

At 7:02 p.m., Supervisor Johnson called the regular meeting to order.

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
Raymond O’Conor – Deputy Supervisor
Lawrence Gordon – Councilman
Ian McGaughey – Councilman
Charles Gerber – Councilman

Also present were Town Attorney Richard DeVall, Town Comptroller Jeffrey Reale and Director of Planning and Engineering Keith Manz.

Approve Pending Minutes

Supervisor Johnson asked for a motion and a second to approve the pending minutes from the last meeting.

On a motion introduced by Deputy Supervisor O’Conor, the board adopted the following resolution:

RESOLUTION # 86

NOW, THEREFORE, BE IT RESOLVED, to approve the minutes from the February 1, 2007 meeting as typed, without amendment.

The adoption of the resolution was seconded by Councilman Gerber, duly put to a vote, all in favor.

Zoning/Subdivision Reg. Changes

**Public hearing held 2/1/07 (left open for written public in-put)
(Uses for RB-1 & RB-2 Zones & Silviculture need approval)
All other changes approved at 2/1/07 meeting**

Supervisor Johnson explained that at the February meeting the board held a public hearing regarding some proposed zoning changes. The board acted on some of those

changes. Supervisor Johnson stated that the public hearing was left open for 30 days for written public comment regarding those changes. There was also a request from the Town Planning Board to meet with the zoning committee to express their opinions on the changes. During that time the board did receive some comments along with a petition. Most of the letters the board received were from the Route 9 Corridor and one from the Route 50 Corridor as well. The committee did meet with the Planning Board and Supervisor Johnson asked Deputy Supervisor O'Connor to address the board on the results of that meeting. **Deputy Supervisor O'Connor**, stated that there were a couple of sections in the Town that we were considering making zoning changes to. Illustrating on the new zoning map where those changes on Route 9 and Route 50 would be. He went on to state that the Town had sent a referral to the Town and County Planning Board's. The County Planning Board recommended that we make all the changes proposed. The Town Planning Board had some questions and concerns and wanted to have additional discussions about the proposed changes. So we put together a meeting that was attended by myself, Councilman Gerber, as well as two representatives from the Town Planning Board Gary Hasbrouck, and Chairman, Mike Dobis. We have had resident input from owners on Route 9 (Winslow's Restaurant), also had Director of Planning and Engineering and our Code Enforcement Officer. Deputy Supervisor O'Connor went on to explain that the basic recommendations the committee wants to make to the Town Board were that the committee would like to take another look at the Route 9 Corridor in terms of making any changes at this time. So we recommend no action be taken at this time on the Route 9 Corridor. Along the Route 50 Corridor some of the primary concerns the committee had was conflicting uses in zoning along here (illustrating on map) between the rural resident area and what could possibly be developed along Route 50 on the South East side. Deputy Supervisor O'Connor went on to state that the committee concluded that on the North West side there was not the same concern because the parcels are bordered by the railroad tracks on the backhand side. Also a point brought up by the Planning Board Chairman was that the perspective uses on the South East side are not consistent to the Town's Comprehensive Plan. So in regards to Route 50 on the North West side the committee is recommending that the zoning remain the same RB-1. Only the South East side of Route 50 and also one parcel behind the Stewart's Plaza (illustrating on map) would be changed to the RB-2 Zone. After some discussion on set backs Deputy Supervisor O'Connor stated that based on the recommendation of the committee and the in-put from the county and the Town Planning Board, I will make a motion to adopt a resolution. **Gary Hasbrouck**, a member of the Town's Planning Board addressed the board by commenting that the meeting last week went very well. However, he had a concern that the small business owner in Wilton is kind of being left out. Mr. Hasbrouck stated that other recent zoning provisions have called for the creation of hamlet areas with sidewalks, lamp posts and street side trees. That has become very expensive for a number of businesses. Mr. Hasbrouck went on to say "It just doesn't say that we're embracing small business in Wilton".

On a motion introduced by Deputy Supervisor O'Connor, the board adopted the following resolution:

RESOLUTION # 87

NOW, THEREFORE, BE IT RESOLVED, to adopt the change for the South East portion of Route 50 from RB-1 to RB-2 and;

WHEREAS, that also includes the parcel behind the Stewart's Plaza, and;

WHEREAS, excluding the change for Route 9 and;

FURTHER BE IT RESOLVED, to adopt the balance of the changes that were subject to the public hearing that needed amendments to.

The adoption of the resolution was seconded by Councilman McGaughey, duly put to a vote, all in favor, except Councilman Gerber, who voted against the changes stating the motion is a very good compromise but he is opposed to any restrictions in property use.

Motion carried 4 to 1.

Miscellaneous Zoning Changes APPROVED @ 3/1/07 Mtg.

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Add **bolded** items to the following code sections (plus other instructions):

Zoning Changes – Chapter 129

*129-174 Design Standards for RB-1, **RB-2**, CR-1, CR-2, C-2, and C-3 Zoning Districts.*

Add **RB-2** after RB-1 in Figures (1), (2), (3), & (4).

Attached RB-1 Zoning Schedule E & RB-2 Zoning Schedule F (see changes).

Change Schedules F through N to become G through O.

129-174 C.(2) Change to; "Paved area side and rear yard setbacks shall be a minimum of 15 feet, and front setback shall be a minimum of 30 feet. When uses abut any residential district (**R-1, R-2, or R-3**) or **exclusively residential PUD district, the setback for the paved area in the side yard and/or rear yard that abuts said district shall be a minimum of 50' to 100'**. **The Planning Board shall determine the exact amount of setback based on the need, quality, and/or effectiveness of the proposed buffer.**" **Change footnote #4 to match this language in the RB-1 and RB-2 Zoning Schedules.**

Move RB-1 Section 129-49.1, 49.2, 49.3, to 129-48.1, 48.2, 48.3. In reference to 129-174 – add RB-2 after RB-1.

New Article VIII A, 129-49.1, 2, & 3 to change from RB-1 to RB-2. Reference Schedule F under B, and in 129-49.2. Add RB-2 to title of Section 129-174.

In 129-49.1 *RB-2, Descriptive purpose; permitted uses, A.*, change "...office and low intensity commercial uses..." to "...office, day care, and bed-and-breakfast facility uses..."

Leave RB-1 zone on map along Rt. 9. Where RB-1 exists behind the Jones Road/Rt. 50 Stewart's lot (Tooker Parcel fronting Jones Road) and on the SE side of Route 50, change RB-1 to RB-2. Leave RB-1 zone on NW side of 50 where it currently exists (except, as previously mentioned, Tooker parcel).

Attachments: Revised Zoning Schedules E & F (STAYS THE SAME – NOT IN EMAIL ATTACH.)

Supervisor Johnson thanked everyone for their participation on the discussion on zoning.

Salt Shed

Award Bids (Foundation & Building)

Supervisor Johnson explained that the bids had been opened earlier in the week and asked Councilman Gordon to address the board. Councilman Gordon stated that both bids were under our estimates. I would recommend that we accept the lowest bid for the foundation and structure bids are as follows:

Foundation Bid

Pinhook & Buckley
Construction Inc.
P.O. Box 2201
Glens Falls, NY 12801

\$67,600

Salt Shed (Structure)

Cover-All Building Systems of New York
9780 Brauer Road
Clarence Center, NY 14032

\$54,480

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

RESOLUTION # 88

NOW, THEREFORE, BE IT RESOLVED, to accept the two low bids as submitted above for the Salt Shed Foundation and Building.

The adoption of the resolution was seconded by Deputy Supervisor O’Conor, duly put to a vote, all in favor.

Appointment (Park & Recreation)

R. Dale Long as Chairman

Term 3/1/07-7/31/08

Supervisor Johnson explained that Don McPherson, who was Chairman of the Park & Recreation Commission for many years. He submitted his resignation in January and I would like to invite him to our next meeting, where he can be properly recognized for his long dedicated service for so many years.

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

RESOLUTION # 89

NOW, THEREFORE, BE IT RESOLVED, to appoint R. Dale Long to the position of Chairman of the Park & Recreation Commission, term 3/1/07-7/31/08.

The adoption of the resolution was seconded by Councilman Gordon, duly put to a vote, all in favor.

Route 50 & Edie Road

Request for Speed Reduction

Letter from Debbie Martin

Supervisor Johnson stated that the board had received a letter requesting a speed limit reduction along Route 50 from Jones Road to Edie Road. The person who wrote the letter lives on Edie Road and they have trouble crossing Edie Road with the speed of the traffic on Route 50. **Councilman Gordon** stated that this is a bad intersection. There is just enough of an angle that you can not comfortably see the traffic. **Councilman Gerber** explained that Route 50 must sit a good foot higher than Edie Road at that intersection. I think this is a good move.

On a motion introduced by Deputy Supervisor O’Conor, the board adopted the following resolution:

RESOLUTION # 90

NOW, THEREFORE, BE IT RESOLVED, to submit a request to have the speed limit reduced from 55 MHP to 45 MHP from Ingersoll Road to Edie Road.

The adoption of the resolution was seconded by Councilman McGaughey, duly put to a vote, all in favor.

Resignation (Ethics Advisory Council)

Ann DeBarbieri

Term 1/1/04-12/31/07

On a motion introduced by Deputy Supervisor O’Conor, the board adopted the following resolution:

RESOLUTION # 91

NOW, THEREFORE, BE IT RESOLVED, to accept with regret, the resignation submitted by Ann Hill DeBarbieri for the position of Ethics Advisory Council member, effective immediately.

The adoption of the resolution was seconded by Councilman Gerber, duly put to a vote, all in favor.

Mt. McGregor Prison Update

Pat Phillips

Supervisor Johnson asked Mr. Phillips to address the board. **Mr. Phillips** explained that the Town needs to be proactive to keep the prison open. He then asked Deputy Supervisor O’Conor how his meeting with Senator Farley went regarding the prison. **Deputy Supervisor O’Conor** stated that he had met with Senator Farley and discussed the prison issue because in each of the last three years budgets, there have been proposals to close the prison. Senator Farley certainly supports the continuation of this facility in our town. It certainly would not hurt particularly, for the folks in the Spitzer administration to know just how strongly our community feels about maintaining that facility. **Supervisor Johnson** asked Mr. Phillips if he had been in touch with the corrections union. **Mr. Phillips:** Yes, I have. I would ask the Town Board to get involved

with the Assembly and Senate members as well. Supervisor Johnson thanked Mr. Phillips for his participation.

Highway Department

Agreement to Spend Highway Funds

Proposed agreement has been submitted

By Highway Superintendent for fiscal 2007

Supervisor Johnson explained that this is an annual document that is required and a motion is required.

RESOLUTION # 92

NOW, THEREFORE, BE IT RESOLVED, to authorize the Town Board to sign the Agreement to Spend Highway Funds submitted by the Highway Superintendent.

The adoption of the resolution was seconded by Councilman Gordon, duly put to a vote, all in favor.

Committee Reports (If Any)

Supervisor Johnson asked if there were any committee reports.

Councilman Gordon explained that this is the time of year that we need to consider the purchase of fish for the pond at Camp Saratoga. We have the money for that. Based on last year's activity over there, I would like to make an amendment on Resolution #92 of last year to say April 1 to May 1st be reserved for fishing by Town of Wilton residents youth under the age of sixteen, and may be accompanied by an immediate adult family member.

Camp Saratoga Deagan Pond, Scout Pond, Fishing Program

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

RESOLUTION # 93

NOW, THEREFORE, BE IT RESOLVED, to amend Resolution # 92 of 2006 adopted April 6, 2006 to Read as follows:

Camp Saratoga Delegan Pond, Scout Pond, Fishing Program

The Town of Wilton Town Board, owners of property known as Camp Saratoga has stocked Scout Pond for resident fishing.

1. The stocking program is for the **Town of Wilton residents only**.
2. April 1st to May 1st , will be reserved for fishing by Town of Wilton resident **youths age 16 or under**, and may be accompanied by an immediate adult family member.
3. The remainder of the trout fishing season will be open to Town residents to October 15th, the last day of trout season, for all persons over the age of 16 with a required, valid, New York State Fishing License.
4. Fishing limit is 2 per day.
5. Adults (catch and release) is recommended.
6. **No live bait is permitted (worms and lures permitted).**

THIS AMENDMENT WAS APPROVED BY THE TOWN OF WILTON TOWN BOARD MARCH 1, 2007.

The adoption of the resolution was seconded by Councilman McGaughey, duly put to a vote, all in favor.

RUOK Program
Ian McGaughey

Councilman McGaughey stated he just wanted to update the board on the RUOK program that's the new special needs registry we kicked off last month. It has nearly one hundred registrants already which is terrific. We need volunteers so we are appealing to folks and I would like to thank Nancy Riely for getting the program underway and also Carrie Fisher. **Supervisor Johnson** stated he had gotten notification from the American Red Cross, who will provide training that would help some of our volunteers. I will get you that information.

Recodifying the Ethics & Disclosure Law
Ray O'Conor

Deputy Supervisor O'Conor explained that we are looking to recodify the Ethics & Disclosure Law. The Town Clerk put together a draft with a number of changes to the

Local Law. Deputy Supervisor O’Conor stated that he, the Town Clerk, Rich Devall and Eugene Cole, would be working on this. Among the changes we historically since 1991 when we first adopted this, have had two separate boards; The Ethics Advisory Council, that give advisory options to the Ethics Board and the Ethics Board to enforce the code. This recommends that we have a single board. We have had problems in the past staffing two complete boards.

Comptroller’s Report
(Including Bills & Transfers)

Budget (2006 Transfers)

On a motion introduced by Deputy Supervisor O’Conor, the board adopted the following resolution:

RESOLUTION # 94

NOW, THEREFORE, BE IT RESOLVED, to approve the budget transfers for 2006 requested for and listed in the Comptroller’s 3/1/07 report to the Town Board.

The adoption of the resolution was seconded by Councilman McGaughey, duly put to a vote, all in favor.

Budget (2007 Transfers)

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

RESOLUTION # 95

NOW, THEREFORE, BE IT RESOLVED, to approve the budget transfers for 2007 requested for and listed in the Comptroller’s 3/1/07 report to the Town Board.

The adoption of the resolution was seconded by Councilman Gerber, duly put to a vote, all in favor.

Personnel

**a.) Building Maintenance Supervisor position
Scott Harrington**

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

RESOLUTION # 96

NOW, THEREFORE, BE IT RESOLVED, to ratify the decision to hire Scott Harrington to fill the 35 hour a week position of Building Maintenance Working Supervisor created 2/1/07 at a Grade 7 Step 5 rate as per the Town’s adopted wage & salary schedule, with no gap in benefits. Scott was hired off the Saratoga County Civil Service list provided by the County and;

FURTHER BE IT RESOLVED, to authorize a budget transfer from Contingency A1990.4 in the amount of \$44,448 in the following accounts:

Description	Amount	Acct.
Bldg. Maint. Working Supervisor	\$40,000	
Cleaner	8,000	
<hr/>		
Total incr. in salaries	\$32,000	A1620.1
Health Ins.	10,000	A9060.8
FICA	2,448	A9030.8
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Total Budget Transfer	\$ 44,448	

The adoption of the resolution was seconded by Deputy Supervisor O’Conor, duly put to a vote, all in favor.

CP#440 Camp Saratoga

On a motion introduced by Deputy Supervisor O’Conor, the board adopted the following resolution:

RESOLUTION # 97

NOW, THEREFORE, BE IT RESOLVED, to approve a request submitted by Larry Gordon for an interfund transfer of \$20,000 to complete the work at 80 Scout Road. The budget amendment to CP#440 is as follows:

GF Budget Amendment

<u>Amount</u>	<u>Increasing</u>	<u>Increasing:</u>
\$20,000	A5990 Appr.FB	A9950 Trans.to Capital Project

CP#440 Camp Saratoga Budget Amendment

<u>Amount</u>	<u>Rev. Incr</u>	<u>Appr. Inc.</u>
\$20,000	H5031 Interfund Transfer	H1620.2 Buildings

Parks Department

a.) School Lands

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

RESOLUTION # 98

NOW, THEREFORE, BE IT RESOLVED, to approve a budget amendment to increase A5110 Appr. Reserves and A7111.2 Park Reserve for change order #1 Alternate #1 (6.2A Schedule of Alternate Additions) for the grading and landscaping of the school lands by James Maloy. Total budget amendment \$188,400.

The adoption of the resolution was seconded by Deputy Supervisor O’Conor, duly put to a vote, all in favor.

Alternates 2A (Sprinklers) & 2B (Well)

On a motion introduced by Deputy Supervisor O’Conor, the board adopted the following resolution:

RESOLUTION # 99

NOW, THEREFORE, BE IT RESOLVED, to approve a budget amendment to increase A5110 Appr. Reserves and A7111.2 Park Reserve for change order # 2A Alternate #2A (Sprinklers) in the amount of \$66,000 and;

FURTHER BE IT RESOLVED, to approve a budget amendment to increase A51110 Appr. Reserves and A7111.2 Park Reserve for change order #2B Alternate #2B (Well) in the amount of 30,500.

The adoption of the resolution was seconded by Councilman Gerber, duly put to a vote, all in favor.

b.) Grant

Comptroller Reale explained that the Town had been awarded a grant from NYS Environmental Protection Fund in the amount of \$100,000, this requires matching funds. The total budget amount for the project is \$ 228,270. Comptroller Reale stated that he was requesting the board approve the setup of Capital Project Fund #441 Gavin Park Improvements. Funding this with \$100,000 from the grant and the balance through a transfer to Capital Projects.

Grant Funding Budget Amendment

<u>Amount</u>	<u>Increasing</u>	<u>Increasing:</u>
\$130,000	A5990.0 Appr. FB	A9950.0 Transfer to Capital Project

Capital Project #441 Gavin Park Improvements

<u>Amount</u>	<u>Rev. Incr.</u>	<u>Appr. Inc.</u>
\$130,000	H5031 Interfund Transfer	H7110.2 Parks
\$100,000	H3897 Culture & Recre.CP	H7110.2 Parks

On a motion introduced by Deputy Supervisor O’Conor, the board adopted the following resolution:

RESOLUTION # 100

NOW, THEREFORE, BE IT RESOLVED, to set up Capital Project Fund #441 Gavin Park Improvements and;

FURTHER BE IT RESOLVED, to approve a General Fund Transfer in the amount of \$130,000, increasing A5990.0 Appr. FB, and increasing A9950.0 Transfer to Capital Project.

The adoption of the resolution was seconded by Councilman Gerber, duly put to a vote, all in favor.

c.) Education (Park)

1.) Danielle Murray & Tracey Phillips

On a motion introduced by Deputy Supervisor O’Conor, the board adopted the following resolution:

RESOLUTION # 101

NOW, THEREFORE, BE IT RESOLVED, to approve on referral from Councilman Gerber or Town Comptroller Reale, the request submitted by Park Director Steve Porto, for Danielle Murray & Tracey Phillips to Westchester Co. to attend a software training seminar at a fee of \$100.

The adoption of the resolution was seconded by Councilman McGaughey, duly put to a vote, all in favor.

2.) Steve Porto

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

RESOLUTION # 102

NOW, THEREFORE, BE IT RESOLVED, to approve the request submitted by Park Director Steve Porto, to attend a conference in Buffalo at a cost of \$1200.

The adoption of the resolution was seconded by Deputy Supervisor O’Conor, duly put to a vote, all in favor.

Wilton Emergency Squad

Comptroller Reale stated that he was in receipt of the Wilton Emergency Squad December 31, 2006 Financial Statements prepared by independent auditors Cusak and Company. There were no findings noted in the report.

Supervisor Johnson: If there is not other business, I will entertain a motion to adjourn.

On a motion introduced by Deputy Supervisor O’Conor, and seconded by Councilman McGaughey, the meeting was adjourned at 8:10 p.m., all in favor.

Respectfully Submitted,

Carol Maynard, Town Clerk

Supervisor, Arthur Johnson

Councilman, Raymond O’Conor

Councilman, Charles Gerber

Councilman, Larry Gordon

Councilman, Ian McGaughey