

TOWN OF WILTON

22 TRAVER ROAD

WILTON, NEW YORK

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Susan Baldwin, Town Clerk

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PUBLIC HEARING-7:00 P.M

Rezoning of 851 Route 9 TMN 114.-2-74 & 114.-2-51.112

Supervisor Lant opened the public hearing at 7:00 p.m. and asked if there were any comments.

There were none. Deputy Supervisor McEachron made a motion to close the public hearing, Councilman O'Connor seconded the motion. The public hearing was closed at 7:01 p.m.

PUBLIC HEARING-7:01 P.M

Proposed LL #4 of 2024 Cannabis Moratorium Warehousing, Processing and Cultivation

Supervisor Lant opened the public hearing at 7:01 p.m. and asked if there were any comments.

There were none. Deputy Supervisor McEachron made a motion to close the public hearing, Councilman O'Connor seconded the motion. The public hearing was closed at 7:02 p.m.

PUBLIC HEARING-7:02 P.M

Proposed LL#5 of 2024 Fireman's Exemption

Supervisor Lant opened the public hearing at 7:02 p.m. and asked if there were any comments.

Supervisor Lant spoke saying the State has approved this exemption previously however, there was a minor amendment regarding members who live outside of the town to be included.

There was no one who signed up to speak. Deputy Supervisor McEachron made a motion to close the public hearing, Councilman O'Connor seconded the motion. The public hearing was closed at 7:03 p.m.

REGULAR TOWN BOARD MEETING

Pledge of Allegiance

Supervisor Lant led the board and the audience in reciting the Pledge of Allegiance to the Flag.

Roll Call

John Lant-Supervisor
John McEachron-Deputy Supervisor
Ray O'Connor - Councilman
Duane Bogardus - Councilman (Via Zoom)
Erinn Kolligian - Councilwoman (Via Zoom)

Also present was Director of Planning and Engineering, Ryan Riper, P. E., Comptroller, Maria Moran, CPA and Mark Schachner, Town Counsel.

Public Comment Session

Steve Wilcox of 24 Hillcrest Lane spoke representing the Wilton Wildlife Preserve and Park as a board member and thanked the highway department for installing the new pathways. He also thanked Joe Sporko and the LA group who helped design the pathways, Ryan Riper for his input with the work that was done there and DA Collins, who contributed to the stone dust. He said he wanted to thank the highway department for their great work. We went out, laid out the paths and the following day they came and installed it. It was professional. We went back and looked at it afterwards and they did great work and extended gratitude from the entire board of Wilton Wildlife and Preserve. Thank you.

Minutes

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

RESOLUTION #256

NOW, THEREFORE, BE IT RESOLVED, to approve the minutes from the November 7, 2024, meeting, as typed.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor the motion passed 3-0.

Rezoning of 851 Route 9 TMN 114.-2-74 & 114.-2-51.112

Frank Palumbo with CT Male Associates representing Jim Zappone spoke regarding the rezoning of the area where Mr. Zappone's property splits into the residential zone. We would like the RB-1 zone extended to cover his entire property. The Planning Board gave a favorable recommendation to the town board. The decision at that time was also that the town board would conduct SEQRA and take lead agency. Questions they have with this project is it with the intention of doing storage warehouse. Mr. Palumbo said there were questions at the planning board from one member who was discussing the view. Most of you know this area enough to know that the views are very protected by the land that's out here, the National Grid right of way is very forested. He said he didn't think it was going to

be a problem. The site was operated as a commercial business by Bollman Landscaping and there was a lot of heavy machinery activity around on the site. He said he thinks this will be a quieter business. We're very confident that we've avoided all the wetlands. We think from the environmental standpoint, the board would be in a good position for the SEQRA actions.

Mark Schachner, Town Council asked the Board to go over the environmental assessment form that was prepared on behalf of the applicant, signed by Mr. Palumbo on September 30, which is looking at part one of the environmental assessment. We will be looking at part two of the environmental assessment. Remember that the action description was amended to consider things that could happen on the property because of the rezoning, which was extremely appropriate.

Your choices are “no” or “small impact” or “moderate to large impact.

1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?”? NO.
2. Will proposed action result in a change in the use or intensity of use of land? NO OR SMALL.
3. Will proposed action impair the character or quality of the existing community? NO.
4. You can skip Question four, because we don't have officially designated critical environmental areas in Wilton.
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? NO.
6. Will proposed action cause an increase in use of energy and fails to incorporate reasonably available energy conservation or renewable energy opportunities? NO.
7. Will proposed action impact existing public or private water supplies? NO.
8. Public or private wastewater treatment utilities? NO.
9. Will proposed action impair the character or quality of important historic, archeological, architectural or esthetic resources? NO.
10. Will proposed action result in an adverse change to natural resources such as wetlands, water bodies, ground water, air quality Florida or fauna? NO.
11. Will proposed action result in increasing the potential for erosion, flooding or drainage problems? NO.
12. Will it proposed action create a hazard to environmental resources or human health? NO.

On a motion introduced by Councilman O'Connor the board adopted the following resolution as SEQRA LEAD AGENCY:

RESOLUTION # 257

NOW, THEREFORE, BE IT RESOLVED, to approve a negative declaration under SEQRA for the rezoning of 851 Route 9, Tax Map Nos. 114.-2-74 and 114.-2-51.112 from R-2 to RB-1.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

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

RESOLUTION # 258

NOW, THEREFORE, BE IT RESOLVED, to approve the zoning change of 851 Route 9 from R-2 to RB-1 zone. Tax Map Numbers 114.-2-74 and 114.-2-51.122.

The adoption of the resolution was seconded by Deputy Supervisor Mceachron, duly put to a vote, all in favor. The motion passed 3-0.

Proposed LL #4 of 2024 Cannabis Moratorium Warehousing, Processing and Cultivation

Councilman O’Conor spoke and said he knew very little about the state cannabis regulations, how it relates to communities and spent about an hour and a half with some folks in the cannabis industry earlier this week. He said he had an opportunity to talk with staff in the building department, engineering, law, and legal counsel. He said the approach we’d like to take is similar to the approach that we took with solar projects making some modifications to our zoning ordinance related to cannabis use. He said he thinks we can accomplish that in the next 60 days, and then we will have a public hearing on any prospective code changes. Councilman O’Conor said his recommendation would be for a 90-day moratorium or if we get it done sooner, we get it done sooner. He said it was about the amount of time that we took deliberating on the solar issues.

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

RESOLUTION # 259

NOW, THEREFORE, BE IT RESOLVED, to approve Local Law #4 of 2024, Establishing a Moratorium on Cannabis Warehousing, Processing and Cultivation in the Town of Wilton from December 7, 2024 until March 6, 2025.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

Proposed LL#5 of 2024 Fireman’s Exemption

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

RESOLUTION # 260

NOW, THEREFORE, BE IT RESOLVED, to approve Local Law #5 of 2024, Fireman's Exemption.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

4 Way Stop Sign Old Gick Rd. & Perry Rd.

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

RESOLUTION # 261

NOW, THEREFORE, BE IT RESOLVED, to approve installation of a 4-way stop sign at the intersection of Old Gick Road and Perry Road.

The adoption of the resolution was seconded by Councilman O'Connor, duly put to a vote, all in favor. The motion passed 3-0.

A discussion occurred regarding the possibilities of repositioning the stop sign at the intersection of Ruggles Road and Loudon Road. Deputy Supervisor McEachron asked if the stop sign at Ruggles Road will be moved closer to the intersection. Mike Monroe, Highway Superintendent said we were going to until we hit the live power, which was unmarked. He said he is waiting for National Grid to mark the lines they didn't mark. Deputy Supervisor McEachron asked if there is a reason the stop sign is back so far. Highway Superintendent Monroe said the law states fifty and it is back thirty. If we move it closer to the intersection there is three phase power in that location and the plow trucks dump off there and they would hit the sign. If we move it closer on the Saratoga Springs side, there is a hill there and it is an obstruction. When the sign crew was asked, they said they placed it in the current location for site distance. The sign is legal. Supervisor Lant asked if we could move the sign closer to the intersection and place warning signs indicating a four way stop. Highway Superintendent Monroe said he didn't know if he could move it closer with the 3 Phase power. The sign is within guidelines. Deputy Supervisor McEachron asked if another stop sign will be put up on the other side. Highway Superintendent Monroe said the sign crew was working on it on Wednesday and hit an unmarked power line. We were cleared for work and lucky the crew was not killed. He said he filed a complaint with the Public Service Commission and is working with Nation Grid to resolve this. Deputy Supervisor McEachron asked if there were any injuries. Highway Superintendent Monroe said they were using a fiberglass, reinforced sledgehammer and safety boots; he grounded himself. It did shake

the ground and electrified our signpost and cap. We left it there for National Grid to deenergize. Supervisor Lant said fortunately no one was hurt. Highway Superintendent said this has happened before and National Grid contracts out to a third party and they cleared the site.

293 Louden Rd. Subdivision – Avalon Way 0.00 to 14+08.70

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

RESOLUTION # 262

NOW, THEREFORE, BE IT RESOLVED, to approve the Road Dedication for Avalon Way in the 293 Louden Road Subdivision.

Stations: 0.00 to 14+ 08.70

The adoption of the resolution was seconded by Councilman O’Conor, duly put to a vote, all in favor. The motion passed 3-0.

Reappointment ZBA

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

RESOLUTION # 263

NOW, THEREFORE, BE IT RESOLVED, to approve the following appointments to the Zoning Board of Appeals;

Scott Kingsley -01/01/2025-12/31/2031

Scott Dussault- Alt. 01/01/2025-12/31/2025

Andrew Bobbit-Alt. 01/01/2025-12/31/2025

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

Reappointments- Ethics Advisory Board

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

RESOLUTION # 264

NOW, THEREFORE, BE IT RESOLVED, to approve the following appointments to the Ethics Advisory Board;

Alex Rusate-01/01/2025-12/31/2026

Richard Spackmann-01/01/2025-12/31/2026

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

Reappointments Wilton Planning Board

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

RESOLUTION #265

NOW, THEREFORE, BE IT RESOLVED, to approve the following appointments to the Wilton Planning Board:

Amanda Pelfrey, Alt. -01/01/2025-12/31/2025

Shawn Lescault, Alt. - 01/01/2025-12/31/2025

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

Sheriff’s Department Contract

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

RESOLUTION # 266

NOW, THEREFORE, BE IT RESOLVED, to approve the 2025 Specialized Services Contract with the Saratoga County Sheriff’s Department.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

Additional Use, C-3 Zone, NYS Approved Schools, Private

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

RESOLUTION # 267

NOW, THEREFORE, BE IT RESOLVED, to set a public hearing for Additional Use, C-3 Zone for NYS Approved Schools, Private, for January 3, 2025 at 7:01PM

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

Release of Traffic Mitigation Reserve,
Smith Bridge Rd. Widening Evaluation

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

RESOLUTION # 268

NOW, THEREFORE, BE IT RESOLVED, to approve the expenditures of funds from the traffic mitigation account for evaluation of Smith Bridge Rd. widening, subject to permissive referendum.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

Townwide Traffic Study Update

Discussion was held regarding the Townwide traffic study. Ryan Riper, P.E., says that there is no action on it, at present, The Town Board will need to adopt and create a local law for the traffic mitigation fees that will be increasing. This process will be working forward into the next month. Once everyone has read the report, further discussion will be had to determine the need for a public hearing.

Committee Reports

Deputy Supervisor McEachron asked if we should look into the Zoom meetings. He said he thinks it would be a good idea if we did.

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

RESOLUTION # 269

NOW, THEREFORE, BE IT RESOLVED, to set a public hearing to adopt protocol for board members to participate in meetings remotely for January 3, 2025 at 7:02 P.M.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

Councilman O’Conor said he and Mr. Riper met with staff from the LA Group for an update on the fishing station and trail project off of Northern Pines Road. It is still moving ahead. Mr. Riper said the next step is the permitting process through New York State Department of Environmental Conservation and hopefully Spring of 2025 construction.

Supervisor Lant said he had a meeting last week with BOCES, Mr. Riper, Planning Board Chairman Bill Rice and Senior Building Inspector, Mark Mykins. BOCES wants to move their Henning Road facility to North Road. They would like to construct three buildings. Mr. Riper said they are closing the Henning Road site as well as the Queensbury site and relocating everything to Wilton. It will be a 300,000 square foot building with three hundred employees. Councilman O’Conor said it will be a nice addition to the town. Mr. Riper said September of 2027 is the date they have to be open or they lose an entire year. Supervisor Lant said we hope the bridge over I-87 will be completed by then.

Comptroller’s Report

1.) 2024 Budget Transfers

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

RESOLUTION # 270

NOW, THEREFORE, BE IT RESOLVED, to approve the 2024 budget transfers requested for and listed in the Comptroller’s 12/5/2024 Report to the Town Board.

The adoption of the resolution was seconded by Councilman O’Conor duly put to a vote, all in favor. The motion passed 3-0.

2.) Budget Amendments

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

RESOLUTION # 271

NOW, THEREFORE, BE IT RESOLVED, to approve the 2024 budget amendments requested for and listed in the Comptroller's 12/5/2024 Report to the Town Board.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

3.) Personnel

a.

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

RESOLUTION # 272

NOW, THEREFORE, BE IT RESOLVED, to accept the resignation of Patrick Baldwin, MEO, effective December 2, 2024.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

b.

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

RESOLUTION # 273

NOW, THEREFORE, BE IT RESOLVED, to approve the request for overnight travel for Scott Harrington to attend the Annual Codes Conference for 2025 in Lake Placid, NY, March 23-27, 2025.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

c.

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

RESOLUTION #274

NOW, THEREFORE, BE IT RESOLVED, to appoint John Nettesheim to the position of Part-time Park Maintenance at a rate of \$21.05 per hour effective December 11, 2024.

The adoption of the resolution was seconded by Councilman O’Conor duly put to vote, all in favor. The motion passed 3-0.

4.) Other

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

RESOLUTION # 275

NOW, THEREFORE, BE IT RESOLVED, to accept the bid from Galusha & Sons, LLC. of \$820,564.00 for the Wilton Municipal Facility Improvements, contingent upon the signing of the contract.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

5.) Obligation for ARPA

On a motion introduced by Councilman O’Conor, the board approved the following resolution:

RESOLUTION # 276

NOW, THEREFORE, BE IT RESOLVED, to approve the obligations for ARPA funding at December 31, 2024 as follows:

Municipal Facility Stormwater Improvement-2025
\$820,564.00

Specialized Law Enforcement 2025 SC Sheriff
\$135,737.00

Highway Truck-2023/2024 Western Star
\$359,771.00

Total Project Costs-\$1,316,072.00

Total to Obligate before 12/31/2025-
\$1,235,026.79.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

6.) Other

a.

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

RESOLUTION # 277

NOW, THEREFORE, BE IT RESOLVED, to approve the transfer of the unexpended funds of \$6,036.35 remaining in specific capital reserve to reserve for equipment and capital improvements.

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

b.

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

RESOLUTION # 278

NOW, THEREFORE, BE IT RESOLVED, to approve the fund balance assignments in the General Fund at December 31, 2024 as follows:

Stabilization	\$10.3 million
OPEB	\$300 thousand

Encumbrances \$200 thousand
Stormwater \$200 thousand

The adoption of the resolution was seconded by Deputy Supervisor McEachron, duly put to a vote, all in favor. The motion passed 3-0.

On a motion introduced by Councilman O'Connor and seconded by Deputy Supervisor McEachron, with all board members in favor, the meeting was adjourned at 7:40 p.m.

Respectfully Submitted,

Susan Baldwin, Town Clerk

_____ Supervisor, John J. Lant

_____ Councilman, Raymond O'Connor

_____ Deputy Supervisor, John McEachron

_____ Councilwoman Erinn Kolligian

_____ Councilman Duane Bogardus

