

PUBLIC HEARING:

Open Space, Recreation & Pathways Plan

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 the Town's Open Space, Recreation and Pathways Plan.

The Town of Wilton's Open Space, Recreation and Pathways Plan completed in April 2007 as amended, is an extension of the 21st Century Plan adopted in 2004. This plan would set forth the communities goals for open space preservation, pathways and recreation.

A complete copy of the Open Space, Recreation and Pathways Plan is available for review in the Town Clerk's office during regular business hours and also available on the Town's website, Town of Wilton .com.

SAID PUBLIC HEARING will be held on Thursday, December 6th, 2007 at 7:00 p.m., at the Wilton Town Hall located on 22 Traver Road in the Town at which time all persons will be given the opportunity to be heard.

BY RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WILTON

Supervisor Johnson called the first public hearing to order at 7:00 p.m., The Supervisor asked the Town Clerk to read the public hearing notice aloud, she did so. Supervisor Johnson then asked Councilman Gordon to give a brief summary as to what's been transpiring. **Councilman Gordon** explained that based upon the questions and information received to date we have put together an addendum to answer all questions brought up. The addendum will be attached to the original document both with the questions and the recommendations relating to all information. Councilman Gordon explained that this covers three different sections: Open Space Planning, Recreation Planning and Pathways Planning. Some of this is already out of date because it has already been implemented or built. We have had no inquiries other then one at the last meeting in reference to sidewalks on Old Gick Road. We have come up with some suggestions which are in the memorandum handed out. We have set goals for the management, acquisition, financing, habitat protection, water resource protection, scenic resource protection and historic resource preservation. Everything that has come in have been reviewed and addressed. Supervisor Johnson thanked Councilman Gordon and the committee for doing such a good job. He then asked if there were any public comments. **Sarah Clarkin**, Director of the Wilton Wildlife Preserve and Park brought up her letter she had sent to the Town Board regarding wetlands and breeding areas. **Councilman Gordon** discussed all of her concerns in these areas. Councilman Gordon stated that he had attached Ms. Clarkin's letter to the packet with the addendum. **Supervisor Johnson** asked if there were any other comments. No comments, he then closed the first public hearing at 7:15 p.m..

PUBLIC HEARING: Granite Marble Grant

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 accept Granite Marble Works application for the New York State Small Cities Grant Program.

SAID GRANT PROGRAM would provide funding for the expansion of a natural stone and quartz counter top fabricator. Funds would be used for the expansion of space, purchase of equipment, training of new and existing staff and renovation of existing space.

SAID PUBLIC HEARING will be held on Thursday, December 6th, 2007 at 7:10 p.m., at the Wilton Town Hall located on 22 Traver Road in the Town at which time all persons will be given the opportunity to be heard.

BY RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WILTON

Immediately following the first public hearing, Supervisor Johnson opened the second public hearing at 7:16 p.m., and asked the Town Clerk to read the public hearing notice aloud, she did so. Supervisor Johnson explained that this notice involves an application made by the Town on behalf of Granite Marble Works Inc. for a grant and or loan application through the Office of Small Cities. This is an opportunity for the Town to help small businesses. It is an Economic Development tool that is offered by the Office of Small Cities. The application is in the amount of \$151,000 and has been filed. Part of this is a direct grant for training and the rest is a low interest rate loan that would be filtered through the Town to Granite Marble Works Inc. Supervisor Johnson asked if there were comments. There were no comments. He then closed the second public hearing at 7:20 p.m..

REGULAR TOWN BOARD MEETING

At 7:20 p.m., Supervisor Johnson called the Regular Town Board 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 except Councilman Gerber, who was out of Town.

Arthur Johnson, Supervisor
Raymond O’Conor, Deputy Supervisor
Lawrence Gordon, Councilman
Ian McGaughey, Councilman

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

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 # 204

NOW, THEREFORE, BE IT RESOLVED, to approve the minutes from the November 8, 2007 meeting as typed, without amendment.

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

Small Cities Grant Program

Supervisor Johnson explained that this grant program is available to other businesses beside Granite Marble Works. There is funding up to \$750,000 that is available through this program.

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

RESOLUTION # 205

NOW, THEREFORE, BE IT RESOLVED, to authorize the Town of Wilton to partake in the NYS Small Cities Grant Program administered by the Office of Small Cities Housing Trust Fund Corp.

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

Open Space, Recreation and Pathways Plan
Public Hearing held earlier

Supervisor Johnson explained that the formal public hearing required for the Open Space, Recreation and Pathways Plan was held earlier. He then asked if there were any other comments before adoption. There was none.

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

RESOLUTION # 206

NOW, THEREFORE, BE IT RESOLVED, to accept the plan as published with the amendment presented.

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

Granite Marble Works (Application for Grant)
Public Hearing held earlier

Supervisor Johnson stated that this is the resolution specific to the Granite Marble Works application.

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

RESOLUTION # 207

NOW, THEREFORE, BE IT RESOLVED, authorizing submission of a Fiscal Year 2007 Community Development Block Grant Small Cities Application; and

WHEREAS, This resolution is filed with the Town Board by the Town Supervisor; and

WHEREAS, The 1974 Housing and Community Development Act established the Small Cities Community Development Block Grant Program and pursuant to that program is making 2007 Federal Fiscal Year funds available to municipalities to address their economic development needs; and

WHEREAS, The Town of Wilton, an eligible applicant, intends to submit an application for a Small Cities Economic Development Open Round grant of \$151,000 in conformance with 24 CFR Part 570.

NOW, THEREFORE BE IT RESOLVED, that the Supervisor of the Town Board is hereby authorized as the official representative of the Town of Wilton to submit the Small Cities Grant Application, with all understandings, assurances, rules and regulations contained therein; and be it further

RESOLVED, that the Town Supervisor, as the official representative of the Town of Wilton is hereby directed and authorized to act in connection with the submission of the Small Cities Grant Application and to provide such additional information as may be required.

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

Deputy Supervisor abstained from voting, due to his business relationship to the applicant.

Witt Construction (Amendment to PUD)
Palmertown Ridge PUD

Supervisor Johnson stated that Mr. Witt was in attendance and is requesting an amendment to an earlier approved PUD. He then asked Mr. Witt to address the board. **Mr. Witt** explained that he had a four acre lot adjoining the Palmertown Ridge PUD. A client would like to combine an eleven acre lot and the four acre lot to the existing PUD. We would like to also change the language of the PUD to add the keeping of horses in the entire PUD. **Supervisor Johnson** stated that the board had received a letter from the

Town's Planning Board recommending approval of the amendment as well as going through the special permit process to allow for horses. **Mr. Witt** asked if they could get the special permit for horses approved at the time of the building permit and not go through the special use permit process. **Town Engineer Keith Manz** explained that they had created their own zone, so Mr. Witt initially wanted to make (horses) a permitted use. It would be a permitted use that would have to meet all the special permit requirements. If the Planning Board states they would like Mr. Witt to go through the special permit process on these few lots that you would want horses on; what Mr. Witt is stating is that if the clients want horses right away when they come in for the building permit the staff could review those special permit requirements and verify if they are met. The only time that you would need a special permit is if someone buys a house moves in then decides they want horses instead of it being automatically allowed as a permitted use they would have to come for a special permit. **Deputy Supervisor O'Conor** stated that you will have to amend the PUD ordinance to specifically say "horse ownership is allowed in this Planned Unit Development under the following criteria" and then list all the requirements in the Town Code for horses in the amendment of the PUD language. **Mr. Witt** explained that he would like to have a permitted use and would prefer not to go back to get special use permit. After some discussion, Deputy Supervisor O'Conor stated that horses are only a special permitted use in certain zones and it is not included in the Planned Unit Development legislation, so the PUD legislation would have to be amended in order to allow horses as a special permitted use and secondly to add the additional acreage. Supervisor Johnson set the public hearing for January 3rd at 7:10 p.m.. He also asked Mr. Witt to submit the draft amended legislation and the map to the Town Board to review before the next meeting.

Parkhurst Road (Speed Limit Reduction)

From 45 to 40

Not warranted in 2001

Supervisor Johnson explained that there was a request for a speed reduction from the residents on Parkhurst Road. We had submitted a request in 2001 and the DOT claimed the speed limit reduction was not warranted at that time. The board decided to resubmit and try again.

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

RESOLUTION # 208

NOW, THEREFORE, BE IT RESOLVED, to request a speed limit reduction on Parkhurst Road from 45 mph to 40 mph.

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

Reappointments

- a.) **Ethics Board** (formerly Ethics Advisory Council)
Shirley Jung

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

RESOLUTION # 209

NOW, THEREFORE, BE IT RESOLVED, to appoint Shirley Jung to the position of member of the Ethics Board, new term 1/1/08-12/31/11.

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

- b.) **Planning Board**
Harold VanEardon **current term to expire 12/31/07**
Donald Needham (Alternate) **current term to expire 12/31/07**

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

RESOLUTION # 210

NOW, THEREFORE, BE IT RESOLVED, to reappoint Harold VanEardon to the position of Planning Board member, current term to expire 12/31/07, new term 1/1/08-12/31/14; and

FURTHER BE IT RESOLVED, to reappoint Donald Needham to the position of alternate member of the Planning Board current term to expire 12/31/07, new term 1/1/08-12/31/08.

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

- c.) **Zoning Board**
Rocco Angerami (Alternate) current term to expire 12/31/07

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

RESOLUTION # 211

NOW, THEREFORE, BE IT RESOLVED, to reappoint Rocco Angerami to the position of alternate member of the Zoning Board, current term to expire 12/31/07, new term 1/1/08-12/31/08.

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

Resignations

Ethics Advisory Council
Robert Pyryemybida

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

RESOLUTION # 212

NOW, THEREFORE, BE IT RESOLVED, to accept with regret, the resignation of Robert Pyryemybida, from his position as member of the Ethics Advisory Council, effective 12/31/07.

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

Road Acceptance

Olson Farm Subdivision
All criteria not met.

Supervisor Johnson asked the board to table this item. No action taken.

Appointments

Members of the Historic Preservation Board

Deputy Supervisor O’Conor, explained that the next step in carrying out the intent of the legislation that was passed last month in regards to Historic Preservation involves appointed a five member Historic Preservation Board. The Town Historian automatically gets a seat and one member of the Wilton Heritage Society is required to be on that board then we would have three at large members. After some discussion Deputy Supervisor O’Conor suggested he would come up with some names and the board could appoint them at the next meeting. The board agreed.

Gavin Park (athletic Fields)

Deputy Supervisor O’Conor, explained that he and Councilman Gerber, were at a meeting with Park Director Steve Porto and a representatives from Wilton Baseball and Soccer. He stated that Gavin Park is a very popular place. Whether folks play soccer or baseball everybody loves our fields, because they are in such good condition. This has caused an issue with demand. Councilman Gerber, Dale Long, the Chair of the Park and Recreation Board along with Steve Porto, have been trying to figure a way to accommodate all these different groups and what appeared to be the most effective way to do that is to create one additional baseball field. The Town has already allocated the funds for this. Deputy Supervisor O’Conor stated that at the Park and Recreation Commission meeting the members had voted unanimously to pursue the creation of the additional field and they would like the Town Board to support this plan as well. One of the things that Councilman Gerber and I brought up was that any cost of capital improvements that might be needed to accomplish this would have to come out of the Capital Improvements funds for the Park, not out of the General Fund for the Town. Most of this work would take place immediately after the May Day soccer tournament ends. Does not need action from the Town Board.

Committee Reports (If Any)

Supervisor Johnson asked if anyone had any committee reports. **Councilman Gordon** stated he would like to get involved in the Town’s Safety Plan next week.

Councilman McGaughey explained that there had been a good meeting with volunteers of the voluntary R.U.O.K program which is an effort to keep an eye on people in town with special needs in the event of a large scale emergency. He also stated that they can use more volunteers. **Supervisor Johnson** stated that Saratoga County just went to the reverse 911 program where there is an automatic calling system using the 911 address system.

Supervisor Johnson stated that next year the Town Board chose to utilize the services of one attorney as opposed to having two. At our January meeting I would like to invite

Robert Pulsifer, in to properly recognize him for his many years of service as attorney to the Planning and Zoning Board. Supervisor Johnson then asked if there were any other committee reports. There were none.

Comptroller's Report
(Including Bills & Transfers)

2007 Budget

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

RESOLUTION # 213

NOW, THEREFORE, BE IT RESOLVED, to approve the 2007 budget transfers and amendments requested for and listed in the Comptroller's 12/6/07 report to the Town Board.

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

Building & Grounds
Town Hall Furnaces

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

RESOLUTION # 214

NOW, THEREFORE, BE IT RESOLVED, to ratify the decision to replace two furnaces in Town Hall in the amount of \$4,890; and

BE IT FURTHER RESOLVED, to approve a budget transfer from A1990.4 Contingency to A1620.2 Buildings account.

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

Personnel

- a.) **Code Enforcement:**
Terrance Anthony

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

RESOLUTION # 215

NOW, THEREFORE, BE IT RESOLVED, to permanently hire Terrance Anthony to the vacant Assistant Building Inspector position effective 11/13/2007, with a one year probation period. Terrance was hired from the Saratoga County Civil Service list and placed in a grade 7 base rate.

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

- b.) **Parks Department**
Danielle Murray

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

RESOLUTION # 216

NOW, THEREFORE, BE IT RESOLVED, to approve the request from Steve Porto, to permanently appoint Danielle Murray to the Senior Clerk position in the Parks Department effective 12/4/07 with a one year probation period. Danielle has been provisionally working in this position at a Grade 3 base rate and has since passed the exam and is reachable.

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

Town Policy Committee

Comptroller Reale explained that the Town Board had appointed a committee to review the Town Policy. In your packets are the updates to the Personnel Policy in relation to the Contract Spending Investment Policy Capital Asset Policy. Councilman McGaughey stated that in the Personnel Policy the big changes were; minor changes in hiring, the work week, payroll items, vacation and sick leave. In Contracts and Spending minor changes to purchase orders and vouchers. Supervisor Johnson asked Comptroller Reale if he would have meetings with the department heads and go over everything. Comptroller Reale stated he would have a meeting next week. He also stated that Engineer Manz had a good point regarding the Personnel Policy Part VII, Section 2 that has to do with the health insurance for retirees. Comptroller Reale stated that the committee needs to tweak the language because it is not really clear on how that works. **Deputy Supervisor O’Conor** asked Comptroller Reale, how he thought the language worked. **Comptroller Reale** explained the way it works is when you retire from service you pay for health insurance at the current rate. So if you have a hundred percent, the Town pays for it, you have free health insurance, you and your spouse. I would like to reword this section because it is not very clear. **Deputy Supervisor O’Conor** stated that something the board should think about is on an annual basis is making an allocation toward the on-going health care benefits of a retiree. **Comptroller Reale** stated that he and Nancy Riely will come up with some suggestions in a memo to the Town Board as to what to do with health insurance. There are a number of things that the board can do such as going with lesser policies which are not as expensive. **Deputy Supervisor O’Conor** stated that we should consider having a tiered methodology how employees participate in a plan. If you have an employee who is making \$8 an hour the Town would pay a higher percent in health benefits but if you have someone is more highly compensated the Town would pay less. **Engineer Manz** stated he would like to be on the committee for the benefits for retirees.

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

RESOLUTION # 217

NOW, THEREFORE, BE IT RESOLVED, to approve the changes to the following policies effective January 1, 2008:

- a.) **Personnel Policy**-(Subject to revision of Part VII Section 2).
- b.) **Regulations for Contracts and Spending**
- c.) **Investment Policy**
- d.) **Capital Asset Policy**
- e.) **Town Fees**

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

New Computers

Comptroller Reale explained to the board that he would like to replace all town computers that are 5 years old or greater. After reviewing the inventory there are 13 computers that need to be replaced.

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

RESOLUTION # 218

NOW, THEREFORE, BE IT RESOLVED, to approve the replacement of 13 computers within this year's budget and;

FURTHER BE IT RESOLVED, to approve a budget transfer in the amount of \$15,000 to A1680.2 Data Processing account from the following accounts:

A1110.4	Justice	\$1,500
A1410.4	Town Clerk	\$1,000
A5132.4	Garage	\$3,000
A5010.4	Super. Of Hwys	\$2,000
A8020.4	Planning	\$1,000
A8664.4	Code Enforcement	\$4,500
A8160.4	Refuse	\$2,000

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

Saratoga County Open Space Grant

Comptroller Reale explained that the Town of Wilton has been awarded a grant in the amount of \$100,000 toward the purchase of 97 acres to add to the Wilton Wildlife Preserve and Park which is part of the Boswell project. **Supervisor Johnson** stated that the parcel is on Ruggles Road. We were fortunate enough to get a County grant of \$100,000 through their Open Space Program and the Nature Conservancy will pay the other \$510,000.

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

RESOLUTION # 219

NOW, THEREFORE, BE IT RESOLVED, to approve the contract from Saratoga County for the County Grant and;

FURTHER BE IT RESOLVED, to authorize the Town Supervisor to execute the contract.

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

Assessors Department

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

RESOLUTION # 220

NOW, THEREFORE, BE IT RESOLVED, to approve the request from Marge Little, for a budget increase of \$12,500 for account A1355.4 Assessors, from the Contingency A1990.4 account, due to an increase in litigation costs.

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

Supervisor Johnson: If there is no 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 8:20 p.m..

Respectfully Submitted,

Carol Maynard, Town Clerk

_____ Supervisor, Arthur Johnson

_____ Councilman, Raymond O’Conor

_____ Councilman, Charles Gerber

_____ Councilman, Larry Gordon

_____ Councilman, Ian McGaughey