

REGULAR MEETING, WARRENSBURG TOWN BOARD, JANUARY 12, 2011

The regular meeting of the Warrensburg Town Board was held on Wednesday, January 12, 2011 at the Albert Emerson Town Hall at 7:00 p.m. with the following members present:

PRESENT:	Supervisor	Kevin Geraghty
	Councilman	John Alexander
	Councilman	Bryan Rounds
	Councilman	Austin Markey
	Councilman	Dean Ackley

OTHERS PRESENT: Donna A. Combs, Town Clerk; Ed Pennock, Highway Superintendent; Richard Galusha, Sewer Superintendent; Steve Parisi, Historical Society President; Richard Emerson, Warrensburg EMS, Robert Farrell, Warrensburg EMS and numerous Town residents.

**RESOLUTION #31-11
MOVE TO SCHEDULED PUBLIC HEARINGS**

On motion of Councilman Markey, seconded by Councilman Ackley, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, that this meeting be interrupted to hold a Public Hearing advertised and scheduled for this evening at 7:00 P.M. and 7:15 P.M.

PUBLIC HEARING – LOCAL LAW #1, 2011-SEWER
Public Hearing was called to order at 7:00 p.m.

Following distribution of the proposed Local Law to the Town Board in December of 2010, a legal notice was printed on January 5, 2011 in the Glens Falls Post Star with a copy of said notice posted on the Town Hall bulletin board on December 30, 2010. The contents of that legal notice were read into the record.

Supervisor Geraghty- explained that the purpose of the Local Law was to amend the Sewer Code to change the penalty amount for sewer billing from five percent to ten percent.

No one wished to speak.
The Public Hearing was recessed at 7:01 p.m.

PUBLIC HEARING – LOCAL LAW #2, 2011-WATER
Public Hearing was called to order at 7:06 P.M.

Following distribution of the proposed Local Law #2 to the Town Board in December of 2010, a legal notice was printed on January 5, 2011 in the Glens Falls Post Star with a

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copy of said notice posted on the Town Hall bulletin board on December 30, 2010. The contents of that legal notice were read into the record.

Supervisor Geraghty – explained that the purpose of this Local Law was to amend the Water Code to change the penalty amount for Water billing from five percent to ten percent for people who do not pay their water bills on time.

No one wished to speak.

The Public Hearing was recessed at 7:06 P.M.

PUBLIC HEARING – WARRENSBURG EMERGENCY SQUAD CONTRACT

Public Hearing was called to order at 7:06 P.M.

The contents of the public hearing notice for the contract renewal with Warrensburg Emergency Medical Services, Inc. to provide emergency ambulance service for the Town for 2011 was read into the record.

Steve Emerson, Operations Manager and Robert Farrell, Chairman of the Board of Warrensburg EMS were present to assist in questions.

Kathy Ferullo – asked Supervisor Geraghty to review the contract and asked questions regarding the cost of \$30,000.00 for the contract and questions about the billing for medical services Warrensburg.

Councilman Markey told Mrs. Ferullo the EMS has their own facility, they have ambulance service and they provide ambulance service BLS and ALS service for the town residents.

Supervisor Geraghty read from the proposed contract listing the services involved.

Mrs. Ferullo asked what the \$30,000.00 they charge the town covers. Supervisor Geraghty told Mrs. Ferullo the way that he looks at the \$30,000.00 charge is it provides for one on call paid ALS Technician, if the Town provides \$30,000.00 this will ensure a portion of one paid ALS Technician.

Councilman Markey said he had addressed his concerns and questions with the Town Supervisor and would address with the people from Warrensburg EMS, he is concerned that the Towns people not loose any services and nothing be taken away from them as the Warrensburg EMS gets press from Thurman. Councilman Markey told the Warrensburg EMS present that he is a supporter of them.

Steve Emerson, Warrensburg EMS- said they had been handling Thurman anyway so the Town of Warrensburg would see no decrease in services at this point and time, they have one ambulance guaranteed staffed twenty four hours a day seven days a week. Mr.

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Emerson told the Town Board year to date Warrensburg EMS has handled five calls in Thurman and out of those five calls three of them were second out calls for Warrensburg.

Robert Farrell, Warrensburg EMS-told the Town Board Thurman gets about 64 calls for a whole year, they do not have a major impact on the Warrensburg EMS call volume, the Town of Thurman is paying them because it costs Warrensburg to get there and to get back so they charge them accordingly.

Supervisor Geraghty said he had the statistics if anyone wanted them.

Mrs. Ferullo asked if the Warrensburg EMS building was tax exempt. Supervisor Geraghty said yes.

Councilman Markey told the Town Board his young daughter was transported by Warrensburg EMS and it was exemplary service.

Supervisor Geraghty told the Town Board he and Steve talk monthly about any issue that comes up, it is a touchy issue, he and Steve have talked about the Thurman folks. Supervisor Geraghty said he did not think the Thurman squad could provide ALS service right now to their community so they are going to end up calling Warrensburg. Supervisor Geraghty said they have talked about it and he has talked to their people, he does think this will work out eventually, he has nothing but praise for the way Steve has handled the Emergency Squad since he has been in office.

No one else wished to comment.

RESOLUTION #32-11 CLOSE PUBLIC HEARINGS

On motion of Councilman Markey, seconded by Councilman Ackley, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to close the Sewer Public Hearing and the Warrensburg Emergency Squad Contract Public Hearing. Time: 7:10 p.m.

RESOLUTION #33-11 WAIVE REPORTS OF OFFICERS AND COMMITTEES

On motion of Councilman Markey, seconded by Councilman Ackley, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to waive the reports of Officers and Committees for this meeting.

COMMUNICATIONS:

- 1) Invitation for Ribbon Cutting Grand Opening from Stewarts Store for Saturday, January 15, 2011 at 12:00 Noon.

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RESOLUTION #34-11

ADOPT LOCAL LAW #1-2011

On motion of Councilman Alexander, seconded by Councilman Rounds, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to adopt Local Law #1-2011, amending the Sewer Penalty from five percent to ten percent.

RESOLUTION #35-11

AUTHORIZE WARRENSBURG EMS CONTRACT FOR 2011

On motion of Councilman Ackley, seconded by Councilman Markey, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED, to authorize the Supervisor to enter into a contract with Warrensburg EMS to provide for ambulance services for the year 2011 for the Town of Warrensburg.

RESOLUTION #36-11

RESOLUTION AUTHORIZING PLANNING BOARD MEMBERS AND ALTERNATES TO ATTEND TRAINING JANUARY 26, 2011

On motion of Councilman Ackley, seconded by Councilman Alexander, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to give permission to the Warrensburg Planning Board Members and Alternates to attend a training session at the Saratoga Hilton and Saratoga Springs City Center on January 26, 2011 at \$65.00 per person.

DISCUSSION – NO PARKING ON ROSALIE AVENUE

Supervisor Geraghty opened discussion telling the Town Board he had a request for no parking on Rosalie Avenue, and, explained Rosalie Avenue is a small road just adjacent to Greene Terrace just off from Horicon Avenue, it is about a lane and a half, and people have been encroaching on the corner, they would never get emergency vehicles around that turn, it would be very, very difficult and we have been asked by one of the residents to do something about the parking there.

RESOLUTION #37-11

POST ROSALIE AVENUE NO PARKING

On motion of Councilman Markey, seconded by Councilman Ackley, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to post Rosalie Avenue as no parking.

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RESOLUTION #38-11

CLOSE LOCAL LAW #2 PUBLIC HEARING

On motion of Councilman Alexander, seconded by Councilman Rounds, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED, to close the public hearing for Local Law #2-2011. Time 7:15 p.m.

RESOLUTION #39-11

ADOPT LOCAL LAW #2-2011

On motion of Councilman Alexander, seconded by Councilman Rounds, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

IT IS RESOLVED, to adopt Local Law #2-2011, Water amending the Water Penalty from five percent to ten percent.

RESOLUTION #40-11

PAY BILLS

On motion of Councilman Markey, seconded by Councilman Alexander, the following resolution was ADOPTED – VOTE – AYES 5 NAYS 0

RESOLVED, to pay the bills as outlined on Abstract #1-11.

PRIVILEGE OF THE FLOOR

Alan Hall, Sr. spoke to the Town Board regarding water problems and presented the Town Board with a filter that has been in his drinking water for three months and should have lasted one year. Mr. Hall said he had spoken to Rick and was now putting it in their lap, he has had to change his flush valve in his toilet tank twice in three months, his water tastes like carbonated soda. Mr. Hall asked the Town Board if they could do something about it since Mr. Galusha is a short timer.

Councilman Markey assured Mr. Hall that Mr. Galusha is still on the job until June 1st and is able to address the situation. Councilman Markey said he was called by a local business with the same concerns, they have similar filters and they are going through filters very quick.

Supervisor Geraghty told Mr. Hall he would like to address his concerns. Supervisor Geraghty told Mr. Hall there has not been 10 complaints phoned into the Town Hall in five years, one business owner came down with discolored filters about a month ago, and his situation happened sporadically, he got a slug of rust and it did spoil some of his linens, he did not come down at the time it happened. Supervisor Geraghty said the Town has been putting an additive in the system to take care of the iron in the system, on the advice of the Department of Health, they felt the additive was not doing what it was supposed to do, the town had a meeting with them in late December of 2009 and told them we were not getting complaints on rust.

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Discussion ensued regarding the copper issues the Town had with the water in five homes in the community, and the requirement for the six month letters. Supervisor Geraghty told Mr. Hall this is a new problem the Town is addressing, the Department of Health believes the water is too acidic so the Town is going to be adding soda ash to the water to make it more neutral. Supervisor Geraghty said the town is waiting for a pump to come in so the town can start melding the soda ash into the system, which will probably take about a month to regulate the soda ash. Supervisor Geraghty said he did not believe this would help the system, the new engineering firm is working closely with the Town on the situation, and the Town will monitor this and see if there is a hiccup. Supervisor Geraghty said he is not making excuses, this is not a good situation, but it is rare.

Mr. Hall said this has just shown up in the last three months, he had good water before.

Discussion ensued on when the hydrants are flushed in October and the discolored water after the hydrants are flushed.

Supervisor Geraghty asked to keep the filter, and, said he would like to give it to the engineers. Discussion ensued with Rick Galusha, Water Superintendent about the State Department of Health's directives, the use of Swan Street Well and the study that was done, and the changing position of Department of Health.

Councilman Markey told the Town Board he had been to Oscars and toured the facility, some of their equipment has filters, he spoke to Bob Morehouse there and he told him they should be changing the filters every six months to a year and they are changing them every two months. Councilman Markey suggested the Town contact Oscars and does some tests there, that is a fresh line, everything going into that building is fresh, this is a situation that needs to be addressed.

Discussion ensued on the problems with the water on that section of town, Kings Addition, and on town water, the town will do a time line study and is aware something is wrong. Councilman Markey asked Mr. Galusha to document when a water customer discusses a problem with him. Mr. Galusha told him either he or Tom always follow through. Councilman Markey asked him to follow through with Oscars.

PRIVILEGE OF THE FLOOR-PUBLIC CONCERNS

Kathy Ferullo-asked what was happening with the old car wash property.

Supervisor Geraghty explained the final report has been issued to DEC today, DEC will review it and the town will hear something by early summer on that property.

Mrs. Ferullo asked who owned the property.

Supervisor Geraghty explained the Town of Warrensburg has temporary ownership of the property to allow the town to clean the property up, the Cogan's are the true owners of

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the property, once the property is clean and the Town reviews the report if the Town wishes to take ownership of the property than the Town will have to go to Supreme Court and take the property, there is a lien against the property by DEC.

Discussion ensued on the Paper Mill property, the procedure to follow for the Town to obtain ownership of a property, what the town will do with the property if it takes ownership of the property, and who might be interested in purchasing the property from the Town.

On motion of Councilman Markey, seconded by Councilman Ackley, the meeting was adjourned at 7:30 p.m.

Respectfully submitted,

Donna A. Combs, RMC/CMC
Warrensburg Town Clerk