

PUBLIC HEARING: **Ridgeview Commons PUDD 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 of Wilton, New York, County of Saratoga, will hold a public hearing to adopt Local Law No. 2 of 2011, to amend Local Law No. 1 of 2010, known as Ridgeview Commons PUDD Amendment.

SAID PUBLIC HEARING would consider an amendment to the Ridgeview Commons Planned Unit Development District. The proposed amendment would allow the subdivision of Zone 1A into 2 lots for the purpose of loan refinancing. The property is located on Wilton/Gansevoort Road in the Town of Wilton, Tax Parcel No. 114-2-15.3.

SAID PUBLIC HEARING will be held on May 5TH, 2011, at 7:00 p.m., at Wilton Town Hall located on 22 Traver Road, Wilton, New York, at that 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 aloud, she did so. Supervisor Johnson then asked if anyone had any comments regarding this public hearing. No comments, he then closed the public hearing at 7:02 p.m..

REGULAR TOWN BOARD MEETING

Immediately following the public hearing, 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 show all board members present.

Arthur Johnson-Supervisor
Raymond O’Conor-Deputy Supervisor
Robert Rice-Councilman
Robert Pulsifer-Councilman
Charles Gerber-Councilman

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

Public Comment

Supervisor Johnson asked if anyone had signed up to speak under the public comment session. No one had signed up.

Approve Pending Minutes

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

RESOLUTION # 88

NOW, THEREFORE, BE IT RESOLVED, to approve the minutes from the April 11, 2011 meeting as typed without amendment.

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

WWPP (Quarterly Report)

Margo Olson

Supervisor Johnson recognized Margo Olson, Director of Wilton Wildlife Preserve and Park. **Ms. Olson** presented her quarterly report to the Town Board going over events, activities, the outreach and education programs provided during the winter and spring months and the Habitat Restoration effort underway for the spring planting season. Ms. Olson announced the opening of the Fire Tower as June 4th and on the same date, the Preserve and Park will host a Lupine Festival with lots of activities.

Councilman Gerber asked if there is a program in place for the maintenance of some of those habitat areas.

Ms. Olson stated that the Nature Conservancy and New York State Department of Environmental Conservation are responsible for managing those programs. The State is in the process of creating a Unit Management Plan for the whole Saratoga Sand Plains and the Nature Conservancy has a responsibility and is in the process of finalizing their Habitat Maintenance Plan as well.

Ms. Olson also brought up the fishing program stating that the fish were delivered a few weeks ago and is open for just youths. It will be open June 1st for adults. Ms. Olson stated that the Saratoga County representative said they would be interested in helping stock the pond to open it up to a broader audience.

Councilman Rice stated that presently it is open June 1st for adults but the board has been discussing keeping it open until July 1st.

Supervisor Johnson thanked Ms. Olson for coming.

Ridgeview Commons PUDD (LL No. 2 of 2011)
Public Hearing held earlier

Supervisor Johnson explained that the public hearing was held earlier and no one spoke. There were positive recommendations from the Town and County Planning Boards in regards to the lot line adjustments. Supervisor Johnson asked Town Attorney, Richard DeVall if the legislation was in order.

Attorney DeVall replied that it was.

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

RESOLUTION # 89

NOW, THEREFORE, BE IT RESOLVED, to approve a Negative Declaration under SEQR for the amendment of Ridgeview Commons PUDD lot line adjustment.

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

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

RESOLUTION # 90

NOW, THEREFORE, BE IT RESOLVED, to adopt Local Law No. 2 of 2011 known as Ridgeview Commons PUDD (Amendment).

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

Proposed PUDD
Joe Dannible (Environmental Design)

Supervisor Johnson asked if Mr. Dannible was in the audience to address the board. **He was not.**

Resignation (ZBA Board)
David Towne
Term (1/1/10-12/31/16)

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 David Towne as member of the ZBA Board effective immediately.

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

NOT ON AGENDA

ZBA BOARD (Appointment)

Councilman Gerber explained that the board recently appointed Chris Ramsdill to be the alternate on the ZBA Board and he wanted to make a motion to appoint Chris as the replacement for David Towne.

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

RESOLUTION # 92

NOW, THEREFORE, BE IT RESOLVED, to appoint Chris Ramsdill to the position as permanent member of the ZBA Board to fill David Towne's term (Term to expire 12/31/16).

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

Supervisor Johnson stated that the board had interviewed a few candidates for the alternate position on the ZBA Board and he would like to follow up with that and see if any of the candidates are still interested in the position.

Peddling License (Sam Wilson's Ice Cream)
Peter Hubbard (Ice Cream truck-Street sales)

Supervisor Johnson asked if Mr. Hubbard was in the audience to address the board on this item. **He was not.**

Attorney DeVall explained that the Town Clerk had pointed out to him that our current peddling law provides that the board refer applicants to the Saratoga County Sheriff's Department for an investigation and apparently the Sheriff's Department does not do that anymore. Attorney DeVall stated he had talked to Steve Porto at Gavin Park and they have a Company they use, but there is a cost involved. He also recommended that the Town get a Drivers Abstract which would cost around fifteen

dollars and we could pass those costs on to the applicant. Attorney DeVall told the board that he and the Town Clerk could work together to revise the Peddlers and Soliciting Law. The license fee now is \$25.00 and we should have the applicant submit a Drivers Abstract.

Committee Reports (If Any)

Personnel Policy (Revision)

Councilman Rice explained that the Personnel Policy Committee has put about eight months into revising the Personnel Policy and asked the board if they would adopt the policy.

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

RESOLUTION # 93

NOW, THEREFORE, BE IT RESOLVED, to adopt the revised Personnel Policy and amend Annual Resolution # 6.

The adoption of the resolution was seconded by councilman Gerber, duly put to a vote, all in favor, except Councilman Pulsifer, who abstained from voting because he did not get a chance to review the policy.

Fishing

Councilman Rice explained that it was suggested that the board add another month onto the youth only access to Delean Pond for fishing until July 1st.

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

RESOLUTION # 94

NOW, THEREFORE, BE IT RESOLVED, to revise the resolution; (under the age of 16, extend it to July 1st, and restrict it to Town Residents only.

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

Code of Conduct

Deputy Supervisor O’Conor, stated that an issue has come up regarding whether or not the Town should have a Code of Conduct in addition to the Ethics and Disclosure Law. He then asked the Town Board, if they did not object, to having the Town Clerk contact General Code Publishing and see if they would send us a couple of samples. She agreed. The Board agreed except for **Councilman Pulsifer** who disagreed, because you cannot tell people how to behave. You can tell them how they can interact with the Town and we certainly saw what happened with the last investigation. That it was useful for somebody with politically driven motives to look into things they should not have been looking into. It then opens a pandora’s box of problems more then it resolves the problems.

Supervisor Johnson stated it was worth looking into and our existing law should be part of that, and would anyone like to take that on as a committee assignment. Councilman Gerber agreed to look into it.

Vacancy on Historic Preservation Board

Supervisor Johnson explained that there is a vacancy on the Historic Preservation Board. The board has received a letter of interest from Katie Griffin Coons for that position. He then gave the board members her application and said the board could interview her at some point.

Comptroller’s Report
(Including Bills & Transfers)

2011 March Cash Disbursements

General Fund	\$ 214,500
<u>Highway Fund</u>	<u>\$ 206,824</u>
Total	\$421,324

2011 Budget Amendments

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

RESOLUTION # 95

NOW, THEREFORE, BE IT RESOLVED, to approve the budget transfers and amendments requested for and listed in the Comptroller’s 5/5/11 report to the Town Board and;

FURTHER BE IT RESOLVED, to make the purchase of the Utility Cart contingent upon Councilman Gerber overseeing the purchase.

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

Cell Phones

Comptroller Reale stated that the employees would be given two options to choose from:

One: Employees would use their own cell phone and get a flat reimbursement rate.

Two: To continue the same way it is now, where they choose not to take a flat reimbursement rate and continue to use the Town's cell phones. (Only for authorized employees in the previous resolution). He did add Scott Harrington and Mark Mykins to the previous resolution.

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

RESOLUTION # 96

NOW, THEREFORE, BE IT RESOLVED, to amend resolution # 12 of 2011 regarding Cell Phones.

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

Comptroller's Department

Comptroller Reale explained that the Town's Financial Report has been completed by Cusak and Co. this report has been filed with the Town Clerk and is posted on the Town's website. There are no findings or adjustments required. A copy has been sent to all Town Board members.

Highway Department

Education

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

RESOLUTION # 97

NOW, THEREFORE, BE IT RESOLVED, to approve the request from Kirk Woodcock to attend the annual Association of Town's Highway School in Ithaca, NY from June 6-8.

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

Highway Equipment (Auction off)

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

RESOLUTION # 98

NOW, THEREFORE, BE IT RESOLVED, to authorize the Highway Superintendent Kirklin Woodcock, to take various highway equipment and asset ID # 1181 a truck, to the auction to be auctioned off.

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

NOT ON AGENDA

Supervisor Johnson explained that the board needed to go into Executive Session on a personnel matter.

On a motion introduced by Deputy Supervisor O’Conor, and seconded by Councilman Rice, the board adjourned to Executive Session at 7:34 p.m..

On a motion introduced by Deputy Supervisor O’Conor, and seconded by Councilman Pulsifer, the board reconvened the Regular Town Board meeting at 8:00 p.m..

NO action taken in executive session.

On a motion introduced by Deputy Supervisor O’Conor, and seconded by Councilman Rice, the meeting was adjourned at 8:01 p.m..

Respectfully Submitted,

Carol Maynard, Town Clerk

Supervisor, Arthur Johnson

Councilman, Raymond O’Conor

Councilman, Charles Gerber

Councilman, Robert Pulsifer

Councilman, Robert Rice