

Oaths of Office

Judge Gerald Worth officially administered the Oaths of Office to the following elected officials: Arthur J. Johnson-Supervisor, Robert Rice-Councilman, Robert Pulsifer-Councilman, Carol Maynard-Town Clerk and Kirklin Woodcock- Highway Superintendent.

Public Hearing: **Burning Ordinance (Amendment)**

The following Notice of Public Hearing was legally advertised in the Daily Gazette, the 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 to amend the Town of Wilton Burning Ordinance Chapter 49 (Outdoor Burning).

SAID AMENDMENT is required to make the Towns Burning Ordinance conform to the New York State Law for Outdoor burning, **6 NYCRR Part 211, General Provisions: Air Pollution Prohibited and 6 NYCRR Part 215, Open Fires.**

SAID PUBLIC HEARING will be held on Thursday January 7, 2010 at 7:00 p.m. at Wilton Town Hall located on Traver Road in the Town at which time all persons will be given an opportunity to be heard.

BY RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WILTON

At 7:00 p.m., Supervisor Johnson called the public hearing to order and asked the Town Clerk to read the public hearing notice aloud, she did so. Supervisor Johnson asked Mark Mykins Town Building Inspector to give a brief overview of what this is about. Mark Mykins explained that our Burning Ordinance Chapter 49 is relatively close to what already has been changed in the State Law, a couple of little things changed, 1. You cannot burn leaves or pine needles anymore. They also put a height and diameter on the amount you can burn at any time, 3 feet by 3 feet. 2.) March 16 to May 14th they have set as a no burn time frame. Those were the only changes to our code. Supervisor Johnson then asked if anyone in the audience would like to comment. No comment, Supervisor Johnson then closed the public hearing at 7:03 p.m..

Supervisor Johnson called the Regular Town Board Meeting to order at 7:03 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
Raymond O'Connor-Deputy Supervisor
Robert Rice-Councilman
Robert Pulsifer-Councilman
Charles Gerber- Councilman

Also present were Town Attorney Richard DeVall, Town Comptroller Jeffrey Reale, Town Engineer Keith Manz and Town Planner Kate Maynard.

Organizational Resolutions #1-#57

Supervisor Johnson stated that this is the first meeting for 2010. Which is our organizational meeting with a series of resolutions from 1-57. All board members have been provided a copy prior to the meeting, are there any suggested changes or amendments. Councilman Pulsifer stated he wanted to reinstitute the position of Assistant Town Attorney. Adding it to the Organizational Resolutions and adjusting the Town Attorneys salary. The board agreed. Supervisor Johnson asked for a motion and a second to approve the following annual resolutions:

RESOLUTION #1: **REGULAR MEETINGS-RESOLVED**, pursuant to Town Law §62 that all regular meetings of the Wilton Town Board shall be held at the Wilton Town Hall, 22 Traver Road on the first (1st) Thursday of each month beginning at 7:00 p.m., except that additional meetings will be scheduled as deemed necessary by the board.

RESOLUTION #2: **CONDUCT OF MEETINGS-RESOLVED**, pursuant to Town Law §63, that "Robert's Rules of Order" shall prevail as the source of clarification for any questions as to Parliamentary Procedure.

RESOLUTION #3: **PLEDGE OF ALLEGIANCE-RESOLVED**, pursuant to Resolution #67 adopted January 3, 1991 that all official town meetings shall be opened by reciting the Pledge of Allegiance to the Flag.

RESOLUTION #4: **COMMITTEES-RESOLVED**, pursuant to Town Law §63, that the Supervisor shall appoint committees of Town Board members and others to aid the full Board.

RESOLUTION #5: **OFFICIAL NEWSPAPERS-RESOLVED**, pursuant to Town Law §64 (11), to designate The Saratogian as the Official Newspaper of the Town of Wilton. Legal advertising will also be placed in the Daily Gazette and the Post Star newspapers.

RESOLUTION #6: **EMPLOYEE BENEFITS-RESOLVED**, to provide employee benefits to all General Fund and Highway Fund employees as outlined in the Town's Personnel Policies under separate cover.

RESOLUTION #7: **EMPLOYEE SALARIES-RESOLVED**, to pay Management and Hourly Appointed employees according to the Wage & Salary Schedule effective 1/1/10-12/31/10 under separate cover. (See Attached)

RESOLUTION # 8: STANDARD WORKDAY AND REPORTING RESOLUTION

BE IT RESOLVED, that the Town of Wilton hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

| Elected Officials | | | | | |
|----------------------------|------------------|------------------------------------|-------------------------|---|--|
| Title | Name | Standard Work Day (Hrs/day) | Term Begins/Ends | Employer Record of Time worked (Y/N) | Days/Month (based on sample Record of Activities) |
| Supervisor | Arthur Johnson | 6 | 01/01/2010-12/31/2011 | | N/A |
| Councilman | Robert Pulsifer | 6 | 01/01/2010-12/31/2013 | No | 5 |
| Councilman | Robert Rice | 6 | 01/01/2010-12/31/2013 | No | 5 |
| Councilman | Charles Gerber | 6 | 01/01/2008-12/31/2011 | No | 8.25 |
| Councilman | Raymond O'Connor | 6 | 01/01/2008-12/31/2011 | No | 5 |
| Town Clerk | Carol Maynard | 7 | 01/01/2010-12/31/2011 | No | 20 |
| Town Justice | Gerald Worth | 6 | 01/01/2010-12/31/2013 | | N/A |
| Town Justice | John Wood | 6 | 01/01/2008-12/31/2011 | | N/A |
| Hwy. Super. | Kirklin Woodcock | 8 | 01/01/2010-12/31/2011 | | N/A |
| Appointed Officials | | | | | |
| Comptroller | Jeffrey Reale | 7 | | Yes | 20 |
| Engineer | Keith Manz | 7 | | Yes | 20 |

REGULAR TOWN BOARD MEETING**JANUARY 7 & 8, 2010**

| | | | | | |
|----------|--------------|---|--|-----|----|
| Assessor | Kathy Austin | 7 | | Yes | 20 |
| Planner | Kate Maynard | 7 | | Yes | 20 |
| | | | | | |

RESOLUTION #9: **REIMBURSEMENT FOR TRAVEL-RESOLVED,**

to establish the rate of reimbursement for travel on town business at the prevailing annual rate established by the Internal Revenue Service.

RESOLUTION #10: **HOLIDAYS (PAID)-RESOLVED,** pursuant to Gen

Mun Lw §90 and §92, that the following dates be designated as paid holidays for all full-time employees and all town offices shall be closed in observance of these holidays:

January 1, 2010 (Friday) New Year's Day

January 18, 2010 (Monday) Martin Luther King Day

February 12, 2010 (Friday) Lincoln's Birthday

February 15, 2010 (Monday) Washington's Birthday

May 31, 2010 (Monday) Memorial Day

July 5, 2010 (Monday) Independence Day

September 6, 2010 (Monday) Labor Day

October 11, 2010 (Monday) Columbus Day

November 11, 2010 (Thursday) Veterans Day

November 25, 2010 (Thursday) Thanksgiving Day

November 26, 2010 (Friday) Post Thanksgiving Day

December 24, 2010 (Friday) Christmas Day

RESOLUTION #11: **PETTY CASH-RESOLVED**, pursuant to Town Law §64(1a)

To allocate the following amounts of Petty Cash to the department heads indicated:

| | |
|-------------------------------|-----|
| Town Clerk | 200 |
| Town Justices (2) (\$50 each) | 100 |
| Planning Board Chairman | 50 |
| Zoning Board Chairman | 25 |
| Tax Collector | 150 |
| Recreation Director | 200 |
| Dog Control Officer | 50 |

TOTAL PETTY CASH ALLOCATED \$ 775

RESOLUTION #12: **CELLULAR PHONES-RESOLVED**, that the following

employees are authorized to use cellular telephones:

Kirklin Woodcock, Highway Superintendent

Michael Monroe, Working Foreman

Frank Holden, Working Supervisor

Richard McCane, Working Supervisor 5/1/08

Ronald Stunzi, Dog Control Officer

Keith R. Manz, Town Engineer

Roger Blauvelt, Assistant Building Inspector

Steve Porto, Recreation Director

John King, Super. Maint. Worker 4/3/08

Arthur J. Johnson, Supervisor

Larry Gordon, Emergency Services Coordinator

Jeff Reale, Comptroller

Lori Olson, Highway Clerk (amended 6/7/07)

Kate Maynard, Town Planner 5/1/08

Kathy Austin, Town Assessor 11/5/09

RESOLUTION #13: **LIAISONS-RESOLVED**, that the following will serve as

liaisons to the departments indicated:

Keith Manz Wilton Water & Sewer Authority

Nancy Riely Insurance

Robert Pulsifer Highway Department

Charles Gerber Parks & Recreation

Charles Gerber Americans w/Disabilities Committee

Arthur Johnson Wilton Emergency Squad

Robert Rice Justice Department

Robert Rice Safety Review Committee

Raymond O'Connor Historian's Office

RESOLUTION #14: **HIGHWAY DEPARTMENT (4-TON ROAD LIMIT)-**

RESOLVED, to post all town roadways at a 4-ton road limit until further notice.

RESOLUTION #15: **HIGHWAY DEPARTMENT (EN CON MEMORANDUM**

OF UNDERSTANDING)-RESOLVED, to enter into a Memorandum of Understanding with the New York State Department of Environmental Conservation for the period January 1, 2006 through December 31, 2010 for the protection of the water resources of certain classified waters in New York State as set forth in Article 15, Title 5 of the Environmental Conservation Law.

RESOLUTION #16: **HIGHWAY SUPERINTENDENT SPENDING (TOWN**

ROADWAYS)-RESOLVED, pursuant to Hwy Lw §284, that the Town Board and the Town Highway Superintendent shall enter into an Agreement for the Expenditure of Highway Funds for the repair and improvement of town

highways

AND, BE IT RESOLVED, that these funds shall be expended at such places and in such manner as may be agreed upon by the Town Board and the Town Highway Superintendent

AND, BE IT FURTHER RESOLVED, that this Agreement is to be executed and signed by a majority of the Town Board members and the Highway Superintendent.

NOTE: Chapter 173 of the Laws of 1994 amended S284 of the Highway Law to delete the requirement that the County Highway Superintendent must approve all agreements for the expenditure of town highway funds

RESOLUTION #17: **HIGHWAY SUPERINTENDENT SPENDING (MACHINERY**

TOOLS, MINOR EQUIPMENT & OTHER IMPLEMENTS)-

RESOLVED, pursuant to Hwy Lw §142(a), to authorize spending by the Highway Superintendent for machinery, tools, minor equipment and implements up to \$3,000 without prior approval from the Town Board provided that sufficient appropriations exist, and the purchase has been made in compliance with the town's procurement policies and procedures and a Purchase Order has been issued for purchases of more than \$1,500.

RESOLUTION #18: **DEPUTY HIGHWAY SUPERINTENDENT-RESOLVED,**

pursuant to Town Law §32(2) to establish the position of Deputy Highway Superintendent **AND, BE IT FURTHER RESOLVED** to appoint Sandra Woodcock to the position at no remuneration.

RESOLUTION #19: **ELECTIONS (VOTER REGISTRATION DAY)-RESOLVED,**

to consolidate election districts for Voter Registration Day at the Town Hall Annex, 20 Traver Road. **NOTE:** Pursuant to Saratoga County Board of Elections resolution adopted January 7, 1993, there shall be no meetings for local registration except in presidential and vice-presidential election years.

RESOLUTION #20: **ZONING BOARD OF APPEALS-RESOLVED**, pursuant to Town Law §267(1) to establish a Zoning Board of Appeals con-

sisting of seven (7) members with terms of office effective from January 1 through December 31 (7-year terms).

RESOLUTION #21: **PLANNING BOARD-RESOLVED**, pursuant to Town Law §271(1) and 272 to establish a Planning Board consisting of seven (7) members with terms of office effective from January 1 through December 31 (7-year terms).

RESOLUTION #22: **INDEPENDENT BOARD OF ASSESSMENT & REVIEW**

RESOLVED, to establish a five-member Independent Board of Assessment & Review with terms of office effective from October 1 to September 30 (5-year terms).

RESOLUTION #23: **CHAIRPERSONS FOR BOARDS –RESOLVED**, pursuant to

Town Law §271 (1) the Town Board shall designate the chairpersons to the following Boards on a yearly basis and;

FURTHER BE IT RESOLVED, to appoint the following chairpersons to said boards for the terms listed below:

a.) **Planning Board** Michael Dobis Current term
1/1/10- 12/31/10.

b.) **Zoning Board** Joseph O'Brien Current term
1/1/10-12/31/10 and;

FURTHER BE IT RESOLVED, to approve the extended terms of chairmanship of the Planning and Zoning Boards when those terms would expire and their scheduled meeting would occur prior to the first available organizational Town Board meeting at such time resolutions will be passed for the current chairmanship terms.

RESOLUTION # 24: **ELECTRICAL INSPECTIONS-RESOLVED**, pursuant
to a unanimous decision of the Town Board on February 17, 1994 and January, 2004, that the following agencies are approved to perform electrical inspections in the Town of Wilton:
Atlantic Inland, Inc. R.D. 2, Box 60, (Greenwich, N. Y.)
Commonwealth Electrical Inspection Service, Inc., (Glens Falls, N.Y)
Middle Department Inspection Agency, Inc., 143 Troy-Schenectady Rd., (Watervliet, N.Y.)
"The Inspector" LLC (Chateaugay, N. Y.) (7/1/99)
Z3 Consultants Inc., 19 Fowler Ave., (Poughkeepsie, NY.)

RESOLUTION #25: **SARATOGA COUNTY YOUTH BUREAU-RESOLVED,**

to appoint the town's Recreation Director to serve as the
Town of Wilton's representative on the Youth Advisory Board.

RESOLUTION #26: **DIVISION FOR YOUTH SPENDING-RESOLVED,**

pursuant to Resolution #89 adopted on September 6,
1990, to authorize the Recreation Director, on behalf
of the Parks & Recreation Commission, to apply for
funding through the Division for Youth.

RESOLUTION #27: **TAX BILLS/THIRD PARTY DESIGNATION-RESOLVED,** pursuant to
a unanimous decision of the Wilton Town Board on November 6,
1986, and to comply with Chapter 758 of the Real Property Tax
Laws of 1986, that the Receiver of Taxes & Assessments shall
include with each tax bill a notice that elderly and disabled tax-
payers may designate an adult third party to receive duplicate
copies of tax bills and notices of unpaid taxes

AND, BE IT FURTHER RESOLVED, that all eligible taxpayers must
file said application on or before the first day of November of
each year.

RESOLUTION #28: **TAX COLLECTOR DEPOSITS-RESOLVED,** pursuant to Gen Mun Lw §11,
to authorize the Receiver of Taxes & Assessments to temporarily
deposit or invest monies not required for immediate expenditure in
special time deposit accounts, or certificates of deposit, in any bank
approved by the Town of Wilton as an Official Depository.

RESOLUTION #29: **OFFICIAL DEPOSITORIES-RESOLVED,** pursuant to Tn Lw §64(1),
Bk Lw §96-6 and Gen Mun Lw §93, to designate the institutions
listed below as Official Depositories of the Town of Wilton:

Adirondack Trust Company

Saratoga Nat'l Bank & Trust Company

Trustco Bank

Key Bank of New York

NBT Bank

Ballston Spa National

HSBC (added 5/7/07) (resolution # 133)

All Official Depositories must enter into a Custodial Agreement with the Town of Wilton if deposits exceed \$250,000.

RESOLUTION #30: **INVESTMENT POLICY-RESOLVED**, pursuant to a

unanimous decision of the Town Board on June 3, 1993 and updated 1/1/09, to establish an Investment Policy to minimize risk to principal and interest, define eligible investments, provide sufficient liquidity to insure the availability of cash when needed and to insure a competitive rate of return. (See Attached)

RESOLUTION #31: **CAPITAL ASSETS PROGRAM-RESOLVED**, pursuant to a

unanimous decision of the Town Board on May 7, 1987 and updated 1/1/09, to establish a Fixed Assets Program for the Town of Wilton with physical inventories to be conducted by all department heads by December 31 of each year. (Capital Assests Policy Attached)

RESOLUTION #32: **PURCHASE ORDER SYSTEM/PROCUREMENT**

POLICIES & PROCEDURES-RESOLVED, pursuant to a unanimous decision of the Town Board on November 12, 1987 to establish a Purchase Order System for use by all departments with the Account Clerk serving as Purchasing Coordinator.

AND, BE IT FURTHER RESOLVED, pursuant to Resolution #115 adopted on April 2, 1992, amended on December 4, 2003, and December 6, 2007, to follow the procurement policies and procedures contained in that resolution for the procurement of goods and services not subject to bidding requirements under Gen Mun Lw §103 or any other law, such procurement policies having been reviewed and reaffirmed by the Town Board on 11/8/01. Pursuant to Resolution #194 adopted on July 6, 1995, the Comptroller is authorized to approve budget transfers after conferring with at least three (3) Town Board members with such action to be ratified by resolution at the next Town Board meeting. All town vouchers shall be certified or verified. (See Procurement Policy)

- RESOLUTION #33:** **RETURN CHECK CHARGE-RESOLVED**, pursuant to
Resolution #247 adopted on 9/8/98, to charge \$30.00 for checks returned as unpaid.
- RESOLUTION #34:** **TOWN COMPTROLLER-RESOLVED**, pursuant to Resolution #301 adopted on January 15, 1992, that the Comptroller assumes the duties of an Accounting Supervisor with approval to countersign checks and/or to use the Supervisor's signature stamp as deemed necessary.
- RESOLUTION #35:** **FUND TRANSFERS-RESOLVED**, pursuant to a unanimous decision of the Town Board on December 27, 1984, to approve fund transfers into appropriations at the same time expenditures not budgeted are approved. This shall be done at the Regular Town Board Meeting whenever bills are approved for payment.
- RESOLUTION #36:** **WIRE/TELEPHONE TRANSFERS-RESOLVED**, pursuant to
a unanimous decision of the Town Board on August 13, 1987, that the Principal Account Clerk, in the Comptroller's office, is authorized to make wire/telephone transfers at the Adirondack Trust Company and Saratoga National Bank from the Money Market Account to the various checking accounts.
WITHDRAWALS ARE NOT AUTHORIZED.
- RESOLUTION #37:** **CERTIFIED PUBLIC ACCOUNTANTS-RESOLVED**,
to retain Certified Public Accountants to provide professional services (under separate contract).
- RESOLUTION #38:** **SECTION 125 PREMIUM ONLY PLAN-RESOLVED**,
pursuant to Resolution #165 adopted on August 5, 2004, which allows employees to have pre-tax monies withheld from their paycheck to cover the cost of the employee's premium portion of Health Insurance, Group-Term Life Insurance and Disability Plans. Effective July 1, 2004 renewed on a yearly basis at "no Cost" to the town.
- RESOLUTION #39:** **CONTRACTS-RESOLVED**, that the Town Board authorizes the Supervisor to enter into the following contracts:

*on-going contracts:

Adirondack Trust (Collateral Agreement)

Camp Saratoga (Resident Caretaker Lease) *
Christopher Dailey Foundation (Ground Lease)
Christopher Dailey Foundation (Facility Lease Agreement)
Corner Stone (Telephone Co.) (For Senior Phones)
County Waste (4 yd. T/H & 8 yd. G/P containers)
Delta Dental Service Contract (In Nancy's Off.)
DeVall, Richard F. (Town Attorney) (yearly)
Empire Blue Cross Blue Shield (In Nancy's Off.)
Fundbalance, Inc. (Maint. Agreement)
Grant, Ulysses S. (Friends/Cottage) (yearly)
HSBC (Banking Agreement)
Heritage Society (Wilton) (yearly)
Hud Housing * (Section 8 Housing Program)
Intermunicipal agreement (Highway)
Klepetar, Thomas, M.D. (Health Officer) (yearly)
M.M. Hayes Co., Inc. (Time-Clocks)*
Manz, Keith ., P.E. (Town Engineer) (10/1/92 as amended 5/5/94 & 12/2/04)
National Grid Agreement (Outdoor Lighting)
Nationwide Retirement Solution (Deferred Comp.)
Nextel (State Police Phones & Highway) (Nancy's Off.)
New York State (Gasoline & Diesel Fuel)
Northern Pines Housing Dev. (Agreement)(Pilot Program)
Penflex, Inc. (Service Award Program)
Pitney Bowes, Inc. (Rental Agreement)
Reale, Jeffrey, (Town Comptroller)
Saratoga Co. Animal Shelter (Impoundment of Dogs) *
Saratoga Co. (Co. maint. & operate shelter dogs)
Saratoga Co. Office of Aging (Nutrition Agmt.) (In Pat's Off.)
Saratoga Co. Office of Aging (Transportation Agmt.)*
Saratoga County Office of Emergency Services
Saratoga Co. Reforestation of Lands (Mngmnt Agreement)
Saratoga Co. Rural Preservation (Housing Asst.)
Saratoga Co. Youth Bureau (Youth Week program) (7/24/03) (In Pat's Off.)
Saratoga Co. Sheriff Off. (Contract for Services) yearly
Saratoga National Bank (Credit Card Contract)*
Saratoga National Bank (Ach Orginator Agreement)
Saratoga Springs City School District (7 Summer camp buses)
Saratoga Springs City School District (Dorothy Nolan)(use voting machines)
(9/23/04)
Saratoga Springs School District (Lease of Lands)
Saratoga/Wilton Youth Soccer Club (thru 2011)
Saratoga Youth Court (The prevention Council)(Yearly)
Sleasman, Daniel (attorney) (Building Dept.)
Small Cities Grant Agreement
Smith Conservation Subdivision Agreement
South Glens Falls School Dist. (Use of Voting Machines) (9/23/04)
Southworth-Milton, Inc. (Mtce. Agmt.-Emergency Generator)
Tech II (telephone mgnt agreement)

Time Warner Cable (Franchise Agreement)
Upstate Elevator Company (Maint. Contract)
Vincelette, Daniel G. Esq. (Assess. Attorney) do not have)
Waste Management of Eastern NY (30-yd. open rolloff)
Wilton Emergency Squad (Ambulance Serv.)
Wilton Emergency Squad (Gasoline)
Wilton Fire Dept. (Gasoline)
Wilton Senior Center (**New** Contract) (Annual)
Wilton Water & Sewer (Lease Agreement)
Wilton Wildlife Preserve & Park (Annual Contract) &
(Lease Agreement)
Wilton Youth Baseball 1/1/10-12/31/10

RESOLUTION #40: **RECORDS MANAGEMENT OFFICER-RESOLVED,**

pursuant to a unanimous decision of the Town Board on
March 2, 1989 to dispose of town records according to
Schedule MU-1 issued pursuant to Article 57-a of the
Arts & Cultural Affairs Law and;

BE IT FURTHER RESOLED, to appoint Carol Maynard to the
position of Records Management Officer.

RESOLUTION #41: **REGISTRAR OF VITAL STATISTICS-RESOLVED,**

Pursuant to Pb Hlth Lw §4130, to establish the position of
Registrar of Vital Statistics and;

BE IT FURTHER RESOLVED, to appoint Carol Maynard to the
position. Amount included in salary. (This appointment is the
responsibility of the Supervisor).

RESOLUTION #42: **DEPUTY REGISTRAR OF VITAL STATISTICS-**

RESOLVED, pursuant to Pb Hlth Lw §4130, to establish
the position of Deputy Registrar of Vital Statistics and;

BE IT FURTHER RESOLVED, to appoint Julie Hotaling
to the position. (This appointment is the responsibility of
the Registrar of Vital Statistics).

RESOLUTION #43: **SAFETY OFFICER, RESOLVED,** to appoint Nancy Riely
to the position. Established 2/1/96 (Hazard Communication
Program).

RESOLUTION #44: **FIRE MARSHALL, RESOLVED,** to appoint Mark Mykins to the
position of Fire Marshall, established in 1998.

RESOLUTION #45: **DOG CONTROL OFFICER-RESOLVED,** to establish the
position of Dog Control Officer and;

BE IT FURTHER RESOLVED, to appoint Ronald Stunzi to the
position at \$ 14,419 per annum.

RESOLUTION #46: **DEPUTY DOG CONTROL OFFICER-RESOLVED,** to
Establish the position of Deputy Dog Control Officer and;

BE IT FURTHER RESOLVED, to appoint Joan Kelly to the position at
\$ 11,337 per annum.

RESOLUTION #47: **TOWN HISTORIAN-RESOLVED,** to establish the position of
Town Historian and;

BE IT FURTHER RESOLVED, to appoint Jeannine Woutersz to the
position at \$ 1,919 per annum.

RESOLUTION #48 **INSECT CONTROL COORDINATOR- RESOLVED,** to
establish the position of Insect Control Coordinator and;

BE IT FURTHER RESOLVED, to appoint Carrie Fisher to the
position at \$1,250 per annum.

RESOLUTION #49: **TOWN HEALTH OFFICER- RESOLVED,** to establish the
Position of Town Health Officer and;

BE IT FURTHER RESOLVED, to appoint Dr. Thomas Klepetar to
the position at \$ 3,000 per annum (under separate contract).

RESOLUTION #50: **TOWN ATTORNEY-RESOLVED**, to establish the position of Town Attorney, and;

BE IT FURTHER RESOLVED, to appoint Richard F. DeVall to the position at \$ 43,000 per annum at \$ 145 per hour for services involving formal litigation and bond counsel (under separate contract).

RESOLUTION #51: **DEPUTY SUPERVISOR-RESOLVED**, to establish the position of Deputy Supervisor and;

BE IT FURTHER RESOLVED, to appoint Raymond F. O'Connor, to the position at \$ 4,537 per annum. (This appointment is the responsibility of the Supervisor).

RESOLUTION #52: **NOTIFICATION POLICY FOR BREACH OF PRIVATE**

INFORMATION SECURITY-RESOLVED, to adopt this policy in accordance with New York State Technology Law Section 208 as added by Chapters 442 and 491 of the laws of 2005, and is consistent with the provisions of said Section. The purpose of this policy is to require the **Town of Wilton** to Notify a New York Resident when there has been or is reasonably believed to have been an unauthorized acquisition of the resident's private information from the computerized records maintained by the **Town of Wilton**.

RESOLUTION # 53: **GAVIN PARK RECREATION FEES-RESOLVED**, to approve The Parks and Recreation annual fees as submitted by the Parks Director.

RESOLUTION # 54: **EMERGENCY SERVICES COORDINATOR- RESOLVED**,

To appoint Larry Gordon to the annual position of Emergency Services Coordinator, Effective 1/1/10-12/31/10, the position was established at the April 5, 2007, Town Board meeting under the Home Land Security Law (Resolution # 115). (no renumeration)

RESOLUTION # 55: **DEPUTY RECEIVER OF TAXES-RESOLVED,** pursuant to Town Law §20(3-c) to establish the position of Deputy Tax Receiver and;

BE IT FURTHER RESOLVED, to appoint Julie Hotaling to the position, at \$2,500 per annum. (This appointment is the responsibility of the Town Clerk/Tax Receiver)

RESOLUTION # 56: **PREVIOUS YEARS ENCUMBRANCES,** to authorize the Town Comptroller to roll forward all outstanding encumbrances and budget appropriation as per attached.

RESOLUTION #57: **WEBSITE COORDINATOR- RESOLVED,** to establish the position of Website Coordinator and;

BE IT FURTHER RESOLVED, to appoint Carrie Fisher to the position at \$1,250 per annum.

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

RESOLUTION # 58

NOW, THEREFORE, BE IT RESOLVED, to approve the annual Organizational Resolutions #1-57, except Resolution #50 (Town Attorney).

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

Deputy Supervisor O'Connor, abstained from voting on resolution # 29 (Official Depositories) and # 39 (contracts).

Reinstituting the position of Assistant Town Attorney

Councilman Gerber explained that he did not know if he supported the motion as Councilman Pulsifer had intended my suggestion is that Supervisor Johnson appoint a very small committee to investigate to find out who is available for an Assistant Town Attorney and if it is feasible to do under the budget

constraints that we have. Councilman Pulsifer stated that the Town needs legal staff on the Planning Board and the Town Board.

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

RESOLUTION # 59

NOW THEREFORE, BE IT RESOLVED, to
Renew Rich DeVall's contract as Town
Attorney for \$30,000 per annum and

FURTHER BE IT RESOLVED, to create the
position of Assistant Town Attorney at
\$13,000 with Rich DeVall assuming that
position until such other suitable candidate
is found.

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

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 Councilman Gerber, the board adopted the following resolution:

RESOLUTION # 60

NOW, THEREFORE, BE IT RESOLVED, to
approve the minutes from the December 3,
2009 meeting as typed without
amendment.

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

Proclamation

**Commending Eagle Scout
Timothy Baker**

Supervisor Johnson explained that the Town has always taken great pride in recognizing the town youth that have a significant achievement. Timothy Baker has obtained the rank of Eagle Scout. He did so by taking on a project of refurbishing the Honor Roll at the corner of Ballard Rd. and Traver Rd. building a

pathway and landscaping the area and erecting a flag pole. Supervisor Johnson then read the proclamation and presented the proclamation to Timothy Baker.

Discontinuing and Defunding the position of Town Planner
Councilman Pulsifer

Supervisor Johnson asked Councilman Pulsifer to address the board on this item. **Councilman Pulsifer** stated that he had ran on a platform of reducing the size of Town Government and specifically, eliminating the position of town planner, but he had no personal feeling one way or the other toward the Town Planner. "My motion has nothing to do with her personally, it has to do with my contention that government is growing out of control at the local level, the county level, the state level and the federal level. The State of New York is going broke in large part because the government has grown way beyond its' means to carry itself without taxing you folks more and asking for more money. I don't want to see our Town do that, I don't want to see us go down that road and I think we have. I will be asking to defund the Planner position because I think it is an unwanted growth of government in the Town of Wilton".

Supervisor Johnson asked Councilman Pulsifer to explain why he thought we did not need the Planner position.

Councilman Pulsifer explained that the Town has grown in the last twenty years. Being on the Planning Board for a long time he explained the procedure of projects coming in for review and approval. He stated that the Planning Board is the most professional board he has ever dealt with. These were seven people who were given the charge to implement policy set by the Town Board. This Town Board is supposed to have the vision for planning in the Town and the Town Board was to implement that. One of the comments in the paper stated that we need a well trained planner with vision to help develop the Town. He argued that the vision needs to come from this Town Board not from one more government official who stands between a private property owner and the use of their property. If the rules are written clearly and a Planning Board is established, which it is, to have applicants come in front of the Planning Board, to have the seven people with multiple experiences review those plans, that's enough government review, we do not need another level to hinder applicants from using their property. Councilman Pulsifer stated that this is not about Kate, he wants a government of rule of law in the Town of Wilton. He has been hearing the arguments that we need a planner for economic development. He disagreed with that, he is a free market type of guy. He does not think government develops economic growth, he thinks its private business people. He then brought up some business men that were in the audience stating these people have already developed parts of Wilton. He brought up Richard Woodcock owner of Versatile Storage, who owns a piece of property near exit sixteen and the former Town Board refuses to zone as commercial so that Mr. Woodcock can expand his trailer business there because his business on Route 9 is busting at the seams. However, right across the Northway is an RV trailer place. Councilman Pulsifer stated he did not understand that. We have people in this Town now that want to economically develop this Town. They do not need a planner to help them, they need government to get out of their way (applause).

Supervisor Johnson stated that he would like to open the discussion up to the Town Board members. He then asked Councilman Rice to address the board.

Councilman Rice explained that he and Councilman Pulsifer have come to the same conclusion. He has met with Kate and worked with her on the Planning Board where he was a member. He questioned Kate on the Wilton Global Job Development asking if you hand that to someone, where does it go from there. He stated she did not have an answer for that but he did not blame her. I think Wilton has a need in the planning area, I am not convinced that it's a Planning Director that we need. I think we need someone to

promote what we have here, we need an advocate. I have bumped into a few people in Town that have had a negative experience with the Planners input.

Deputy Supervisor O'Connor explained the Wilton Global Job Development Corporation and advancement of Economic Development. This not-for-profit Job Development Corporation was created by him and former Supervisor, now Senator Roy McDonald and former head of SEDC, Saratoga Economic Development Corporation, Ken Green. A while back we did a lot of marketing regarding the empty Wilton Development property. Now, on the out-set of the great recession we just went through, we decided to reinvigorate the Wilton Global Development Corporation. We needed a lot of help in house to develop this plan to generate millions of additional square feet of retail space and other types of commercial space in the exit 15 and exit 16 corridors. Kate was one of the principal proponents and authors of this document along with the consultants at the LA Group. It was Kate's idea to put this in a computerized form to share with people on the outside. Deputy Supervisor O'Connor explained that it wasn't that long ago that our professional staff in the Town Hall was for the most part a bookkeeper, a part-time recreation coordinator and we used outside consultants for engineering. As the Town grew, our finances became more complex, dealing with much bigger numbers so we decided to hire a comptroller who is actually a CPA along with the bookkeeper which we needed. Our next step was to hire an engineer so we hired Keith Manz, who held the title of Director of Planning and Engineering. He is not an experienced or trained planner. The next step we took was to hire Steve Porto who has an educational background in recreation. We now have more recreation programs then the Town ever had. The Town continues to grow as things get more complex. All five members of the Board at the time, including himself, Supervisor Johnson and Councilman Gerber, decided unanimously, along with the other two Town Board members, that we were going to hire a Planner, a Director of Planning. We made the ultimate decision to hire Kate. We were unanimous in creating the position and unanimous in hiring Kate. On three different occasions when she was first hired and when we did two subsequent budgets, all five of us voted to fund that position. Deputy Supervisor O'Connor discussed some of the newspaper articles that he took exception to. He also stated that he took offense to the statement that the town was practicing some sort of soviet style of government. He explained that in his opinion we are probably going to have the single greatest period of economic growth in this area. Much will be spurred by the Global Foundries project. We are hoping to play a big role in that and in order to do that successfully we are going to need the expertise of a professional Planner who can help us look ahead. He stated that Councilman Pulsifer is absolutely right, it is our job to create policy to set policy and make sure our goals and objectives are carried out. We need some professional help to do that. He stated that he thought more than ever in the history of this community, we need somebody with the expertise, the talent and the foresight that Kate Maynard has. There was a lot of public applause and cheering. He stated that many people say government should be run like business. I could not agree more. That is why we have a community that is financially and fiscally successful. We have had no Town wide general fund or Highway taxes for 28 years and we are hoping it stays that way. Every successful corporation has something in common: very sound multi-year strategic plans where they are looking to the future. If we do not do that and do it more successfully than before particularly as we start to go through the next wave of economic growth we are not going to be the lowest taxed town in the lowest taxed county in New York State. We will start to see the great quality of life that we all have in this town start to slip away. (audience applause.)

Councilman Gerber stated that he did not have any great speeches prepared but his hat was off to Councilman O'Connor, he did a great job articulating his position as well as Mr. Pulsifer and Mr. Rice. He explained that there has been a lot going on in the papers both ways this past week. There are two people on this Town Board who are vehemently opposed to terminating that position and there are two people who are strongly in favor of that. That puts me in the middle. He agreed with Deputy Supervisor O'Connor, in that every vote we have had regarding the creation of this position and the funding from

year to year has been an unanimous decision, himself included. He went on to say that he always erred on the side of smaller government and less layers of bureaucracy. Councilman Gerber stated that he had come with a couple of different solutions; We are talking about someone's career, Our Planner did not lobby this board for a position, she simply applied for a position that we put out there. He went on to say that he knew Kate, he had worked with her and has respect for the lady, she has dignity, class and is very professional. Out of respect to Kate, it has been suggested to get some more input from the public, which the Board did not do when the position was created. The second solution would be for the Board to vote to terminate the position effective April first and creating a transition from what we have now to what we have in the absence of a Planner. Councilman Gerber stated that he would err on the side of less government is better government and he did not see the vital need of government. Government is not going to create jobs here. The private sector is creating jobs, what we as a Town Board need to do is create the atmosphere and the environment, the rules and regulations that promote growth.

Supervisor Johnson explained that he agreed with Deputy Supervisor O'Connor. He stated that Wilton is a great place to live and its primarily due to the quality of life that we have to offer. That quality of life has to do with proper planning. Through our comprehensive process we have smart controlled growth and with that we have been able to maintain and sustain our financial stability and offer every resident in this town no town taxes for those 28 years. With that growth we have balanced the growth with the preservation of open space and provided both passive and active recreation opportunities. He explained that it is more important now to have a professional planner to take us through the growth periods, which will come in the next few years.

Deputy Supervisor O'Connor asked Councilman Gerber why he voted for creating the position and appointing Kate Maynard to the position and now wanting to get rid of the position.

Councilman Gerber admitted that he voted for the creation of the position because he was the minority and did not want to make waves. He also voted to have a planner position funded in the last two budgets but never fully supported the position.

Supervisor Johnson explained that a lot of people have requested to speak at this meeting and a lot of residents have sent e-mails. He then let the people in the audience voice their opinions on the matter before the board.

There were approximately 150 residents who crowded the meeting room and approximately a dozen of them spoke to the Town Board on Kate Maynard, The Town Planner's behalf and urged the board not to discontinue the Planner position. Also some of the Planning Board members, a previous Town Board member and town employees stood up during the public discussion and stated they supported the town planner position and the work she has done.

Kate Maynard-Town Planner stated that she felt like she was on trial. She then read a statement she had prepared. She explained that long-range planning in a community is a necessity it is not a luxury. Acting proactively in the best interest of the community is a much more cost effective way to operate, than making decisions without a vision or a game plan. It is critical to ensure proactive guidance versus reactive in implementing the policy of goals set by the Town Board. Examples of this include our Comprehensive Plan, our Town-wide Traffic Study and the Open Space, Recreation and Pathways Plan that we utilize for guidance. Planning ensures the needs of current and future residents are being carefully considered. It promotes a safe and economically vital community offering opportunities, choices, jobs and housing. Good planning means higher property values and assurance of economic sustainability. A planner offers consistency for existing business and property owners as well as for future investors and the community. We understand up front the context of the Town policies and standards. This provides certainty invested in our community what to expect of future growth. We offer an open door policy to potential developers, meeting early in the process to discuss what they are looking to do and let them know early on how that development fits or does not in zoning, long term goals, state regulations, etc.. This saves the developer time and money. In addition we have established

stronger working relationships with our neighboring communities and issues that cross borders. My position has offered a new perspective for in-coming development in the Town's long term objectives. She then described some things she does in a typical work week and some of her accomplishments giving some examples of that. Kate stated that her salary counts for one percent of the Town's overall budget. It can be easily off-set by the money good planning can save the Town. She explained it is impossible to state that her job could be done in the same manner if she was no longer at the Town. We all know our Town will continue to change and grow as it has for many years. We are at a critical point we cannot go back to past, but we can plan for an extraordinary future.

Resident Scott Kinsley stated that the 2010 budget has been enacted and the Town Planners salary was in that budget. The funding for Maynard's position should be debated at the 2011 budget workshop, so a public hearing can be held to see if town residents want the position in our town or not. We owe it to her and we owe it to the Town.

Deputy Supervisor O'Connor explained that there were numerous letters and e-mails received and he had highlighted some points in them to read. However, because the meeting was long he would not be able to read them all, but they would part of the permanent record. He read a letter from William Morgan from the Wilton Fire Department, Resident Joe Sporko, who happens to be a partner in the LA Group and Robert Detriech, Senior Vice President and Chief Financial Officer of the First National Bank of Scotia all in support of the Planner position.

Robert Rice & Robert Pulsifer both stated they would accept the position with modifications.

After three hours of discussion by the public and board members, Supervisor Johnson stated that the board should make a decision on this position tonight to give some assurance to Kate that she still has a position.

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

RESOLUTION # 61

NOW, THEREFORE, BE IT RESOLVED, to reaffirm the budgeted position of Planner and Kate Maynard in that position until the board debates, negotiates and deliberates at the 2011 budget hearings and

FURTHER BE IT RESOLVED, to hold a workshop in the next 30 days.

The adoption of the resolution was seconded by Councilman Gerber, Duly put to a roll call vote by the Town Clerk.

| | |
|-----------------------------|-----|
| Councilman Rice: | Nay |
| Deputy Supervisor O'Connor: | Yes |
| Councilman Pulsifer: | Nay |
| Councilman Gerber: | Yes |
| Supervisor Johnson: | Yes |

At this point in the meeting, Supervisor Johnson called a ten minute recess to clear the room. Supervisor Johnson reconvened the Regular Town Board meeting at 10:20 p.m..

Ridgeview Commons PUD (Amendment)**Last Discussed 11/5/09**

Supervisor Johnson asked Matt Gabryshak to explain the amendment he was requesting to the new board members. Mr. Gabryshak stated that he was at the meeting tonight asking the board to set a public hearing he went on to explain that he was taking one of the commercial lots and adding it to the apartment parcel a 5 acre parcel and doing a mixed use building on that. There were no comments, so Supervisor Johnson set the public hearing for February 4th, 2010, at 7:00 p.m..

Burning Ordinance (amendment)**Keith Manz****Public Hearing held earlier**

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

RESOLUTION # 62

NOW, THEREFORE, BE IT RESOLVED, to approve the amendments to the Towns Burning Ordinance to conform to New York State Law for Outdoor Burning. However, celebratory or ceremonial bon-fires are an exception.

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

2010 Census**Kate Maynard**

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

RESOLUTION # 63

WHEREAS, Census 2010 is required by the U.S. Constitution, Article 3, Section 2, to apportion the 435 members of the House of Representatives in the United States Congress;

WHEREAS, beginning in 2011, nearly all local, state and federal election district boundaries will be redrawn to achieve balanced populations and, if applicable, comply with the Voting Rights Act, which mandates recognizing and protecting communities of interest;

WHEREAS, the Brookings Institution estimated that in FY 2007, \$388 billion in federal funding was allocated in whole or in part based on decennial census data;

WHEREAS, there are 12 regional census centers managing Census 2010, more than 500 local census offices, three questionnaire processing offices (Baltimore, Jeffersonville-Louisville, and Phoenix) and census 2010 will recruit 3.8 million people for 1.4 million temporary enumerator jobs, largely between January and August 2010;

WHEREAS, as in Census 2000, a national media campaign is under way to raise awareness and encourage the public to mail back the questionnaire, followed by a "Were you counted?" campaign in the weeks after Census Day;

WHEREAS, Census 2010 data are widely used by public agencies, nonprofits, community-based organizations, and the private sector for marketing, operations, and planning;

NOW, THEREFORE, the Town of Wilton of Saratoga County encourages all residents to participate in Census 2010 by promptly answering their census questionnaire correctly or notifying the local census office that a questionnaire was not received at their housing unit.

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

Repeal of Current Town Sidewalk Ordinance
Councilman Pulsifer

After some discussion regarding the Town's sidewalk ordinance Supervisor Johnson explained that he had planned to set up a committee for certain things involving zoning. Over the years since the Comprehensive Plan was adopted there have been some things come up that may require some tweeking. Supervisor Johnson asked Councilman Pulsifer to head the committee He also wanted Mike Dobis from the Planning Board, a member of the Zoning Board maybe the chairman or whoever the chair designates, Keith and Kate. He advised Councilman Pulsifer to come back to the Town Board with recommendations and the ones the board adopts we can draft the legislation then set a public hearing.

Northern Pines Rd. (Hamlet District)
Stuart Thomas
Re: sidewalks

Supervisor Johnson asked Mr. Stuart Thomas to address the board. **Mr. Thomas** explained the hardship he has with the piece of property he owns on Northern Pines Road in the Hamlet Zone regarding the sidewalk ordinance. Mr. Thomas explained why he did not feel he should have to put sidewalks on the side of the street his property is on because there are sidewalks on the other side. After a lengthy discussion, Mr. Thomas asked the board for relief in means of creating an opposite sidewalk zone or district that is exclusively and specifically for these six properties (demonstrating on the map) because of the uniqueness of the circumstances. He is not suggesting the board change the Hamlet Laws. Deputy Supervisor O'Connor, stated that there are two avenues to go to here. Either an appeal to the Zoning Board of Appeals or consideration of Robert Pulsifer's committee to possibly make some change to the zoning, but if you are looking for a quick fix or the shortest avenue to where you want to go, it's

probably going to be to the Zoning Board of Appeals. After further discussion, the board sent Mr. Thomas to the Zoning Board of Appeals to be on the next agenda.

Executive Order No. 1 (NYS Defense Emergency Act)**To act automatically in case of an emergency**

Supervisor Johnson explained that all this motion does is out-line everyone's duties if a State of Emergency is declared.

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

RESOLUTION # 64

NOW, THEREFORE, BE IT RESOLVED, to approve Executive Order No 1 (NYS Defense Emergency Act) to act automatically in case of an emergency.

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

Committee Reports

Supervisor Johnson asked if there were any committee reports.

Councilman Gerber explained he wanted to pass out information and let everyone know that the Parks Department is working on an alternative funding program so as to not dip into the general fund. There are a number of steps that the board has to go through to an act on this. The first step is getting Town Board support. So if the board would look at this, we can act on this next month.

Councilman Gerber stated that there was a request to the Park & Recreation Commission from an employee to get a discount for Town services at the Park. The board agreed to discontinue that policy on Councilman Gerber's recommendation.

Comptroller's Report**(Including Bills & Transfers)****a.) 2009 Budget Transfers & Amendments**

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

RESOLUTION # 65

NOW, THEREFORE, BE IT RESOLVED, to approve the 2009 budget transfers and amendments requested for and listed in the

Comptroller's 1/7/10 report to the Town Board.

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

b.) 2010 Budget Transfers

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

RESOLUTION # 66

NOW, THEREFORE, BE IT RESOLVED, to approve the 2010 budget transfers from the General Fund A1910.4 Unallocated Insurance, Highway transfer would come from DA9060.8 Health Benefits.

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

Personnel

a.) Kim Brock (Park & Recreation)

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

RESOLUTION # 67

NOW, THEREFORE, BE IT RESOLVED, to appoint Kim Brock to the position of Senior Account Clerk in a permanent status since she passed the exam; at the same grade and rate she is presently at.

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

b.) Councilman Pulsifer (Education)

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

RESOLUTION # 68

NOW, THEREFORE, BE IT RESOLVED, to approve the request submitted by Councilman Pulsifer to attend the 2010 Newly Elected School held in Rochester on January 13-15.

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

Medical Reimbursement

Comptroller Reale explained that an employee requested to be reimbursed for prescribed supplements for wellness care. The current policy does not cover such a request. After some discussion the board agreed not to approve the request.

Planning Board vacancy

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

RESOLUTION # 69

NOW, THEREFORE, BE IT RESOLVED, to appoint Erinn Kolligian to the position of member of the Planning Board to replace Robert Rice, whose term expired 12/31/09. Her New Term will be 1/1/10-12/31/17.

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

Executive Session

Supervisor Johnson stated that the board needed to adjourn to executive session to discuss some assessment litigation.

On a motion introduced by Deputy Supervisor O'Connor, and seconded by Councilman Pulsifer, the board adjourned to executive session at 12:05 a.m..

On a motion introduced by Deputy Supervisor O'Connor, and seconded by Councilman Rice, the board reconvened the Regular Town Board meeting at 12:25 a.m..

Action taken in Executive Session

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

RESOLUTION # 70

NOW, THEREFORE, BE IT RESOLVED, to approve the Assessment settlement for the Wilton Mall.

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

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

RESOLUTION # 71

NOW, THEREFORE, BE IT RESOLVED, to approve the Assessment settlement with Dr. David Gabay.

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

On a motion by Deputy Supervisor O'Connor, and seconded by Councilman Rice, the meeting was adjourned at 12:28 a.m..

Respectfully Submitted,

Carol Maynard, Town Clerk

Supervisor, Arthur Johnson

Councilman Raymond O'Connor

Councilman, Charles Gerber

Councilman, Robert Rice

Councilman, Robert Pulsifer

