

April 10th, 2008

The regular meeting of the Town Board was held at the Town Hall on Thursday, April 10th, 2008 with the following members present: Richard Rowland, Supervisor; Daniel Pemrick, Peter Coseo, Thomas Kinsella and Daniel Cochran, Councilman. Also present were Town Counsel Mark Schachner, one reporter and approximately 12 residents.

At 7:20 PM an Unsafe Building Hearing was held on an unsafe building located at 4000 Rt 9N. John Chwaz Jr. was present to represent the Estate of John P. Chwaz. He stated that the property was left to him by his dad and there was no money left in the estate. He has borrowed money to take down the roof. He already has the permit from the Building Department and he should have a piece of equipment on site to begin the work next week. He intends to rebuild the building, which he has also talked to the Building Department about. He was not able to get up there any sooner due to the snow, etc. Coseo, C. stated that he had to recuse himself from this matter since he has represented the Chwaz family. The unsafe building hearing was closed at 7:22 PM

The regular meeting was called to order by the Supervisor at 7:30 PM and opened with the pledge to the flag. On motion of Kinsella, C. and seconded by Pemrick, C., the minutes of 3/13/2008 were approved as submitted by all members present.

Note from Saratoga County Reality Check thanking the Town Board for their support by adopting the resolution asking retail stores to remove and reduce tobacco advertising in the eyesight of children.

Notice from Saratoga Polo of their intention to apply for a renewal of their on-premise liquor license.

Notice from OB Beyer Recreation Park Inc. of their intention to apply for a renewal of this on-premise liquor license.

Notice from the Matt Veitch, Supervisor of the City of Saratoga Springs, announcing their July 4th celebration. A festival, including a parade, will be held in the City, July 4th through July 6th. He was looking to see if the Town was interested in being involved in the parade, participate in the ceremonies, etc.

Notice from Blue Neils regarding MS4. There is a possibility of receiving some remuneration for the work that has been done on MS4, such as replacing catch basins, street sweeping, education, etc. The Town needs to file and may be able to get up to \$6,000. in reimbursement.

Gary Heller, Rebecca Drive – Mr. Heller stated that he wanted to speak regarding the proposed updates to the Town Code. He stated that he had brought it to the Code Enforcement Officers attention that the definition of a shed is not covered by the Town Code. Most sheds are not on a permanent foundation. He added that most of the properties in his subdivision are deeper than they are wide. The present Town Code requires that a shed must be 25 feet from the side yard and 75 feet from the back property line. In order to meet that requirement, the shed would have to be situated in the middle of the yard. Mr. Heller added that the present Code allows for a 10' x 12' building to be constructed without having to go through a permitting process. He stated that by the time you put in a small garden tractor, snowblower, etc. and there is no more room in the shed. He had heard that there was some discussion regarding changing the Code to not allow

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larger sheds than that. He would not like to see that happen and felt that it would really be a hardship if those types of restrictions were imposed on other people.

Stan Weeks, Ashlor Drive – Mr. Weeks appreciated that fact that the public comments period was held prior to the agenda items. He stated that he was not sure if this was an item to be discussed regarding Code changes, however the Zoning Board of Appeals has had discussions regarding the requirement to post a sign on the property when looking for a variance. They are finding that that is not being done or the signs are being removed. He believed that that section of the Code needed to be firmed up.

Unsafe Building – Chwaz property 4000 Route 9N – Kinsella, C. asked when Mr. Chwaz planned on taking the roof down and about how long he thought it would take. Mr. Chwaz stated that he would have the equipment there next Tuesday and depending on how it went, it may take about 2 months. Pemrick, C. asked Mr. Chwaz if he felt that at the end of two months he could come back to the Board and demonstrate that significant progress had been made in cleaning up the site. Kinsella, C. asked what the side walls were made of and questioned what would support the walls once the roof trusses were removed. Mr. Chwaz stated that the walls were concrete block and they were freestanding. Kinsella, C. stated that he was uncomfortable with removing the roof and just having it sit there for a period of time. If the roof was not going to be replaced for a year, he would like Mr. Chwaz to get an engineer to take a look at it to determine whether the walls would be structurally adequate in that condition. Mr. Chwaz stated that he already spoke with an engineer and he was going to have him take a look at the building as soon as he can get some of the debris cleared out. Pemrick, C. asked Mr. Chwaz if he would be able to come back to the Board in 30 days and give an update as to what progress has been made and provide the Board with a written report from an engineer. Mr. Chwaz agreed that he could do that. Kinsella, C. asked if in the meantime, the remainder of the building was secured and had doors and windows. Mr. Chwaz stated that the doors were not affected by the roof collapse.

Porter Corners Town Park – Supervisor Rowland stated that he spoke with the Department of Health and CNA Laboratories. The Department of Health has come up with a plan that they think will work. They are going to run five tests on a segment of water. They will run it through a 5 micron filter that will determine whether a UV system would work. The intention is for CNA to run the test next week and will report back to the Health Department with the results. Supervisor Rowland added that he may be able to borrow a UV system to determine if it will work. He added that the water to the building will be turned on so the restroom facilities can be used. The water to the food concession area will remain turned off for safety reasons. Kinsella, C. clarified that if everything tests okay than the Town would have to install both a 5 micron filter and a UV system. He added that 5 microns was pretty small and felt that the filter was going to plug in a hurry. He felt that the Board needed to be careful about the size they installed.

Tri-Town Pit Agreement – Duane Wright, Highway Department Clerk, stated that the Highway Superintendent went back to the other Highway Supts. and they felt that they wanted to go back to their Town Boards and lawyers to take a look at it. He believed that it was going to be up to the Town Boards to reach an agreement. In the

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meantime, the Town of Greenfield has applied for a mining permit for themselves and he did not expect that there was going to be a problem with getting it.

Town Garage – Duane Wright stated that the Highway Supt. has had several discussions with the Town Engineer regarding an estimate for specifications for a new Town Garage. They believed that the next step would be to develop the specification portion of the project so that the Town would be ready to move forward on the project whenever they are ready. The Town Engineer has stated that a mechanical engineer that they have been working with on similar projects has indicated that his portion of the specifications would cost between \$10,000 - \$12,000 to complete. Once the Town Engineer received this information, they would finish out the plan drawings, site drawings, etc. which they estimate to cost \$10,000-\$15,000. The total set of plans would cost approximately \$20,000-\$30,000. This estimated cost would be roughly 2.5% of the overall cost of the garage. Duane felt that this was very reasonable for the engineering for this type of project. He noted that typically the cost is anywhere from 7.5% to 10%. Once the Town has this plan, they could move forward as to how they wanted to phase it, design build, etc. Duane felt that the Highway Supt. was hoping that the Town Board would pass a resolution authorizing up to \$30,000. for a full engineering plan to be prepared. Kinsella, C. felt that the estimate was very reasonable. He stated that he spoke with the Highway Supt. and the mechanical engineer would be updated his plans from a previous garage, rather than start from scratch. Kinsella, C. questioned whether the estimate included radiant heat in the slab. Duane stated that it did include that change. He stated that if the Board chooses to go this way it would not be a design/build any longer. This would be an actual bid spec. Coseo, C. noted that even if you went with a design/build, the Town would incur costs because someone would have to draw up performance specs. Supervisor Rowland suggested that the Town may be able to get a little bit better price if they are able to get started while things are not as busy. He added that a few people have already expressed an interest. Coseo, C. asked where the money would come from to complete the engineering. Board members felt that it could come out of the building reserve fund. Fred McNearly asked that the Board consider the difference between design build and spec. to bid. When you spec. and put out to bid you run the risk of cost overruns and change orders, which can be very costly. Kinsella, C. stated that each way has benefits and drawbacks, however these specifications have already been used on a previous building. Al Hillmeyer asked the Board if they had investigated a pre-built steel building and then have the engineer design the heat, etc. Kinsella, C. stated that the spec was for a pre-engineered steel structure. The engineering costs would be necessary to design all of the things that would be required to make the building functional and code compliant.

RESOLUTION # 70 – Town Garage Bid Specifications

Motion: Coseo, C.

Seconded: Pemrick, C.

RESOLVED, That the Town Board hereby authorizes the Highway Department to spend up to \$30,000, for engineering plans for the new Town Garage, and

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FURTHER RESOLVED, that the cost of such plans shall be paid from the Building Reserve Fund.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

Updated to Town Code – Kinsella, C. stated that he reviewed the proposed list of changes that was provided at the agenda meeting. As far as Outdoor Furnaces were concerned, he had proposed that paragraph B should be revised to read “...compliance with the requirements of subsections C and D of this section, except for...” However, after thinking about it further, he believed that it should state that “...pre-existing stoves only need to comply with C-1...” Coseo, C. questioned whether spark arrestors needed to be put on existing furnaces for safety reasons. He recalled that there was discussion regarding the hardship to people who had installed the furnaces and are using them for their hot water and/or heating their swimming pools and that it would be difficult to take that away from them now. Coseo, C. suggested that paragraph B be changed to read “...to remain without the need for a permit or compliance with Subsections C, D or E of this section...” Subdivision Notification – Kinsella, C. and Coseo, C. submitted proposed amendments to provide notification. Kinsella, C. added to his proposal the ability for the Planning Board to have some discretion as to whether or not a public hearing be held in certain circumstances. Coseo, C. had a couple of concerns regarding that. As far as the time of notification was concerned, he would like to see that changed to 10 days. With a 5 day requirement, someone could comply by sending the notification out on Friday for a Tuesday meeting. The person receiving the notification might not even receive it until the day of the meeting. As far as waiving a public hearing, 9 times out of 10 that would probably be alright. However, he did not believe that the Planning Board should take away a persons ability to speak. He did not feel that there was any harm in having a public hearing. Coseo, C. stated that the Planning Board meets twice a month so there would not be a long delay in the process. Supervisor Rowland suggested that perhaps the notification requirement could be changed to 5 business days. Bob Hyndman, Denton Road – Mr. Hyndman stated that he lived in an area of Town that allows the most dense development. He felt that the Town should extend the time requirement for notification and keep the requirement to have a public hearing. He believed that more responsibility should be put on the applicant to notify adjacent property owners and suggested that it should be a broader area than 500 feet. Town Counsel Schachner noted that as far as Subdivisions were concerned, State law requires that a public hearing be held for the preliminary plat. The hearing may be waived on the final plat if there have not been any substantial changes made. Coseo, C. stated that even if there is a public hearing held on the final plat, he did not feel that it was necessary to re-send the notices since they have already been provided with written notification. Kinsella, C. suggested that the 10 day notification should also be changed for variances, special permits, etc. to keep everything uniform. Section 105-85 and 105-94 both should be changed to 10 days as well. Coseo, C. to check to make sure that there are not any other sections that need to be changed. Junkyard License Fees – Kinsella, C. stated that when the fees were amended last year he felt that the change in the Junkyard Renewal fee was excessive. He stated that the reason the fee was increased was to make sure that

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the time for doing the inspections by the Code Enforcement Officer was covered. He felt that given the hourly rate of the Code Enforcement Officer, \$400. was way more than what was necessary. He suggested that the fee on a renewal be \$100. and that the fee for any brand new license be \$1,000. Cochran, C. agreed that the rate was excessive and the change from \$25.00 to \$400.00 was substantial. Coseo, C. stated that he would recuse himself regarding this matter since he has represented 2 of the applicants on other matters. Supervisor Rowland stated that his only concern was with the fact that some had already filed, one was before the Board this evening and there was another one coming back in by June. Kinsella, C. stated by the time this is adopted it would effect next years fee. Coseo, C. felt that there was an issue with the one that has been pending as to whether or not the application has expired and is being considered as a new application since it has been over 2 years since they have had a license. The Board is going to have to make a decision regarding that. Pemrick, C. questioned what other Towns charge. Town Clerk to look into and provide Board with further information. Tractor Trailer Storage Boxes – Coseo, C. stated that one of the other proposed changes made by the Code Enforcement Officer was that Section 105-142-B be amended to allow Tractor Trailer Storage Boxes to be used as accessory structures. Kinsella, C. and Pemrick, C. believed that this was discussed prior to the adoption of the new Zoning Law and it was decided at that time that they did not want them. Supervisor Rowland noted that some people use those PODS type boxes. Also, builders are having a real issue with having to lock up building materials, equipment, etc. Coseo, C. agreed that there are some situations where you may need temporary storage, such as for renovation, fire, etc. Perhaps there could be a time limit and it could be for temporary storage use. Board members agreed to take this off the list at this time. Junkyards – Albert Janik asked the Board if anyone had given any consideration of changing the requirement under Junkyards where the applicant needs to go the Planning Board in order to get a variance from the fencing requirement. He suggested that it should stay with the Town Board. Supervisor Rowland stated that there is a question regarding that part of the Code. They are required to have a 150' buffer from the property line to the fence. At least one applicant has expressed concern over losing control of their property. Coseo, C. stated that the Town Board controls junkyard licenses and he did not see too many new ones coming into Town, other than the 4 existing yards. He did not feel that this was a real issue. Board decided not to make any changes at this time. Public Hearing Signs – Coseo, C. did not feel that it should be the responsibility of the Code Enforcement Officer to post the signs. It should be the landowners responsibility and they should provide some sort of proof by way of affidavit or notice that they have complied with the regulation that requires the posting of a sign. He added that if the landowner does not comply, then the hearing should not be held. It should be adjourned until they do comply. Stan Weeks, ZBA member, stated that he has already stated that he would not vote on an application if the sign was not up. He agreed that it was the responsibility of the applicant to make sure that the sign was posted. Coseo, C. stated that some sort of a uniform compliance notice should be prepared that must be submitted. A proposal is to be developed and forwarded to the Town Clerk within the next week to be added to the list of amendments. Length of Cul-de-sac – Kinsella, C. stated that the intent was to

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change the length of a dead-end street to 1,500 feet and the size of the cul-de-sac to a diameter of 210 feet. The change was made in the Zoning Law, however they neglected to change it in the Subdivision Regulations. Keyhole Lots – Gary Dake, Planning Board Chairman and Kinsella, C. submitted suggestions regarding this. Kinsella, C. stated that he did not have a problem with the language proposed by the Planning Board, he felt that it would be easier to just remove the word “rare”. Board members in agreement.

Grandfathered Special Use Permits – Remove Section 105-22-C-3 allowing for non-conforming uses to apply to be deemed an authorized “special use”. The application had to be submitted within 180 days from the adoption of the law, which has passed.

RESOLUTION # 71 – Schedule Public Hearing – Proposed Local Law
#1 - 2008 – Amendments to Town Code

Motion: Kinsella, C.

Seconded: Cochran, C.

RESOLVED, That the Town Board hereby schedules a public hearing on Proposed Local Law # 1-2008 – Amendments to the Town Code to be held on Thursday, May 8th, 2008 at 7:20 PM.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

Are You Okay – Pemrick, C. stated that Andrea Mann and himself are continuing to work on the planning and development of the program. In conversations with other Towns that have implemented the program, they indicated that we should take the time necessary to get the commitment you need from a core group of people to help sustain the program. At this point, they are looking at creating that group of people. He felt that it would probably be late Summer before they will be ready to send out information to the community and provide people with the opportunity to participate.

Veterans Committee – Pemrick C. advised that they are continuing to look into the options available to be able to present the names of all Town veterans on plaques to be displayed in the Town meeting room. An example of one type can be seen at Gavin Park in Wilton. The names are engraved in plexiglass and framed. Pemrick, C. added that in the next Town newsletter, they will be asking Town residents to help update the list of veterans. Residents of Greenfield who were in the armed services will be asked to submit their names and/or the names of deceased relatives, along with a copy of the DD214. A clean up day at the Veterans Park has been scheduled for April 26th, 2008 from 10AM to Noon. Anyone interested in participating is welcome to attend.

Stanley Weeks, Ashlor Drive – Mr. Weeks expressed his concern about an article he recently read in the newspaper regarding the Saratoga Library budget. He is going to be paying more to support the Saratoga Library than he does to support his own Town. The article indicated that the Library tax rate for the City of Saratoga Springs is going to decrease and the rate for the Town of Greenfield is going to increase. In addition, there was another article which indicated that the Saratoga Springs City School tax rates were going to go up about 6 percent in Greenfield as opposed to 2 percent in the City of Saratoga Springs. He felt that the residents of the Town of Greenfield were getting hit hard by maintaining full value assessment. He did not mind paying his fair share, however he felt that the system was very unfair.

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Al Hillmeyer stated that when he was here for the agenda meeting this past week he brought to the Board's attention a few unsafe buildings up at Lake Desolation. He questioned why they were not put on the agenda. Coseo, C. explained that, as they told him last week, the procedure would be for Mr. Hillmeyer to take his complaint to the Code Enforcement Officer. The Code Enforcement Officer would then make an inspection of the building and if he deemed it to be unsafe he would bring it before the Town Board.

Equalization Rate - Fred McNeary, representing Prestwick Chase – Mr. McNeary stated that he attended last months Board meeting at which time the Town Assessor gave a presentation regarding the equalization rate. He stated that he had appealed it to the State of New York with little success. He mentioned that there may be a possibility of going back to the State and take it to the next level. Mr. McNeary asked if this has been done yet or if the Town Board has any plan to go to the next level. Supervisor Rowland stated that he spoke with the Assessor last week and he was working on looking into what the procedure for the next step would be, if any. In addition, Supervisor Rowland stated that he spoke the Director at the Saratoga Springs Public Library and expressed his concern regarding the recent statements made. He plans on speaking with the Saratoga School District as well. Mr. McNeary stated that he went on the ORPS website, however he was unable to find any information regarding how you could appeal their decision. He asked the Board if they knew what the next step would be. Coseo, C. also spoke with the Assessor. While the Town cannot grieve the equalization rate of the City of Saratoga Springs, Coseo, C. suggested that the Town go down and argue that our equalization rate is actually 114%, instead of 97 or 100%. Coseo, C. noted that the Town did go down last year for a hearing process. He asked Town Counsel if there was the potential for an Article 78 Proceeding if you were not satisfied with the hearing results. Town Counsel Schachner believed there was the potential for one. He added that the track record of municipalities being successful in suing the State over the equalization rate is very low. Al Janik stated that they did go to the State last year for an informal discussion to make a pitch that the City of Saratoga Springs equalization rate was inappropriate. Their argument was that each year they analyze the trends that are used to arrive at the equalization rate and they believed them to be correct. Mr. Janik felt that the problem was not with each year's analysis. He believed it was from 7 or 8 years ago when the State accepted flawed data from the City of Saratoga Springs, in particular for the commercial properties, that was used to arrive at their equalization rate. There is a disparity between the real value and equalization rate for the commercial and residential properties in the City of Saratoga Springs. The State will only look at trending and will not go back and look at the assessments. Therefore, they keep trending bad data. Bob Hyndman stated that a year ago we were having this same conversation and here we are still talking about potential strategies. He felt that the Town was compounding the problems by continuing to go ahead with annual revaluation.

Denton Road – Mr. Hyndman stated that at the agenda meeting last week they discussed the condition of Denton Road. He wanted to voice is displeasure of the

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fact that at no time during the discussion that anyone on the Board bothered to tell them that Denton Road was not on the paving schedule this year. He stated that he has had several discussions over the past year or two regarding the need for paving of the road. Mr. Hyndman added that there was another accident on the road 2 days ago and that something needed to be done. In addition, he stated that the “No Parking Signs” that were promised last week were still not up.

Equalization Rate – Al Hillmeyer questioned the revaluation process and wanted to know what the State had to do with property being revalued in the Town. Coseo, C. stated that the Assessor could go ahead and reduce everyone’s assessment by 50%, but that does not mean that your taxes are going to be cut in half. The State will come up with a new equalization rate and your taxes could actually go up. There is nothing wrong with continuing to remain at 100% valuation. The problem is with the equalization rate. Mr. Hillmeyer asked why the Town even bothered with the State since they were totally corrupt and bankrupt. Coseo, C. explained how the State was involved in the equalization rate. Fred McNearly asked Town Counsel Schachner if it had to be a municipality that filed an Article 78 or can private individuals file. Mr. Schachner did not believe that a private individual would be granted what the law calls standing to attack the equalization rate, but suggested that he should consult his own counsel.

RESOLUTION # 72 – Appointment of Saratoga Co. Youth Bureau Rep

Motion: Pemrick, C.

Seconded: Kinsella, C.

RESOLVED, That the Town Board hereby appoints Karyn Zanetti as the Town of Greenfield representative to the Saratoga County Youth Bureau.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

RESOLUTION # 73 – Junkyard License Renewal

Motion: Cochran, C.

Seconded: Kinsella, C.

RESOLVED, That the Town Board hereby approves the following Junkyard License Renewal for the year 2008:

#3-2008 - Gaba Brothers Auto Parts – Middle Grove Road

VOTE: Ayes: Rowland, Pemrick, Kinsella, Cochran

Noes: None

Abstained: Coseo

RESOLUTION # 74 – Approve Bus Contract for Summer Program

Motion: Pemrick, C.

Seconded: Kinsella, C.

RESOLVED, That the Supervisor be authorized to sign the Transportation Rental Agreement with the Saratoga Springs City School District for buses for the 2008 Summer Recreation Program.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

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RESOLUTION # 75 – Community Center Use Request

Motion: Cochran, C.

Seconded: Pemrick, C.

RESOLVED, That the Town Board hereby authorizes the use of the Community Center by the Greenfield Republican Committee to host a Red Cross Blood Drive on August 23rd, 2008.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

Highway Supt. Term of Office – Town Clerk advised that Town Board members had received a copy of the proposed local law to change the term of office for the Highway Supt. from 2 years to 4 years. If adopted by the Board, it requires a mandatory referendum and will have to go on the ballot in November. Coseo, C. stated that the current Highway Supt. does a tremendous job for this Town and keeps the roads in good shape. However, he could not support the extension of the term. The Highway Budget is the largest section of the Town budget. More funds are expended from there than the rest of the Town budget put together. He believed that if the Highway Supt. was doing a good job, the voters will put him back into office. Coseo, C. did not see a compelling reason to change the term of office and felt that by being in charge of that large of a sum of money you have to be accountable to the taxpayers. Pemrick, C. agreed that it was an important role and that the Highway Budget contained most of the money that the Town raises. The planning that goes into roadwork takes longer than a two year term. He added that in the past two years he has heard of more regional discussions between our Town Highway Supt. and adjacent Towns working together to share equipment and resources to save all the Towns involved money. The longer term will allow for better implementation of these plans. Cochran, C. noted that not that long ago the Town went through a period where we had a new Highway Supt. elected every term. It takes time to build a relationship and rapport with the other Towns. Duane Wright stated that a highway program is much longer than a 2 year span and takes quite a long time to get the roads to where they should be. They cycle is much bigger than 2 years and if for some reason you do break it up after 2 years, you are almost starting all over again. As a resident of the Town he did not feel that 4 years was an unreasonable time for a Highway Supt. Coseo, C. felt that the 8 year road program was put into place even before the current Highway Supt. was elected. The Board has made a commitment to put more money into the highway program to keep the roads in good shape. Kinsella, C. noted that the current Highway Supt. and/or his replacement is a success or failure based on the money that the Town Board authorizes them to spend. He felt that it really was what type of leadership, administrative type things that the Highway Supt. brings to the garage to run it because the Board gives them the money to succeed. Kinsella, C. asked what the terms of office were for the other Towns in the area. Town Clerk to put together information for the Board. Albert Janik stated that some of the programs mentioned were started before Walt became Highway Supt., however a dramatic change took place as to how the Highway Department operated after he became foreman. The previous Highway Supt. did not start a lot of these programs. It was a combination of people including Walt, Duane, etc. who started the vehicle replacement plan, grading of highways and the

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aggressive program of repaving. Mr. Janik felt that with many 2 year term office holders their focus seems to be to get re-elected. He did not feel that 2 years was enough time for the Highway Supt. and that a better plan can be developed with a 4 year term. Ralph Stacey believed that there were many Towns who have now gone to a 4 year term for Highway Supt. You can not develop a plan and carry it through in 2 years. He added that there are ways to remove someone if there is a problem. Pemrick, C. felt that it was important to point out that if the Board votes to approve this local law, it is the voters who have the final say in November. Supervisor Rowland felt that it was important to have continuity. He believed that you get more continuity with the Board and other Highway Supts. when you are working out of a 4 year plan than a 2 year plan. He also stated that some Towns have Highway Supts. that are there in an administrative role only and do not do any work. Our Highway Supt. is an working supervisor. Fred McNearly did not understand why the Board was having such a lengthy discussion regarding this matter and stated that they should just let the voters decide.

RESOLUTION # 76 – Schedule Public Hearing on Proposed Local Law
2-2008 - Change Term of Office for Highway Supt

Motion: Pemrick, C.

Seconded: Cochran, C.

RESOLVED, That the Town Board hereby schedules a public hearing on proposed local law #2-2008 – Changing Term of Office for the Highway Supt. to be held on May 8th, 2008 at 7:15 PM.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

RESOLUTION # 77 – Agreement for Cooperative Household Hazardous
Waste Collection Day

Motion: Coseo, C.

Seconded: Pemrick, C.

WHEREAS, the Town of Milton is hosting a Household Hazardous Waste Collection Day on Saturday, August 9th, 2008 and has invited the Towns of Ballston, Charlton, Galway & Greenfield to participate, and

WHEREAS, all participating Towns have budgeted funds for this event and formed a committee to administer the collection day, and

WHEREAS, this committee has agreed that the cost of this event be divided according to the percentage of residents from each Town that participate in this day (i.e. 100 Milton, 100 Charlton, 100 Galway, 100 Greenfield & 100 Ballston = 20%, 20%, 20%, 20% and 20%) and that each Town will furnish volunteers for the event, and

WHEREAS, if NYS approves 50% funding for this event, reimbursement to the participating Towns will be divided up using the same proportions/formula, and

WHEREAS, the committee has tentatively selected the Milton Town Hall Parking Lot as the location of this event and Saturday, August 9th, 2008 as the date and that all of the above is subject to NYS DEC approval,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Greenfield, does hereby support and agree to the terms of this resolution and authorizes the joint HHW Committee to proceed with the plans for this event.

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VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

RESOLUTION # 78 – Explore NY 400 Community

Motion: Cochran, C.

Seconded: Pemrick, C.

WHEREAS, the New York State Hudson-Fulton-Champlain Quadracentennial Commission was established under Chapter 590 of the Laws of 2002, to plan, develop, and coordinate the 400th anniversary, in 2009, of the voyages of exploration made by Henry Hudson and Samuel de Champlain as well as the 200th anniversary of Robert Fulton's steamship voyage up the Hudson River; and

WHEREAS, these historic voyages of exploration in 1609 would change the world forever and lead to the European settlement of the New World and the innovation of steam travel and commerce in 1807, establishing the Hudson River and Lake Champlain as a corridor of trade, communication, politics and ideas, and that further, this vital north-south corridor of water created other water links such as the Champlain and Erie Canals, which provided opportunities inland and encouraged the westward movement through these water routes; and

WHEREAS, the State and the Federal governments recognize the voyages of exploration and invention to be of historical importance and significance to New York State and the nation and recognize the tradition to observe these contributions made by Hudson, Fulton, and Champlain, by commemorating these events in 2009,

WHEREAS, as an Explore NY 400 Community, the community may use the Explore NY 400 logo, link to the explore NY 400 website and may be eligible for either state or federal grant money to assist in Quadracentennial planning, events, and legacy projects; and

BE IT FURTHER RESOLVED, the Town of Greenfield supports the mission of the Hudson-Fulton-Champlain Quadracentennial Commission, and requests designation as an Explore NY 400 Community, and will be an active partner by establishing an Explore NY 400 Committee, and will cooperate to its fullest with the Commission in making the 400th anniversary a successful historic New York State event.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

Speed Limit Requests – Supervisor Rowland stated that he received a letter from the Saratoga Springs City School District Transportation Department describing a recent traffic incident and asking that the speed limit be lowered. He stated that the Highway Supt. had also had several people on Kilmer Road and Boyhaven Road request their speed limit to reduced as well. Nathan Duffney suggested that the Board make all the Town Roads 40 to 45 mph. Supervisor Rowland stated that at this time, the Town does not have the ability to post speed limits on Town roads. The Board must pass a resolution that is forwarded to the County Highway Supt. and then to the NYS Department of Transportation. A speed reduction for Daniels Road has been denied by the State on at least 2 other occasions.

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RESOLUTION # 79 – Request for Speed Reduction

Motion: Coseo, C.

Seconded: Pemrick, C.

RESOLVED, That the Town Board hereby forwards a request to the Saratoga County Highway Superintendent to reduce the speed limit on the following roads:

Daniels Road from 45 mph to 40 mph

Boyhaven Road from 55 mph to 40 mph

Kilmer Road from 55 to 40 mph

Vote: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

Porter Corners Park – Ty Stacey stated he approached the Greenfield Community and Business Association about the possibility of one of their projects being the construction of a pavilion at the Town Park in Porters. The president of the Association, Walt Chandler, stated that after making a few inquiries, he already has some people who were looking to donate materials, labor, etc. Mr. Stacey was looking for permission from the Town to continue working with the Association to explore the possibility of constructing the pavilion at no cost to the Town. They understand that nothing will be done prior to coming back to the Board with a plan for approval.

RESOLUTION # 80 – Porter Corners Park Pavilion

Motion: Coseo, C.

Seconded: Pemrick, C.

RESOLVED, That the Town Board hereby authorizes the Greenfield Community and Business Association to explore the possibility of erecting a pavilion at the Porter Corners Town Park without any cost to the Town.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

RESOLUTION # 81 – Declare Dog Van Surplus

Motion: Cochran, C.

Seconded: Coseo, C.

RESOLVED, That the Town Board hereby declares the 1996 Chevy Astro Van as salvage.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

RESOLUTION # 82 – Budget Amendments

Motion: Coseo, C.

Seconded: Kinsella, C.

RESOLVED, That the Supervisor be authorized to make the following budget amendments:

\$17,334.30 From A0960 to A3510.2

\$20,769.00 From DA0960 to DA5130.2

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

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Denton Road – Kinsella, C. stated that Denton Road was not considered as part of the paving schedule since everyone was under the assumption that the road was going to be paved by Saratoga Polo. He added that he did speak with the Highway Supt. and asked him do an assessment of the road, as they do with all the other Town roads. They look at the number of trips, the condition, etc. according to State guidelines. Kinsella, C. asked the Highway Supt. to see how it ranks in comparison with the roads on the paving schedule once that assessment is completed. Duane Wright stated that there are 24 miles in the Town that are rated “bad” or the lowest grade that can be given. The paving program will address 8 miles of road this year. There are highways that are scheduled to be done this year that have been rated “bad” for the past 5 years. Denton Road just moved to the “bad” rating for the first time last year. He did not believe that it would make any sense to go through and fix Denton Road this year and next year have them go through and do a water line. They are trying to do repairs that will last around 12 years. Bob Hyndman felt that the problem with Denton Road was that there were a lot of possibilities and meanwhile the road is deteriorating. His biggest problem was the fact that at the Town Board agenda meeting no one bothered to tell him at that time that Denton Road was not on the paving list. Duane stated that even though it was not officially on the list, if for some reason that construction work was done this year, it was the intention of the Highway Department to do that road this year. Supervisor Rowland stated that he spoke with a representative of Saratoga Polo recently and was told that they are looking to get going on their portion of that road. He noted that the City of Saratoga Springs was also going to have to be involved in this process since half of the road was theirs. As soon as the Highway Supt. gets back from vacation, he will be looking to get all the interested parties together for further discussions regarding this road. Mr. Hyndman stated that the rumor is that Polo is going to go to the City of Saratoga for sewer and water. If that is the case he will strongly oppose that during the PUD Site Plan process. Fred McNeary, speaking on behalf of the residents of Prestwick Chase, asked what was taken into consideration when classifying the roads. He stated that he had a traffic study that had been done on Denton Road that he would share with the Town. Duane Wright stated that the Town has completed 3 traffic counts on Denton Road. They look at use, number of homes, condition, through or dead end road, etc. Mr. McNeary stated that his family was one of the original families on Denton Road. The road was originally paved in 1982 and then there was another skim coat put on around 1990. He did not believe that anything has been done to the road in roughly 18 years. He wanted to know if that fit in with the paving schedule. Duane stated that they are trying to get to a point where a road will last 12 to 15 years. Mr. McNeary also mentioned that the Town had said at the agenda meeting last week that they would put up “No Parking” signs and they have not been put up as of yet. When Skidmore has a game and they park on both sides of the road, the road is almost impassable. Duane stated that he would check on the signs to see why they were not up yet on the Town side of the road. They could not put up signs on the City side of the road.

Telephone Bills – Supervisor Rowland provided the Board with a comparison from Corner Stone Telephone Company. They estimate that they could save the Town approximately \$1,650. annually if we change to them. Coseo, C. asked if the

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Supervisor had provided this information to the current provider to see if they will match the offer. Supervisor Rowland added that they did find that we were being taxed on a couple of lines and we were also being charged a voice mail charge which just recently started being charged. The base line charge is much less expensive then our current provider. He also stated that a few other municipalities in the area have changed over to this company.

MS4 Annual Meeting – Supervisor Rowland stated that it what his understanding that the Town needed to hold the MS4 meeting. Kinsella, C. thought that they Town already had the require public hearing and that the report was submitted. Supervisor to check with the Town Engineer.

On motion of Pemrick, C. and seconded by Coseo, C. the Board adjourned to Executive Session at 9:45 PM to discuss a personnel matter. Town Clerk was not present for session and no minutes were filed. On motion of Coseo, C. and seconded by Pemrick, C., the Board returned to regular session at 10:00 PM.

Monthly reports were submitted by Town Justice Varley (Feb & March), Town Clerk, Dog Control Officer, Highway Supt., Town Justice Hopkins, Supervisor and UDAG Revolving Loan Fund.

Annual report was submitted by the Town Historian.

RESOLUTION # 83 – Highway Bills

Motion: Kinsella, C.

Seconded: Coseo, C.

RESOLVED, That Highway Bills #39 to #56 in the amount of \$95,663.50 be paid, subject to audit.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

RESOLUTION # 84 – General Bills

Motion: Kinsella, C.

Seconded: Coseo, C.

RESOLVED, That General Bills #170 to #249 in the amount of \$60,213.30 be paid, subject to audit.

VOTE: Ayes: Rowland, Pemrick, Coseo, Kinsella, Cochran

Noes: None

On motion of Coseo, C. and seconded by Cochran, C., the meeting was adjourned at 10:10 PM.

Town Clerk