the Gavin Park Waterline Project with a cost not to exceed \$181,000.00.

The adoption of the resolution was seconded by Councilman Lant, duly put to a vote, all in favor except Councilman Pulsifer who abstained.

**Executive Session**

**Supervisor Johnson** said there will be an Executive Session for personnel, appointments and Attorney DeVall would like to update the board on potential litigation.

Deputy Supervisor Rice made a motion to adjourn at 7:53 for Executive Session. The motion was seconded by Councilman Pulsifer with all board members in favor.

Deputy Supervisor Rice made a motion to reconvene at 8:41 p.m. The motion was seconded by Councilman Streicher with all board members in favor.

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

**RESOLUTION #164**

**NOW, THEREFORE, BE IT RESOLVED,** to authorize the payment of \$15,000.00 to a claimant in full satisfaction of this claim.

**AND FURTHER IS BE RESOLVED,** the execution of an overall agreement settling this claim.

The adoption of the resolution was seconded by Deputy Supervisor Rice, duly put to a vote, all in favor. The motion carried 5-0.

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

**RESOLUTION #165**

**NOW, THEREFORE, BE IT RESOLVED,** to approve the budget amendments for the increase of \$20,000.00 to the Mortgage Tax Account (A3005) and the Judgment and Claims Account (A1930.4).

The adoption of the resolution was seconded by Councilman Streicher, duly put to a vote, all in favor. The motion carried 5-0.

**Adjournment**

On a motion introduced by Deputy Supervisor Rice, and seconded by Councilman Streicher with all board members in favor. The meeting was adjourned at 8:45 p.m.

Respectfully Submitted,

\_\_\_\_\_  
Susan Baldwin, Town Clerk

\_\_\_\_\_  
Supervisor, Arthur Johnson

\_\_\_\_\_  
Councilman, John Lant

\_\_\_\_\_  
Councilman, Robert Pulsifer

\_\_\_\_\_  
Deputy Supervisor Rice

\_\_\_\_\_  
Councilman, Steve Streicher