

**Town of Northumberland
Town Board Meeting
April 16, 2015**

The Regular Monthly Meeting of the Northumberland Town Board was called to order @ 7:00 PM by Supervisor Willard Peck. Following the salute to the flag, roll call was taken. Those attending were Supervisor Willard Peck; Councilman Paul Bolesh; Councilman John DeLisle; Councilman George Hodgson and Councilwoman Patricia Bryant. Also attending were Clerk Denise Murphy, Town Attorney Douglas Ward; Building and Zoning Administrator Richard Colozza and Highway Sup't Harold Vance Jr.

PUBLIC PARTICIPATION

There were no comments from the public

APPROVAL OF MINUTES

1. Councilman George Hodgson made a motion to approve the minutes of the March 12, 2015 Regular Monthly Meeting. Councilman John DeLisle seconded the motion. All in favor, motion carried.

CORRESPONDENCE

1. Dog Control Officer Edward Cross submitted his March 2015 Report. Mr. Cross answered 3 complaints, issued 1 warning and brought 1 dog to the Saratoga County Animal Shelter.
2. General Schuyler Emergency Squad submitted their report for March 2015. The Squad answered 48 calls in the month of March; 14 in the Town of Saratoga; 4 in the Town of Northumberland; 19 in the Village of Schuylerville and 2 in the Village of Victory, the Squad provided Mutual Aid 9 times. On Saturday, April 25th General Schuyler will be hosting their annual Stop and Shop. This year the event will feature 34 vendors. This event will take place between 10 – 4 at the squad building. On Saturday, May 16th, the Red Cross will be conducting a Blood Drive at their building.
3. The Town Board received a copy of a letter from Michael Patton with South Glens Falls Central School District to Saratoga County Board of Elections requesting use of Optical Scan Voting Machines for May 19, 2015 Budget and candidates vote.
4. Supervisor Willard Peck received a letter from New York State Homeland Security and Emergency Services and included "Intrastate Mutual Aid Program Standard Operating Guidelines".

OLD BUSINESS

1. Time Warner Cable Franchise Agreement: Supervisor Willard Peck stated that they have heard from Time Warner regarding proposed extension of service in the Town of Northumberland. Mr. Whalen, with Time Warner Cable, stated that they have calculated the areas that the Town of Northumberland asked them to review. Mr. Whalen stated that the project would require 15 miles of aerial construction and 7 miles of underground construction to pass 170 homes. The homes per mile figure is 6.3 and their minimum density per franchise is 20 homes per mile. The total cost of the project would be \$1,405,900. Supervisor Peck stated that he, along with Town Attorney Douglas Ward, have scheduled a phone conference with Time Warner Cable to discuss this.

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2. Employee Handbook: Tabled
3. Bids for Waste and Recycling Removal Service at the Town's Transfer Station. Supervisor Willard Peck reported that the Town of Northumberland solicited bids for Waste Removal and Recycling Service at the Town of Northumberland's Transfer Station located at 392 Peters Road. The following sealed bids were received:

Waste Management

A. Waste Services:

Rental of (2) 30 yard roll off - \$45.00 per month per can

Haul charge per 30 yard roll off - \$121.50 per can

B. Recycling:

1 - 10 cubic yard front load for cardboard serviced once a week - \$70.00 per month

25 – 96 gallon totes for single stream serviced once a week - \$160.00 per month

C. Additional Roll-offs

Rental of 30 – yard roll off - \$45.00 per month per can

Haul charge per 30 yard roll off - \$121.50 per can

Casella Waste Management, Inc.

Part "A" Waste Service

Haul rate - \$105.00 per haul

Rental - \$35.00 per month per container

Part "B" Recycling Service

Commingled Cardboard/paper – 1 ten (10) cubic yard front load container - \$85.00 per month

Zero Sort Recycling – Twenty-Five (25) Ninety-Six (96) gallon totes - \$112.50 per month pick up

Councilman George Hodgson introduced Resolution # 43 of 2015

WHEREAS, on April 10, 2015 Casella Waste Management Inc. submitted a signed bid to the Town of Northumberland to complete Waste and Recycling Service at the Transfer Station located on Peters Road as follows:

Part "A" Waste Service

Two (2) thirty (30) cubic yard roll off containers for solid waste on call service

Haul rate - \$105.00/each haul

Rental - \$35.00 /month per container

(Additional roll offs will be offered at the same rate)

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Part "B" Recycling Service

Commingled cardboard/paper – One (1) Ten (10) cubic yard front load container
1 x week pick up - \$85.00/per month
Zero Sort Recycling (single stream) Twenty Five (25) Ninety Six (96) gallon totes
1 x week pick up - \$112.50/per month

WHEREAS, The Town of Northumberland Town Board, at their Regular Monthly Meeting held on April 16, 2015 opened all sealed bids for the Waste and Recycling Service at the Transfer Station located on Peters Road and determined that Casella Waste Management Inc. was the lowest, responsible bidder,

BE IT RESOLVED, the Town of Northumberland Town Board resolves to accept Casella Waste Management Inc.'s Waste and Recycling Service Bid and to authorize the Town Supervisor to execute a contract in accordance with this resolution, and be it further

RESOLVED, this Agreement will be effective May 1, 2015 and stay in effect until such time as either party determines to discontinue this contract on thirty days written notice to the other party.

Councilman John DeLisle seconded the introduction of Resolution # 43 of 2015 –

Supervisor Willard Peck – "Aye"

Councilman Paul Bolesh – "Aye"

Councilman John DeLisle – "Aye"

Councilman George Hodgson – "Aye"

Councilwoman Patricia Bryant – "Aye"

Resolution # 43 of 2015 Adopted

4. Cello Partnership, D/B/A Verizon Wireless application for a Cell Tower to be located at Saratoga RV Park. Supervisor Peck informed the Town Board that the Public Hearing scheduled for the Verizon Wireless Application at Monday night's Planning Board Meeting did not happen. Mr. Lusk, who is the representative of Verizon Wireless stated that at last month's meeting they presented simulations and the Planning Board expressed a preference to the second location which is further back in the trees at the Saratoga RV Park. Unfortunately when they asked permission to perform a 2nd "balloon fly" they spoke with the husband and he agreed with the 2nd location, however, when they informed the owners of the Planning Boards preference the wife was absolute that the original location within the storage areas was the only location to be used or the deal is off. Mr. Lusk stated that they will need to possibly look at other sites, or proceed with the original location. One of the sites that was suggested was Saratoga County fire pond, since it is County land they would have to get permission and that would require an act of State Legislation. Mr. Lusk stated that it was suggested to locate it at the town's transfer station which is approximately 2 miles east of the RV Park which places it to far east. Another location is being investigated. The Planning Board informed Mr. Lusk that the applicant should come back with further analysis. Supervisor Peck stated that the Town Board does not need to take any action tonight.

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5. Town Hall Update: Building and Zoning Administrator Richard Colozza stated that the Highway Department has finished removing the tree stumps in the back yard, the grubbing has been completed, they have put up the safety fence that can be locked at night and Bunkoff Construction has started digging the foundation. Everything is moving along nicely.

6. Supervisor Willard Peck stated that there were residents at the Planning Board Meeting he attended on Monday regarding the Application of Finch Paper LLC for a minor subdivision. One of the questions brought up was regarding the number of trucks using Peters Road. Another concern was the speed trucks were traveling on Peters Road. Supervisor Willard Peck asked the Town Clerk if there has been any correspondence with New York State Department of Transportation regarding the Town of Northumberland's Speed Reduction Request for Peters Road. Presently the speed limit on Peters Road is 55 MPH. Town Clerk Denise Murphy stated the Speed Reduction Request went to Saratoga County Public Works in August, 2014. The Town Clerk did not hear anything from New York State Department of Transportation so a formal letter was sent, again, requesting the Speed Reduction for Peters Road. Town Clerk Denise Murphy stated she will again send a formal letter to both Saratoga County Public Works, as required, and New York State Department of Transportation regarding the urgency of a speed reduction on Peters Road due to safety. Highway Sup't Harold Vance Jr. also asked about a 4 Ton Limit Sign for Peters Road. Supervisor Willard Peck expressed some concern since there are a lot of farm fields on Peters Road that could be impacted by a 4 Ton Limit. Town Attorney Douglas Ward stated he will talk with the Association of Towns to see how this can be addressed without interfering with the farmer working his fields.

7. Councilman George Hodgson informed the Town Board that 1st Quarter 2015 Explosive Gas Field Report has been completed by CT Male. Liz Rovers, Engineer with CT Male forwarded the report. Ms. Rovers stated that some items at the capped landfill need to be addressed. There is a tree growing next to gas vent GV-7. It is recommended that the tree be removed so that it does not damage the gas vent or the landfill cap. The 90 degree goose neck fitting at gas vent GV-10 is broken. It is recommended that it be repaired and a new insect screen across the opening be installed. Councilman George Hodgson stated that the upgradient monitoring well UG-2 has been damaged and is not able to be sampled as is. The guard pipe is bent and loose and the PVC well riser pipe is broken near the ground surface. It is recommended that well UG-2 be repaired before we have to conduct the groundwater sampling this spring. Councilman Hodgson and Highway Sup't Harold Vance Jr will work on addressing these issues.

NEW BUSINESS

1. Adopt a Resolution for the transfer of \$500,000.00 from Fund Balance to Capital Project/Town Hall: Supervisor Willard Peck stated that the Town Board needs to approve the transfer of \$500,000.00 from prior year funds to the Capital Project. Councilwoman Patricia Bryant introduced Resolution # 44 of 2015 –

WHEREAS, The Northumberland Town Board adopted Resolution # 27 of 2014, and

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WHEREAS, the Resolution stated the Town Board has established a Building Committee to review the needs of the Town of Northumberland for the Town Hall, and

WHEREAS, the Building Committee submitted three Town Hall options at the January 9, 2014 Town Board, and

WHEREAS, the Town Board at their January 9, 2014 Town Board Meeting approved Option 1,(construction of a new 5,500 square foot building on Town Property and tearing down the existing Town Hall building upon completion of the new building) and

WHEREAS, the Northumberland Town Board established a Capital Project Fund/Building and to transfer \$100,000 from prior year fund balance to the Capital Project Fund/Building, and

WHEREAS, the Northumberland Town Board adopted Resolution # 83 of 2014 – In the Matter of Authorizing the Financing and Construction of a New Town Hall and the Execution of Contracts for the Construction Work, and

WHEREAS, the Town Board authorized construction of a new Town Hall in accordance with the design and other details included within the final bid package, and that the Town Board authorizes expenditure of an amount not to exceed \$1.6 million for such construction and related activities, and

WHEREAS, Resolution # 83 of 2014 was subject to Permissive Referendum, and

WHEREAS, the Northumberland Town Board held a referendum on January 20, 2015 at which the voters affirmed the Board’s determination to proceed with the construction of a New Town Hall (Option 1), therefore be it

RESOLVED, the Northumberland Town Board authorizes the transfer of \$500,000 from the General Fund Balance to the Capital Fund Project/Building, and be it further

RESOLVED, authorize the Supervisor to secure a future finance package for the project balance not to exceed \$1.1 million.

Councilman John DeLisle seconded the introduction of Resolution # 44 of 2015 –

Supervisor Willard Peck – “Aye”

Councilman Paul Bolesh – “Aye”

Councilman John DeLisle – “Aye”

Councilman George Hodgson – “Aye”

Councilwoman Patricia Bryant – “Aye”

Resolution # 44 of 2015 Adopted

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2. Asphalt Contract Bids for 2015: Highway Sup't Harold Vance Jr stated that he has prepared the Asphalt Paving Proposal – Specification No 1 – HW-15. Highway Sup't Vance Jr. stated that he is proposing the following roads be included in the Asphalt Paving Proposal:

Street	Estimated Length	Depth	Est. Tonnage	Type TOP
Jewell Rd.	2750 x 22	2	757	3 Binder
Brownville Rd.	4224 x 22	2	1162	3 Binder
Rimbrave Drive	300 x 22	2	83	3 Binder
Little Oaks Terrace	135 x 22	2	38	3 Binder
Rimbrave Drive	2640 x 22	1 ½	567	6 Top
Little Oaks Terrace	1640 x 22	1 ½	352	6 Top
Total			2959 Tons	

Highway Sup't Harold Vance Jr stated that he has been working with Town Engineer James Mitchell to come up with language and tonnage for the "New" Municipal Building site parking, egress and ingress to be paved:

3 BINDER – 2" Depth* 438 Tons
6 TOP - 1 ½" Depth* 263 Tons

- All depths are after compaction

Town Attorney Douglas Ward stated he had some concerns regarding the Asphalt Contract Bid for 2015 as presented. After a discussion, it was the consensus of the Town Board Members to solicit sealed proposals for the Asphalt Concrete for various roads, and to hold off soliciting bids for the new Municipal Building site parking area. Councilman John DeLisle made a motion to solicit sealed bids for the materials, equipment and labor to resurface with asphalt concrete for various streets within the Town of Northumberland as outlined in Proposal – Specification No 01-HW-15 Asphalt Paving – Type 6 and Type 3. All bids must be received no later than 4:00 PM on Wednesday, May 13, 2015 and will be opened and publicly read at the Town Board Meeting on May 14, 2015 @ 7:00 PM. The Town of Northumberland has the right to reject any and all bids. Councilman George Hodgson seconded the motion. All in favor, motion carried.

3. Councilwoman Patricia Bryant informed the Town Board that she attended a gathering of community members to hear the results of the resent feasibility study performed by LAPA as it pertains to the proposed expansion of the Moreau Emergency Squad. Councilwoman Patricia Bryant stated she has a copy of the Feasibility Assessment Report and can make copies for Board Members if they wish one.

4. Supervisor Willard Peck stated that he received an Intermunicipal Agreement between the County of Saratoga and the Town of Northumberland for the care and impoundment of animals delivered to the

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Shelter by the Animal Control Officer. Councilwoman Patricia Bryant introduced Resolution # 45 of 2015:

COUNTY OF SARATOGA, a municipal corporation duly organized under the laws of the State of New York with offices at 40 McMaster Street, Ballston Spa, New York 12020, (**COUNTY**)

-AND-

TOWN OF NORTHUMBERLAND, a municipal corporation duly organized under the laws of the State of New York with a principal office at 17 Catherine Street, PO Box 128, Gansevoort, NY 12831 (**TOWN**)

WHEREAS, the **COUNTY** owns and operates the Saratoga County Animal Shelter (hereinafter "Shelter") located at 6010 County Farm Road, Ballston Spa, NY, 12020, and

WHEREAS, **COUNTY'S** Shelter provides certain services to contracting municipalities relative to the care and impoundment of animals delivered to the Shelter by municipal animal or dog control officers with Saratoga County; and

WHEREAS, **COUNTY'S** Shelter also provides other services to contracting municipalities such as cremation services, as well as emergency response services when a municipality's animal or dog control officer is unavailable to respond; and

WHEREAS, **TOWN** desires to enter into an agreement with County for the provision of shelter and other services offered by **COUNTY'S** Shelter;

NOW, THEREFORE, for and in consideration of the mutual covenants contained in this Agreement, **COUNTY** and **TOWN** agree as follows:

1. The **COUNTY** will maintain and operate a shelter for the care and impoundment of seized and stray dogs in accordance with Article 7 of the Agriculture and Markets Law and its applicable rules and regulations. The **COUNTY'S** Shelter will also provide for the care and impoundment of seized cats delivered to the Shelter by **TOWN**.
2. The **COUNTY** Shelter shall be staffed by **COUNTY** employees and will be open Monday through Saturdays (excluding holidays) from 10:00 A.M. to 4:00 P.M. The **COUNTY** shall provide the **TOWN** with a key to access the Animal Control area of the Shelter at all times.
3. The **COUNTY** is responsible for the maintenance of the Shelter's records including the disposition of each animal delivered to the Shelter. The **COUNTY** shall provide the **TOWN** with a monthly Animal Control Officer/Dog Control Officer report detailing each stray and seized dog delivered to the Shelter from within the municipal boundaries of the **TOWN**. The **COUNTY** shall also provide the **TOWN** with a monthly report of all cats delivered to the Shelter by **TOWN'S** Animal or Dog Control Officer. The **TOWN**

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shall have forty-five (45) days from the receipt of each monthly report submitted by **COUNTY** to dispute any entry in the report by notifying the Shelter’s Supervisor, in writing, of any disputed entry or entries.

4. The **COUNTY’S** Shelter staff will respond to emergency or rabies-related incidents as soon as possible when the **TOWN’S** animal control person is unavailable. The charge will be based upon a per call rate of \$45.00 plus mileage at the mileage rate set by the IRS.

5. For shelter services rendered to animals either delivered to the Shelter by **TOWN** or for which services **TOWN** is otherwise responsible for the payment of pursuant to state law or regulation, **COUNTY** shall charge, and **TOWN** agrees to pay a fee of \$40.00 per dog, \$20.00 per cat and \$20.00 per puppy or kitten.

6. For the cremation of animals either delivered by the **TOWN** to the Shelter or for which the **TOWN** is otherwise responsible for payment of the Cremation of, **COUNTY** shall charge, and **TOWN** agrees to pay, a fee determined by the weight of the animal cremated in accordance with the following schedule:

0 – 25 lbs.	\$15.00
26 – 50 lbs.	\$20.00
51 – 75 lbs.	\$30.00
76 – 100 lbs.	\$35.00
Over 100 lbs.	\$40.00

7. The **COUNTY** will collect and remit impoundment fees to the **TOWN**.

8. The **TOWN** will pay the **COUNTY** for all services rendered by the **COUNTY** pursuant to this agreement during the period from January 1, 2015 through December 31, 2015, as documented in the monthly reports submitted by the **COUNTY** to the **TOWN**, said sum to be due and payable on or before October 1, 2016.

Councilman George Hodgson seconded the introduction of Resolution # 45 of 2015.

Supervisor Willard Peck – “Aye”

Councilman Paul Bolesh – “Aye”

Councilman John DeLisle – “Aye”

Councilman George Hodgson – “Aye”

Councilwoman Patricia Bryant – “Aye” Resolution # 45 of 2015 Adopted

APPOINTMENTS

1. Schuyler Park Committee: Town Clerk Denise Murphy stated that Tom Stayer has indicated that he wishes to be reappointed to the Schuyler Park Committee. Councilman Paul Bolesh made a motion to reappoint Tom Stayer to the Schuyler Park Committee (term will expire 05/31/2018). Councilwoman Patricia Bryant seconded the motion. All in favor, motion carried.

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2. Zoning Board of Appeals: Julie Trollip’s term on the Zoning Board of Appeals expires 04/30/2015 and she has indicated that she does not wish to be reappointed. The Town Clerk was asked to contact the Zoning Board of Appeals Chairman to see if he has any recommendations. Mark Boyce, Chairman, has indicated that he would like to have Jeremy DeLisle moved up from an alternate to a regular member of the Zoning Board of Appeals since he is Vice-Chairman. Councilman George Hodgson made a motion to appoint Jeremy DeLisle as a regular member of the Zoning Board of Appeals (term will expire 04/30/2022). Councilwoman Patricia Bryant seconded the motion.

Supervisor Willard Peck – “Aye”
Councilman Paul Bolesh – “Aye”
Councilman John DeLisle – “Abstain”
Councilman George Hodgson – “Aye”
Councilwoman Patricia Bryant – “Aye”

Motion carried.

3. Town Clerk Denise Murphy stated that James Heber’s term on the Planning Board expires 09/30/2015. William Peck’s term on the Board of Assessment Review expires 09/30/2015.

DESIGNATIONS

1. Councilman George Hodgson introduced Resolution # 46 of 2015

BE IT RESOLVED, the following Vouchers to be paid as presented:

A (General Fund) Vouchers - # 107 - # 140 Total: \$ 28,835.65
DA (Highway Fund) Vouchers - # 80 - # 110 Total: \$ 51,227.06
SS (Gansevoort Sewer District) #3 Total: \$ 26.43

Councilwoman Patricia Bryant seconded the introduction of Resolution # 46 of 2015.

Supervisor Willard Peck – “Aye”
Councilman Paul Bolesh – “Aye”
Councilman George Hodgson – “Aye”
Councilman John DeLisle – “Aye”
Councilwoman Patricia Bryant – “Aye” Resolution # 46 of 2015 Adopted

Councilman George Hodgson made a motion @ 8:40 PM to adjourn the Regular Monthly Meeting. Councilman John DeLisle seconded the motion. All in favor, motion carried.

Respectfully submitted,

Denise Murphy
Town Clerk

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