

TOWN OF WILTON

22 TRAVER ROAD

WILTON, NEW YORK

PHONE: 518-587-1939

FAX: 518-587-2837

Susan Baldwin, Town Clerk

sbaldwin@townofwilton.com

REGULAR TOWN BOARD MEETING-October 6, 2016

Supervisor Johnson called the Regular Town Board meeting to order at 7:00 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.

Arthur Johnson-Supervisor

Steve Streicher-Deputy Supervisor

Joanne Klepetar-Councilwoman

John Lant-Councilman

John McEachron-Councilman

Also present was Director of Planning and Engineering, Ryan Riper, P. E., Jeff Reale, Comptroller and Town Counsel, Mark Schachner.

Public Comment Session

There was none.

Approve Pending Minutes

On a motion introduced by Councilwoman Klepetar, the board adopted the following resolution:

RESOLUTION #145

NOW, THEREFORE, BE IT RESOLVED, to approve the minutes from the September 1, 2016 meeting, as typed.

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

Grant Cottage

Harriet Finch, representing Grant Cottage, appeared before the board. **Ms. Finch** said Grant Cottage is getting ready to close for another season. There was an article in the local paper featuring artists who created at the cottage. The history of art production began at the cottage in the 1880's. This season we were able to include over 20 artists at the historic site. Tomorrow morning at 9:30, there will be living historians, who will be representing Union generals, at the Ballard Elementary School. They will be visiting all of the fourth and fifth grade classrooms and answering questions. Tomorrow night we will be hosting Grant's Last Ball at the New York State Military Museum with more than 22 historic figures. The town has been very supportive, from Steve Porto sending out email blasts to the Town Hall sign giving residents a glimpse of all of the offerings at the cottage.

Ms. Finch said on behalf of the board of she would like to thank the Town of Wilton for all of their support and invite everyone to the site on Saturday afternoon when the Union Generals provide a press conference. We will have musket firing, taps and fiddlers. **Supervisor Johnson** said the board appreciates all of the efforts of the entire board of trustees of Grant Cottage. It is a great site.

Nature Conservancy-Ruggles West

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

RESOLUTION #146

NOW, THEREFORE, BE IT RESOLVED, that the Town Board acknowledges, based upon existing subdivision regulations, that the parcel of land known as Ruggles West (Tax Map No. 142.-1-43.1) does have possible opportunities for residential development subject to protection as greenspace of the previously approved subdivision known as the Preserve Development and subject to the town planning board's approval.

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

Road Dedication-Eastridge Drive

Ryan Ripper said the developer has built the road to town standards. He and the highway superintendent have been there performing inspections and it conforms to our standards and the town is holding a letter of credit for future work and remaining items not complete.

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

RESOLUTION #147

NOW, THEREFORE, BE IT RESOLVED, to accept Eastridge Drive, contingent upon the approval of approval of the Highway Superintendent, the Town Engineer and Town Counsel.

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

Amendment to Resolution #8 of 2016

Town Clerk Susan Baldwin stated the state has changed the way of the standard workday reporting is calculated for retirement. Instead of monthly, they're spreading it over a twelve month period.

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

RESOLUTION #148

NOW, THEREFORE, BE IT RESOLVED, to amend Resolution #8 of 2016 to accurately reflect reporting to the New York State and Local Employees Retirement System (see attached).

The adoption of the resolution was seconded by Councilwoman Klepetar, duly put to a vote, all in favor. The motion passed 5-0.

November Town Board Meeting Date

Supervisor Johnson advised the board and residents that because of Election Day, the board cannot approve the budget until after Election Day. The regular board meeting would be moved to Wednesday November 9th, 2016 at the regular scheduled time of 7:00 pm.

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

RESOLUTION #149

NOW, THEREFORE BE IT RESOLVED, to hold the November Town Board meeting on

Wednesday, November 9, 2016 at 7:00 p.m.
due to the General Election date.

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

2017 Tentative Budget

Presentation of the 2017 budget given by **Supervisor Johnson** stated the total budget was just over 8 million dollars. It nearly mirrors the current budget but it does represent a 4% increase over 2016, primarily due to two factors; in the area of health care the town experienced almost a 20% increase and also added much needed two full time employees in the building and engineering departments. On the revenue side we anticipate a bump in revenue. This is a balanced budget, there's no use of any fund balance or surplus funds. A significant part of the budget is that in 2017 it will be 35 years of no town tax or highway tax. The budget will be reviewed by a workshop on October 11, 2016 at 4:00 pm. There will be a public hearing scheduled for the November town board meeting on November 9, 2016 at 7:00 pm. We have no major capital projects proposed other than the pavilion to cover the ice skating rink at Gavin Park. Also, we are looking to air condition the Daley gym.

Committee reports

Councilwoman Klepetar said she attended a conference for Americans with Disabilities. It was a transition plan and a requirement for towns. It was very informative. It was an eye opener and a day well spent.

Councilman Lant said they had a bicentennial meeting at his house, his wife couldn't make it to the meeting tonight but there were a lot of people there and a lot of energy in the room. He thought it was going to work out well.

Supervisor Johnson said he and **Councilman Lant** have had a couple discussions about potentially, in the future, the need to replace the court building. Nothing immediate but long term vision is planning and worth looking into. **Councilman Lant** agreed to head the committee and appoint who he feels is necessary. .

Announcements:

The Wilton Heritage Society is having its apple pie social on Sunday October 16, 2016 from 1-4. Also on that day is the Wild about Blue, Wilton Wildlife Preserve event from 4-7.

Comptroller's Report

1.) August 2016 Cash Disbursements

General Fund	\$417,530
---------------------	------------------

<u>Highway Fund</u>	<u>190,506</u>
Total	\$608,036

2.) **2016 Budget Transfers and Budget Amendments**

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

RESOLUTION #150

NOW, THEREFORE, BE IT RESOLVED, to approve the 2016 budget transfers and amendments requested for and listed in the Comptroller's 10/6/2016 report (attached) to the Town Board.

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

3.) **Personnel**

a.

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

RESOLUTION #151

NOW, THEREFORE, BE IT RESOLVED, to fill the vacant position of Principal Clerk in the Engineering Department with Amy DiLeone at a rate of \$18.59/hour with benefits, effective October 18, 2016.

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

b.

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

RESOLUTION #152

NOW, THEREFORE, BE IT RESOLVED, to accept resignations, with regret, from Amy Worth and Erin Bowers in the Courts Department.

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

c.

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

RESOLUTION #153

NOW, THEREFORE, BE IT RESOLVED, to approve the hiring of Melissa Strong to fill the vacant Senior Clerk position at a rate of \$18.46/hour with benefits, effective on or after October 21, 2016.

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

4.) Highway Department

a.

Comptroller Reale said Kirk has requested permission to move any unused funds from the road equipment account to the Highway reserve account. He said right now there is \$84,000 which is available but was unsure if all the bills are in. **Comptroller Reale** asked Kirk if all the bills were in and he said there might be a little bit outstanding. **Comptroller Reale** asked if the guard rails had been paid that he had an outstanding bill for \$11,000 that was unpaid for Ernst Rd. **Councilman Lant** said that it was important to have this money in reserve, just take out the difference of the guard rails.

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

RESOLUTION #154

NOW, THEREFORE, BE IT RESOLVED, to transfer unused funds from the Road Improvement Account DA5112.2 to the Reserve for Highway Equipment Account DA850 after all the bills have been paid.

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

b.)

Highway Superintendent Woodcock is requesting permission to sell miscellaneous equipment at the auction in October. **Councilman McEachron** asked why the two trucks were not on the list; the 2007 Dodge Dakota and the 2005 Dodge Ram. He stated they approved a new truck contingent on these two

vehicles going to the auction. **Superintendent Woodcock** stated he got rid of two vehicles that were not roadworthy truck #1 and truck #13 that were F-350 ford pickups. Those two trucks were rusted out and we sent them to the auction. Two trucks instead of one which you folks are trying to get rid of equipment and I'm doing the best I can. So we put the three vehicles together. You wanted me to get rid of that. He said that is why he is keeping the two trucks and sending them to the auction in the spring if the 2017 highway budget is passed. **Councilman McEachron** asked if these two trucks were roadworthy. **Superintendent Woodcock** said no, not at this time. Truck #9 is on the lift in the garage and will be roadworthy after it's repaired. He also said the town spent \$18,000 to buy the truck and spent \$15,500 repairing it. **Councilman McEachron** said Highway Superintendent Woodcock told him the frame of the Dakota was rotted out, **Superintendent Woodcock** said it is. **Councilman McEachron** said he didn't want any trucks that aren't safe on the road. **Councilman Lant** said this is the main problem, it's been said twice on the record that this truck is unsafe. **Superintendent Woodcock** said there isn't a vehicle in our highway department that we have on the highway that he is concerned about with liability to satisfy Mr. Lant's comment. **Councilman McEachron** asked for some clarity, trucks #9 & #5 will not be going to the auction on Saturday? **Supervisor Johnson** said we either need to rescind that or send the trucks to auction. **Town Council Schachner** recommended a modification. **Councilman McEachron** said we made an agreement to purchase that truck for \$216,000 and we would get rid of trucks 12, 5, 9, 18 and 27. Now that the truck has been ordered, we can start modifying the agreement by removing certain trucks? We can add that to the budget this year if we give him two more trucks then he'll get rid of 9 and 5. Unlike what he said two months ago that he would get rid of them before we purchased the big truck. That's what I'm getting at. I just don't want to be lied to. **Supervisor Johnson** asked Town Council if the resolution is binding or can it be modified. **Council Schachner** said both, it's binding until unless modified. **Superintendent Woodcock** said he is not lying to anybody. We made a conscientious decision out of 3 vehicles which one of the 2 were the worst out of the 3 and that are why we changed to satisfy our department. **Superintendent Woodcock** said there was no agreement made with anybody when we put in for that new tandem truck. He said you are talking about two different things here. There were no strings attached to any other vehicle. **Councilman McEachron** read the minutes pertaining to the conversation from the August meeting.

"Councilman Lant said which two trucks will be sent to the auction?"

Highway Superintendent Woodcock said they are both Dodges. **Councilman Lant** said he thought that one had already been replaced. **Highway Superintendent Woodcock** said the cemetery crew used the Dakota and it has to go, it is all rusted out. **Councilman Lant** said he thought the town purchased a new truck to replace the Dakota that was rusted out and unsafe. **Highway Superintendent Woodcock** said that is one of the reasons we did that but instead of getting rid of the Dakota, an F-250 was sent to auction because it was worse".

Highway Superintendent said this has nothing to do with the tandem truck. We have reports from Cornell that stated the Town of Wilton has better roads than the surrounding community. **Councilman McEachron** stated he doesn't understand why we're keeping the vehicles - it's obvious one is broken down, the other one is not fit for the road but if we give him a new truck then he'll get rid of them. But in order to get rid of two unsafe vehicles and keep the town from being on the hook from anything happening that wants to replace the 2 trucks in his 2017 budget. **Councilman Lant** said that's what he said before though. **Councilwoman Klepetar** said before we pass this she would like a chance to look at the past minutes because there are always trucks being bought and going to auction. **Councilman Lant** stated that since he's been on this board the highway department has not been denied anything. **Councilman McEachron** said everything the highway superintendent has ever asked for he received.

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

RESOLUTION # 155

NOW, THEREFORE BE IT RESOLVED, to send #12 2003 Volvo Tandem Dump Truck, #18 D4 Dozer, #27 1949 snow blower, miscellaneous small items, weedwackers and a chainsaw.

The adoption of the resolution was seconded by Councilwoman Klepetar duly put to vote, all in favor. The motion passed 5-0.

5) Amend Resolution 2016-59

Comptroller Reale said this Organizational Resolution #59 is a part time employee benefit for those hired prior to September 7, 2004. It was modified at the beginning of the year to increase vacation time however, when we made the change the personal time also changed from 24 hours to 18 hours. that. There is only one part time person that this affects. We don't have any justification as to why it changed. .

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

RESOLUTION #156

NOW, THEREFORE, BE IT RESOLVED, to amend resolution #59 to increase the personal hours from 18 hours to 24 hours.

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

6) Town Court Request to apply for JCAP

Comptroller Reale

The Town Court is requesting approval to apply for the 2016-17 Justice Court Assistance Program (JCAP). This is a grant program providing up to \$30,000 per court for a variety of purposes including office furniture, security equipment, improvements and renovation. A Town Board resolution is required authorizing the Town Court to apply and authorize the Town Supervisor to execute all documents

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

RESOLUTION #157

NOW, THEREFORE, BE IT RESOLVED to approve the application for the 2016-17 Justice Court Assistance Program (JCAP).

AND, BE IT FURTHER RESOLVED, to authorize the Town Supervisor to execute all of the documents.

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

7) Memorandum of Understanding between the State and the Town

Supervisor Johnson said this is the same contract as last year.

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

RESOLUTION # 158

NOW, THEREFORE, BE IT RESOLVED, to authorize the Town Supervisor to execute the contract between the New York State and the Town of Wilton for the plowing of Mt. McGregor Road.

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

On a motion introduced by **Deputy Supervisor Streicher** and seconded by **Councilwoman Klepetar** with all board members in favor, the meeting was adjourned at 7:55 p.m.

Respectfully Submitted,

Susan Baldwin, Town Clerk

_____ Supervisor, Arthur Johnson

_____ Deputy Supervisor, Steve Streicher

_____ Councilman, John Lant

_____ Councilman, John McEachron

_____ Councilwoman Joanne Klepetar