

**Town of Northumberland
February 7, 2008**

Supervisor Willard Peck called the meeting to order @ 7:30 PM. Following the salute to the flag, roll call was taken. Those attending were Supervisor Willard Peck, Councilman Daniel Gale, Councilman George Hodgson and Councilwoman Patricia Bryant. Clerk Denise Murphy and Town Attorney Douglas Ward were also present.

APPROVE MINUTES

1. Councilman Daniel Gale made a motion to approve minutes of the January 3, 2008 Organizational Meeting. Councilman George Hodgson seconded the motion. All in favor, motion carried.
2. Councilman George Hodgson made a motion to approve minutes of the January 3, 2008 Regular Monthly Meeting. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

CORRESPONDENCE

1. The Town received information from Jennifer Ciulla, Saratoga Co. Board of Supervisor's asking the Town of Northumberland to please list any events in our municipality that could be included in list of Saratoga County's Quadricentennial activities calendar.
2. The Town received a Saratoga County Job Opportunity listing for posting regarding Seasonal Laborers in the Public Works Department. The Town Clerk will post.
3. The Town received Saratoga County Health Insurance Portability and Accountability Act (HIPAA) Policy Statement from Saratoga County Board of Supervisors. The Town Clerk will post conspicuously.
4. The Town received from William Baker, Director of Saratoga County Department of Personnel regarding the Breast/Prostate Cancer Screening Annual Paid Leave Policy.
5. The Town received a letter from Hudson River Valley Greenway. The Hudson River Valley Greenway adopted a Resolution welcoming the Town of Northumberland to the Greenway.
6. The Town received a letter from Brookside Museum regarding the Saratoga County Historical Society.

7. The Town Board received a flier from Reality Check regarding a free family movie, Tuesday, February 19, 2008 “Daddy Day Camp”.
8. The Town Board received fully executed Grant Contract for FY 2007 County Open Space Grant Contract. The first contract will govern the payment of county grant funds to the town to help complete the purchase of 100+/- acres by Saratoga Plan. The second contract will cover the purchase of 33.5+/- acres by the Nature Conservancy to add to the adjacent lands of the Wilton Wildlife Preserve and Park.
9. The Town Board received a letter from Canal Corp regarding the 3rd Annual Canal Clean Sweep is coming April 19 and 20 and Canal Corp is inviting the town’s participation.
10. The Town Board received a letter from Hudson River Valley Greenway – Hudson River Valley National Heritage Area regarding Henry Knox Cannon Trail Support Resolution. Councilman George Hodgson introduced Resolution #20 of 2008

A Resolution for Henry Knox Cannon Trail Marker Restoration

WHEREAS, the Henry Knox Cannon Trail traces the route followed by Colonel Henry Knox and his men from December 1775 to January 1776 to transport 59 captured artillery pieces from Fort Ticonderoga and Crown Point on Lake Champlain to General George Washington at Dorchester Heights overlooking Boston;

WHEREAS, this pivotal event of the American Revolution resulted in the evacuation of the British from Boston;

WHEREAS, Henry Knox Cannon Trail Marker #12 is located within the Town of Northumberland;

WHEREAS, The Hudson River Valley National Heritage Area, with guidance and assistance from the National Park Service, will undertake a project to conserve the New York State Henry Knox Cannon Trail monuments;

WHEREAS, the Henry Knox Cannon Trail monuments are the property of the State of New York;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

The Northumberland Town Board supports the restoration of the Henry Knox Cannon Trail monuments, and

Grants permission to the Hudson River Valley National Heritage Area and its agents to complete conservation work on Henry Knox Cannon Trail Marker #12, located on the northwest corner of the intersection of Route 32 and Stark’s Knob Road.

Councilman Daniel Gale seconded the introduction of Resolution #20 of 2008

Supervisor Willard Peck – “Aye”

Councilman Daniel Gale – “Aye”

Councilman George Hodgson – “Aye”

Councilwoman Patricia Bryant – “Aye” Resolution #20 of 2008 – Adopted

OLD BUSINESS

1. Schuyler Park: Councilman Daniel Gale stated the committee met January 29th. The LA Group has the final draft map and plan. Councilman Gale stated he will get copies of the map to the Town Clerk so she can mail them out to each of the Board Members. Co-Chairwoman Lori Griffen, Town of Saratoga and himself will hopefully be at March’s Town Board Meeting to do a presentation and present the map and plan. Councilman Gale stated he is very excited about the proposed lay out of the Schuyler Park. The Town of Saratoga has received a grant from Saratoga County Soil & Water Conservation in regards to the Schuyler Park. Saratoga County Soil & Water personnel will be doing the trail preparation. Councilman Gale stated that he, Supervisor Peck and Town Attorney Douglas Ward met and reviewed the Joint Municipal Agreement between the Town of Saratoga and the Town of Northumberland. They have made some changes and submitted them to Supervisor Wood of Saratoga.

2. Terrel Hills Park: Supervisor Peck stated he would like to table this issue. Supervisor Peck stated he would like to branch out and look at other organizations and towns to see how they address the issue of town park expansions.

3. Hudson Crossing: Councilman George Hodgson stated the two piers have been put in last week for the floating dock which will be installed sometime this spring. Councilman Hodgson stated that he announced at the last Hudson Crossing Meeting that there will be no further activity until the town receives grant reimbursement. Councilman Hodgson gave Board Members a Hudson Crossing Park Project breakdown. Councilman Hodgson has prepared two reimbursement requests: NYS Canal Corp in the amount of \$110,463.65; and NYSDOT in the amount of \$62,114.14. The Town has requested the maximum design fee from Canal Corp Grant. They will not fund reimbursement to Synthesis as the firm was hired prior to the grant and does not meet their procurement requirements. The town is waiting for the Supplemental Funding Agreement with NYSDOT, which should be executed within two weeks which would increase engineering & design to \$75,000, leaving \$175,000 for construction. Councilman Hodgson stated he will explore the possibility of amending the above supplemental agreement with DOT/FHWA, after the town receives our next reimbursement, to increase the engineering and design funding levels by \$14,000 to cover Synthesis. Supervisor Peck stated both grants require the town to spend the funds first and then receive reimbursement. The town has had to put a cap on the funds which are waiting for reimbursement, and the town has exceeded the cap. Councilman Hodgson stated he also would like the record to reflect the wonderful job Boniacio Brothers did in building the

overlook pavilion and the picnic pavilion. Councilman Gale stated he had a few questions, if the town does not receive reimbursement in the amount of \$14,000 for Synthesis, how will we pay for it? Councilman Hodgson stated that he will first see about amending the NYS DOT Agreement, and if that does not work, possibly the town can look at using some of the Finch Pruyn monies that was earmarked for town parks. Councilman Gale also asked who is both soliciting and awarding these contracts, Hudson Crossing, or the Town of Northumberland. Councilman Hodgson stated that the town prepared bid specifications for both the floating dock and glulam and steel. The Town Board also awarded both of these contracts. Councilman Gale asked Councilman Hodgson to check on the liability regarding the floating dock, since he believes our present coverage does not cover water. Councilman Hodgson stated that Hudson Crossing has Liability Insurance, but that is a good question and he will contact our Insurance carrier.

4. Performance Guarantee Reduction – Brampton Woods Phase I & II: The Town received a letter from James Mitchell, Town Engineer stating that he has completed a review of the construction estimate prepared by Engineering America, dated February 2008 reflecting the value of the remaining work and retainer in the amount of \$197,456. He has consulted with the Highway Sup't regarding this estimate and we recommend the addition of approximately \$13,000 for the completion of Recharge Basin Number 1 (total for this item \$49,758. The Performance Guarantee required to cover the remaining work and the required 20% retainer for the completed work should be in the amount of \$210,456. Councilman Daniel Gale introduced Resolution #21 of 2008 - A Resolution granting a Performance Guarantee Reduction – Brampton Woods Phase I & II

WHEREAS, C & S Construction has an Irrevocable Letter of Credit No. 2006 – 12 in favor of the Town of Northumberland up to an aggregate amount of Three Hundred Eighty Four Thousand Three Hundred Fifteen and 00/00 (\$384,315.00) Dollars to secure on-site or off-site improvements at C & S Construction Ltd., Saratoga Springs, NY, and

WHEREAS, C & S Construction has installed certain roads and related infrastructure at the Brampton Woods subdivision, which installation was secured by the Irrevocable Letter of Credit, and

WHEREAS, C & S Construction has requested that the Town Board reduce the Irrevocable Letter of Credit in proportion to the value of such installed roads and related infrastructure and has submitted documentation showing that the value of such installation is One Hundred Seventy Three Thousand Eight Hundred Fifty Nine and 00/00 (\$173,859.00) Dollars, and

WHEREAS, The Town Highway Superintendent and the Town Engineer have inspected the installation and have advised the Town Board that they concur with C & S's statement of the value of the installation, and

BE IT RESOLVED, that based on the document submission by C & S Construction and the review by the Town Highway Superintendent and the Town Engineer, the Town

Board of the Town of Northumberland approves the reduction in the Irrevocable Letter of Credit in the amount of One Hundred Seventy Three Eight Hundred Fifty Nine and 00/00 (\$173,859.00) Dollars, and be it further

RESOLVED, that C & S Construction will have an Irrevocable Letter of Credit in favor of the Town of Northumberland in the amount of Two Hundred Ten Thousand Four Hundred Fifty Six and 00/00 (\$210,456) Dollars, and be it further

RESOLVED, that this Resolution will take affect immediately.

Councilman George Hodgson seconded the introduction of Resolution #21 of 2008/

Councilman Daniel Gale – “Aye”

Councilman George Hodgson – “Aye”

Supervisor Willard Peck – “Aye”

Councilman Patricia Bryant – “Abstain” Resolution #21 Adopted

NEW BUSINESS

1. Moreau Emergency Contract 2008: Councilman Daniel Gale made a motion authorizing Supervisor Peck to enter into a contract with Moreau Emergency Squad for emergency services in the amount of \$62,000 for 2008. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

2. Bacon Hill Fire Protection District 2008: Councilwoman Patricia Bryant made a motion authorizing Supervisor Peck to enter into a contract with Schuyler Hose for fire protection in the amount of \$108,200 for 2008. Councilman Daniel Gale seconded the motion. All in favor, motion carried.

3. Schuylerville Emergency Contract 2008: Supervisor Willard Peck made a motion to enter into a contract with General Schuyler Emergency Squad in the amount of \$103,253 for 2008. Councilman Daniel Gale seconded the motion:

Supervisor Willard Peck – “Aye”

Councilman Daniel Gale – “Aye”

Councilman George Hodgson – “Aye”

Councilwoman Patricia Bryant – “Abstain” Motion Adopted

4, Update of Subdivision Regulations: Attorney Douglas Ward informed the Town Board that there are areas of the Subdivision Regulations that need to be updated. Supervisor Peck stated maybe the Town needs to look at an outside engineering firm to update our Subdivision Regulations. Attorney Douglas Ward would like to see what is out there in other towns. The document needs to be streamlined.

5. NYS Civil Service Health Insurance: The Town just completed a questionnaire for NYS Civil Service to see if the Town was following their rules and regulations. The Town Board will review the requirements for Health Insurance with the State and consider adopting their own policies regarding who is eligible.

6. Jim Mitchell, Town Engineer has provided the Town Board with an updated Standard Road Cross Section and Alternate Road Section for the Town of Northumberland's Subdivision Regulations. The Town Board would like to update this section as soon as possible since road construction could start in early spring. Councilman Daniel Gale made a motion to hold a Public Hearing On Thursday, March 6 @ 7:00 PM at the Town Hall to receive the public's comments on Proposed Local Law No 1 of 2008 – A Local Law Amending the Town of Northumberland Subdivision Regulations and Design and Construction Standards; Section 2.4 – Surface Construction; Drawing 2.1 Standard Road Cross Section; and Drawing 2.1.1 – Alternate Road Section. Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

COMMITTEES

Highway: Highway Sup't Neil Petteys submitted a report for the Town Board. Highway Sup't stated so far there has been more ice than snow on town roads. He is proposing the following roads to be reconstructed: Stonebridge Road (Route 32 to Purinton Road), Cedar Run; Robins Run, Stormy Lane; Colebrook Road (working with town engineer since some areas have drainage problems). He is looking at shimming Austin Road. Highway Sup't Petteys was earlier to check on the status of Hill Street. Highway Sup't Petteys stated his records show Hill Street only runs between Catherine Street and Leonard Street. Highway Sup't Neil Petteys also went and talked with a resident on Catherine Street regarding an abundance of salt dropped on the road. Highway Sup't Neil Petteys sent a crew to clean up the excess salt, and personally talked to the property owner.

Councilman Daniel Gale made a motion @ 8:25 PM to adjourn the Regular Monthly Meeting. Councilman George Hodgson seconded the motion. All in favor, motion carried.

Respectfully submitted

Denise D Murphy
Town Clerk