

Regular Meeting
April 7, 2010
7:00 p.m.

Present: Supervisor Thompson
Town Clerk Mevec
Councilman Miranda
Councilman Mancini
Councilman Blaisdell
Councilwoman Saul

Also Present: Town Attorney Craig
Highway Supt. Forbes

Meeting called to order by Supervisor Thompson.

Pledge by Councilman Miranda.

Motion by Mancini seconded by Blaisdell to approve the Minutes of the Regular Meeting of March 3, 2010. Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Recognition of Robert (R. J.) Vandy's Eagle Scout achievement by Councilwoman Saul.

Presentation by Donald Zee, Attorney regarding the Carlton Hollow PDD. Attorney Zee presented Town Board with documents regarding PDD. Consensus of the Town Board to refer the project to the Planning Board.

7:15 Public Hearing regarding the Draft Code of Ethics.

Town Clerk Read the Public Hearing Notice.

Supervisor Thompson opened the Public Hearing.

Councilman Mancini made a presentation of the Draft Code of Ethics.

The following people spoke:

John Olenik, 3 Van Tassel Lane, spoke on Section 15 Political Solicitations and Section 14 Nepotism. And Section 11 recusal and Abstention. Not Strong enough. He presented document explaining his position of the Ethics Law.

Mike Traver spoke on Section 15 Political Solicitations. He States ref to 15-F that the town could make the prohibition a provision of employment for working for the Town of Milton.

Tom Boghosian spoke on Section 14 Nepotism and Section 15 Political Solicitation, should have 3 members instead of 4 members on a political committee.

Barbara Kerr Spoke on Section 14 Nepotism and Section 15 Political Solicitations, should have 0 members on a political committee.

John Obercon spoke on Section 14 Nepotism and Section 15 Political Solicitations, should have 0 members on a political committee.

Armand Scatena Spoke on Section 15 and disagreed with Section 15-F and it should be deleted.

Meg Stevens spoke in favor of the Ethics Code.

Eric Smassanow spoke on Section 15 Political Solicitations and Section 14 Nepotism. He stated he was the committee member who suggested the #4 persons in Section 15-F.

Regular Meeting
April 7, 2010

Doug Bennett spoke in favor of the Ethics Code.

Herb Peters spoke in favor of the Ethics Code.

Bruce Boghosian spoke about Section 15 Political Solicitations. Supports Section 15-F with 0 members instead 4 on a political committee.

David Beals spoke in favor of the Ethics Code.

John Cromie Section 18 Annual Financial Disclosure and Section 17 Gifts and Section 8 Holding of investments in conflict with official duties and supports the code

John Regan supports the code.

Benny Zlotnick, Jr., 3 Walters Court Spoke on Section 15 Political Solicitations. Disagreed with Section 15-F and stated the Town Board cannot tell employees what they can do on their own time.

Bill Usas, 15 Van Tassel Lane spoke on Section 14 Nepotism and supports code.

Bridget Bennett spoke on Section 15 Political Solicitations and supports code.

Councilman Mancini read e-mail from Louis Gnip and placed it on file with the Town Clerk.

All persons were given an opportunity to speak.

Supervisor closed Public Hearing at 8:45 PM.

Motion by Saul seconded by Mancini to send the proposed law to the Ethics Review Committee.
Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Presentation by Richard Miller Attorney for Steve Hoffman regarding sewer service to the Saratoga Acres Mobile Home Park on Greenfield Avenue. Attorney Miller requested the extension of the Heritage Springs Sewer Works, Inc. to include Saratoga Acres Mobile Home Park on Greenfield Avenue.

Town Board recommended they bring back more information on the extending the sewer service.

Motion by Saul seconded by Mancini to authorize Royann Blodgett to attend the Annual Conference Association of Public Historians of New York State April 18 – 20, 2010 in Buffalo, New York for a cost not to exceed \$600.00.

Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Motion by Miranda seconded by Saul to authorize Sharon Sommer to attend an educational workshop June 13 – 16, 2010 in Lake Placid, New York at a cost of \$480 plus mileage.

Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Resolution #7 introduced by Miranda seconded by Saul Authorizing the Filing of an Application for a State Assistance from the Household Hazardous Waste (HHW) State Assistance Program and Signing of the Associated State Contract, Under the Appropriate Laws of New York State as follows:

Resolution Authorizing the Filing of an Application for a State Assistance from the Household Hazardous Waste (HHW) State Assistance Program and Signing of the Associated State Contract, Under the Appropriate Laws of New York State.

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, THE Town of Milton herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid;

NOW, THEREFORE, BE IT RESOLVED BY the Town Board of the Town of Milton,

Regular Meeting
April 7, 2010

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That Frank D. Thompson, Supervisor, or his designee is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;

That the MUNICIPALITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the STATE for the STATE share of such costs;

3. That five (5) Certified Copies of the Resolution be prepared and sent to the NYSDEC together with a complete application.
4. That this Resolution shall take effect immediately.
5. That the attached Resolution is a true and correct copy of the Resolution, authorizing the signing of an application for State Assistance, authorizing the signing of a State Contract, and assuring funding of the municipal portion of the cost of the project as regularly adopted at a legally convened meeting of the Town Board of the Town of Milton duly held on the seventh day of April, 2010.

Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Resolution adopted.

Motion by Blaisdell seconded Miranda declaring the Town of Milton lead agency for a Cooperative Household Hazardous Waste Collection Day.

Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Motion by Miranda seconded by Saul to declare a Negative Declaration for a Cooperative Household Hazardous Waste Collection Day.

Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Motion by Saul seconded by Blaisdell to accept Mark Retersdorf's resignation from the Ethics Review Committee.

Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Motion by Miranda seconded by Saul to authorize MaryAnn Mevec to attend mandatory DECALS training in Saratoga Springs on April 5, 2010 for the cost of mileage only.

Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Motion by Blaisdell seconded by Saul to approve waiving the Community Center rental fees for a fundraiser for the American Diabetes Association.

Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Resolution #8 by Miranda seconded by Saul authorizing the Purchase of a Parcel of Land Known as a Portion of Wood Thrush Way/Skylark Drive Tax Map Parcel 190.9-2-4, From the County of Saratoga as follows:

Resolution authorizing the purchase of a parcel of land known as a portion of Wood Thrush Way/Skylark Drive tax map parcel 190.9-2-4 from the County of Saratoga

WHEREAS, a portion of the Town Road known as Wood Thrush Way was inadvertently never properly transferred to the Town, and has remained in the name of a private property owner for some years; and

WHEREAS, the property owner has not been able to clear title to said roadway, and has allowed the roadway to be taken by the County of Saratoga for back taxes; and

WHEREAS, the process by which the County took title to the roadway has in fact cleared the title issue that prevented the transfer to the Town; and

WHEREAS, the roadway is a necessary part of the Town's roadway system and an important part of the ingress and egress for the residents of Milton Oaks; and

Regular Meeting
April 7, 2010

WHEREAS, the County of Saratoga has obtained the parcel through a tax warrant proceeding, and has offered to sell surplus land, located at Wood Thrush Way/Skylark Drive, in the Town of Milton, County of Saratoga, Tax Map Parcel #190.9-2-4, to the Town of Milton for an amount equal to the taxes, penalties, interest and charges due on the parcel; and

WHEREAS, the parcel consists of approximately .21 acres of roadway, comes at an inexpensive price, and is suitable for the roadway purposes in the Town, consistent with the residential development it is within and with the Town's Master Plan, and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Milton, in regular session duly convened, does hereby authorize and direct the Town Supervisor of said Town to request that the County of Saratoga sell said parcel to the Town, and to enter into contract, execute and deliver the necessary documents, and to do all necessary things to purchase said parcel from the County of Saratoga, for the sum equal to the taxes, penalties, interest and charges; to wit the sum of \$590.90; said parcel being located and known as a portion of Wood Thrush Way/Skylark Drive; Town of Milton, County of Saratoga, Parcel Tax Map #190.9-2-4; with the Town to be responsible for all costs associated with the sale, including title search, if any; and subject to all other contingencies deemed necessary by the Town Attorney, Town Engineer and Town Highway Superintendent.
Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Resolution adopted.

Motion by Miranda seconded by Saul to dispense with the reading of the reports.

Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Reports

1. Town Clerk
2. Building Department-None
3. Justice Calderon Report
4. Justice Thomas Report
5. Zoning Board of Appeals
6. Planning Board
7. Historian
8. Animal Control
9. Highway Department
10. Comptroller Report

Public Comments

The following people spoke:

John Frolish, Ray Otten, Armand Scatena, Tom Boghosian and Bruce Boghosian.

Motion by Miranda seconded by Saul there being no further business to adjourn.

Miranda – yes; Saul – yes; Blaisdell – yes; Mancini – yes; Thompson – yes. Motion carried.

Meeting adjourned at 10:10 PM.

Respectfully submitted,

William J. Mevec
Town Clerk