



February 3, 2015

CITY OF SARATOGA SPRINGS
City Council Meeting
City Council Room
7:00 PM

**6:55 PM P.H. – Amend Capital
Budget and Program for Ice
Resurfacing Machine**

7:00 PM

CALL TO ORDER

ROLL CALL

SALUTE TO FLAG

PUBLIC COMMENT PERIOD / 15 MINUTES

EXECUTIVE SESSION: Collective bargaining and potential litigation

CONSENT AGENDA

1. Approval of 1/20/15 Pre-Agenda Meeting Minutes
2. Approval of 1/20/15 City Council Meeting Minutes
3. Approve Resolution for the Use of the Insurance Reserve
4. Approve Budget Amendments – Insurance Reserve
5. Approve Budget Amendments (Increases)
6. Approve Budget Transfers – Regular
7. Approve Payroll 1/23/15 \$447,448.03
8. Approve Payroll 1/30/15 \$653,982.54
9. Approve Warrant: 2014 Mid – 14MWDEC5 \$19,997.83
10. Approve Warrant: 2014 REG – 14DEC5 \$334,639.82
11. Approve Warrant: 2015 Mid – 15MWJAN2 \$3,315.51
12. Approve Warrant: 2015 REG – 15FEB1 \$91,321.88

MAYOR'S DEPARTMENT

1. Discussion and Vote: Amend the Capital Program and Budget for a New Ice Resurfacing Machine
2. Discussion and Vote: Authorization for Mayor to Sign Change Orders 2 – 6 for Waterfront Park Project from HMA Contracting Corp.
3. Discussion and Vote: Accept Donation from Capital District NY Chapter Association of the US Army for 50th Anniversary of Vietnam War Committee
4. Discussion and Vote: Authorization for the Mayor to Sign Grant Application for "Solarize NY" Program
5. Discussion: City Council Receives Final Work Product from Comprehensive Plan Committee
6. Announcement: Comprehensive Plan Public Workshop Date

ACCOUNTS DEPARTMENT

1. Discussion: Saratoga County Local Emergency Planning Committee
2. Discussion: Community Safety Committee
3. Discussion and Vote: Authorization for the Mayor to Sign an Agreement with FitzGerald Morris Baker and Firth for Accounts Department Legal Matters

FINANCE DEPARTMENT

1. Discussion: VLT Revenue
2. Discussion and Vote: 2015 Annual Tax Resolution
3. Discussion and Vote: Bond Resolution
4. Discussion and Vote: Referral to County for Advisory Opinion – Revision to the Tourist Related Business Zoning District
5. Set Public Hearing: Revision to Tourist Related Business Zoning District
6. Discussion and Vote: Budget Amendments – CSEA-DPW Contract
7. Discussion and Vote: Capital Budget Amendments – Zamboni

PUBLIC WORKS DEPARTMENT

1. Discussion and Vote: Approval for the Mayor to Sign Agreement with Casella Waste Management
2. Discussion and Vote: Approval to Pay Hiram Hollow Invoice
3. Discussion and Vote: Authorization for Mayor to Sign Amended Agreement with FitzGerald, Morris, Baker and Firth
4. Discussion and Vote: Authorization to Pay NYNE/DBA Vermeer Invoice

PUBLIC SAFETY DEPARTMENT

1. Discussion and Vote: Appointment Dr. Timothy Brooks as City Health Officer
2. Discussion and Vote: Authorization for Mayor to Sign Agreement with Dr. Timothy Brooks as Medical Director
3. Discussion and Vote: Authorization for Mayor to Sign Change Order #7 with Jack Hall Plumbing
4. Discussion and Vote: Resolution to the New York State Liquor Authority

SUPERVISORS

Matthew Veitch

1. Maplewood Manor
2. Tour of the County
3. Body Cameras for Sheriff Deputies
4. NYSAC Conference

Peter Martin

1. Equalization and Assessment
2. Saratoga County Planning and Zoning Conference

ADJOURN



February 3, 2015

CITY OF SARATOGA SPRINGS
City Council Meeting
City Council Room
7:00 PM

PRESENT: Joanne Yepsen, Mayor
John Franck, Commissioner of Accounts
Michele Madigan, Commissioner of Finance
Anthony Scirocco, Commissioner of DPW
Christian Mathiesen, Commissioner of DPS

STAFF PRESENT: Joe Ogden, Deputy Mayor
Sharon Kellner-Byrnes, Deputy Commissioner, Accounts
Lynn Bachner, Deputy Commissioner, Finance
Tim Cogan, Deputy Commissioner, DPW
Eileen Finneran, Deputy Commissioner, DPS

Vincent DeLeonardis

Peter Martin, Supervisor
Matthew Veitch, Supervisor

RECORDING OF PROCEEDING

The proceedings of this meeting were taped for the benefit of the secretary. Because the minutes are not a verbatim record of the proceedings, the minutes are not a word-for-word transcript.

PUBLIC HEARING

Amend Capital Budget and Program for Ice Resurfacing Machine

Mayor Yepsen opened the public hearing at 6:57 p.m.

Commissioner Scirocco stated the City has 2 ice resurfacing machines that run on gas. Recently there were issues with carbon monoxide. They felt it would be better to buy something that was safer. This machine would be electric.

No one spoke.

Mayor Yepsen closed the public hearing at 7:00 p.m.

CALL TO ORDER

Mayor Yepsen called the meeting to order at 7:00 p.m.

PUBLIC COMENT

Mayor Yepsen said the public comment period is limited to a total of 15 minutes and individuals are limited to two minutes each according to the rules approved in February of 2004 by the City Council.

Mayor Yepsen opened the public comment period at 7:01 p.m.

Jennifer Leidig of Saratoga Springs was here to speak about the City Center parking structure. She was initially turned off by the visual of the structure but kept an open mind as it is important to support the City Center and we are in need of parking. She is opposed to this project as it will not help with parking for downtown customers. This monstrosity of a structure will degrade our historic downtown character. Private citizens have sent FOIL requests to the City Center for alternate plans but they have been denied.

Robert Millis of Eureka Drive stated he looks forward to the discussion regarding the 2 a.m. closing in most of the City. He is looking forward to the reasoning and the legal basis. He stated there is also a rumor that the City is requiring new licensees to agree to a 2 a.m. closing time in order for the City to sign off on their section of the license.

Darlene McGraw of 1 South Federal Street stated she has a concern about when she fell. She fell on the City Fire Department property. She hopes someone would help them if they are out fighting fires. They need to get out safely as well.

Phil Diamond of 55 Railroad Place thanked the mayor for changing the rule about public comments. He stated a couple of weeks ago a couple people at the table tried to intimidate him. No one intimidates him. He will continue to speak his mind. He asked why one commissioner feels spending \$36,000 to have a notice filed to have a case dismissed. He believes any municipality has a right to protect their citizens by closing bars at whatever time they want.

Jasper Alexander of 45 Phila Street stated he can't understand why they would be drawing lines to distinguish districts – nightclub district. These lines are arbitrary and devalue his liquor license. It makes no sense that if a problem is perceived in a certain area that you would allow that behavior to continue in that area. This is penalizing the people who do a good job of taking care of their liquor license and what they should be taking care of. It is like trying to control crime by arresting people who aren't committing the crime. It makes no sense. If you want to try to control this issue; stop working against the bar community and work with us.

Harry Moran, chair of Sustainable Saratoga, stated they have closely monitored the Comprehensive Plan review process. They urge the Council to bring this plan to its conclusion as quickly as possible. There are many positive elements in the last product.

Pastor Peter Barrios of Jefferson Terrace stated he walks his dog between midnight and 2 am and can hear the music from the bars downtown. If the police are concentrated in that area (Caroline Street) who is protecting the rest of the City?

Mayor Yepsen closed the public comment period at 7:16 p.m.

EXECUTIVE SESSION

Mayor Yepsen moved and Commissioner Franck seconded to adjourn to executive session for the purpose of pending or proposed litigation, and collective bargaining at 7:18 p.m.

Ayes - All

Council returned from executive session at 8:44 p.m.

Mayor Yepsen stated outside counsel provided suggestions for collective bargaining.

CONSENT AGENDA

Mayor Yepsen moved and Commissioner Madigan seconded to accept the consent agenda as follows:

1. Approval of 1/20/15 Pre-Agenda Meeting Minutes
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12. Approve Warrant: 2015 REG – 15FEB1 \$91,321.88

Ayes - All

MAYOR'S DEPARTMENT

Discussion and Vote: Amend the Capital Program and Budget for a New Ice Resurfacing Machine (15-033)

Mayor Yepsen stated they will be purchasing a new electric ice resurfacing machine. They have had several problems with the current zamboni. The price is \$134,958.

John Hirliman stated once the purchase is authorized it will take 11 months to purchase; looking at January 2016 arrival.

Mayor Yepsen moved and Commissioner Madigan seconded to amend the capital program and budget in the amount of \$134,958 for the purchase of a new ice resurfacing machine.

Ayes - All

Discussion and Vote: Authorization for Mayor to Sign Change Orders 2 – 6 for Waterfront Park Project from HMA Contracting Corp. (15-034)

Mayor Yepsen advised change order #2 will allow for the change of location for 2 light poles; change order #3 is for new layouts due to an inaccurate survey; change order #4 is for additional concrete footings to be installed; change order #5 is for porous stone walks to be made 5 feet wide and replace sections of paver walks; and change order #6 is for 2 additional light pole bases. The total amount of the change orders is \$11,808.

Mayor Yepsen moved and Commissioner Franck seconded to authorize the mayor to sign change orders 2 – 6 as distributed with the agenda with HMA Contracting Corporation for the Waterfront Park Project.

Ayes - All

Discussion and Vote: Accept Donation from Capital District NY Chapter Association of the US Army for 50th Anniversary of Vietnam War Committee (15-035)

Mayor Yepsen stated she will be asking for acceptance of the donation in the amount of \$500 from the Capital District NY Chapter Association of the US Army for 50th Anniversary of the Vietnam War Committee.

Mayor Yepsen moved and Commissioner Mathiesen seconded to accept the donation from the Capital District NY Chapter Association of the US Army for 50th Anniversary of the Vietnam War Committee in the amount of \$500.

Ayes - All

Discussion and Vote: Authorization for the Mayor to Sign Grant Application for "Solarize NY" Program (15-036)

Mayor Yepsen advised the Council received an application. The project will allow the community to solarize their residence or business. It is a \$5,000 grant with no matching funds.

Raina Caldwell of the Climate Smart Committee stated they would like to encourage the Council to apply for this grant. This grant will help the City take a step to meet its Climate Smart commitment.

Mayor Yepsen moved and Commissioner Madigan seconded to authorize the mayor to sign the grant application for Solarize NY Program.

Ayes - All

Discussion: City Council Receives Final Work Product from Comprehensive Plan Committee

Mayor Yepsen stated the final work product still needs to be officially received. A hard copy has been provided to each Council member. We need a clear handoff between the Comprehensive Plan Committee and the Council.

Brad Birge, of the Planning Department advised the Committee created a document with a lot of improvements and there were items they were not able to agree on. The Committee voted 10-3 a draft from November with 53 possible amendments. There are a number of map items to clean up. The document is the formal resolution by the Committee to transmit these items to the Council. It is up to the Council to take it to the next steps. Those steps include a referral to the Saratoga County Planning Board for an advisory opinion; a public hearing; SEQRA evaluation and determination; resolution to adopt the document; and filing with City Clerk and Saratoga County Planning Board.

Announcement: Comprehensive Plan Public Workshop Date

Mayor Yepsen advised they would like to hold a workshop on February 11th or February 19th.

ACCOUNTS DEPARTMENT

Discussion: Saratoga County Local Emergency Planning Committee

Commissioner Franck thanked Supervisor Veitch for placing Marilyn Rivers, our director of risk and safety, on the Saratoga County Local Emergency Planning Committee. She will be representing the City and coordinating the Committee's efforts with the City Safety Committee. This Committee will be meeting monthly; therefore I will be providing periodic updates. Saratoga County uses an emergency notification tool to deliver information and potentially life-saving instruction via calls to listed and unlisted landline phone numbers for Saratoga County residents and businesses. If you would like to receive this information via cell phone, you will need to register your cell number. You can register through the Self-Registration Portal on the Saratoga County Office of Emergency Services web page under 911 emergency notifications.

His office will be asking Commissioner Madigan to place the hyperlink to the appropriate County web page to make it easier for our residents to sign up.

Marilyn Rivers, director of risk and safety stated they will be dovetailing the County's Local Emergency Planning Committee with the Department of Public Safety's. The goal is education of our community and citizens.

Discussion: Community Safety Committee

Commissioner Franck advised Community members have asked to be part of the Safety Committee. With this we are creating a Community Safety Committee and including representatives from the Senior Center, Franklin Community Center, the Housing Authority, and residents.

Marilyn Rivers, director of risk and safety stated February 11th at 8:30 am will be the first Community Safety Committee meeting. They have been approached by community organizations to be part of the Safety Committee. They will work to try to address community concerns and working with police and fire on this.

Discussion and Vote: Authorization for the Mayor to Sign an Agreement with FitzGerald Morris Baker and Firth for Accounts Department Legal Matters (15-037)

Commissioner Franck advised that in the past we have mainly used FitzGerald, Morris, Baker, and Firth for Article 7's. Due to the size of this law firm we have been able to use them for other items such as Article 78's.

Commissioner Franck moved and Commissioner Mathiesen seconded to authorize the mayor to sign an agreement with FitzGerald, Morris, Baker, and Firth at an hourly rate of \$185; not to exceed \$15,000.00.

Funding is in line A3051354 / 54720.

Ayes - All

FINANCE DEPARTMENT

Discussion: VLT Revenue

Commissioner Madigan advised the amount used in the City's 2015 budget was the amount advised by the state - \$1,827,251. She stated we do rely on VLT money to plan our budgets. It is 4.4% of the 2015 general operating budget. She will continue to find ways to use the VLT aid in accordance with the law and reduces our general operating budget reliance. There was a clarification made in the legislation regarding the scope of VLGs (video lottery gaming). If the change is adopted for VLGs, the state could raise \$20 million more in revenue. She sees it as potentially more revenue coming in to host communities who would have VLGs.

Mayor Yepsen stated she also spoke to Senator Marchione and Assemblywoman Woerner. They stated they have spoken to their chairs of the Racing and Gaming Committees. They both propose to put back the higher amount.

Commissioner Franck stated we should still start weaning ourselves off this money. There will be a time when we have to be ready.

Discussion and Vote: 2015 Annual Tax Resolution (15-038)

Commissioner Madigan stated this confirms the tax levies for the City, County, prior year utility tax, Saratoga Lake Special Improvement District, Special Assessment District, West Avenue Special Assessment District, Gilbert Road Water District; Gilbert Road, and Water District 2. There was no tax increase from 2014 to 2015 and the rates are the same as announced last fall.

The Council agreed to waive the reading of the following resolution:

February 3, 2015

RESOLVED, that the City of Saratoga Springs, New York on this 3rd day of February, 2015 at 7:00 PM adopt and confirm the 2015 Tax Roll carrying a levy on the inside district of \$10,135,784.78 for the city and \$5,106,206.93 for the County; total Inside District levy \$15,241,991.71. Levy on the Outside District of \$8,589,146.96 for the City and \$4,385,961.23 for the County: total Outside District levy of \$12,975,108.19 making a total tax levy of \$28,217,099.90 and that the Commissioner of Finance be authorized to collect such a levy computed at the following rates per on thousand dollars of assessed valuation.

INSIDE DISTRICT RATES	
CITY	\$6.0701
COUNTY	\$3.047649
OUTSIDE DISTRICT RATES	
CITY	\$5.9881
COUNTY	\$3.047649

FURTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the relevy of the 2014 Utility Tax in the amount of \$473,240.53.

FURTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the 2015 Saratoga Lake Special Improvement Tax for the Saratoga Lake Improvement District in the amount of \$92,385.36.

FURTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the 2015 Special Assessment Tax for the Saratoga Springs Special Assessment District in the amount of \$111,861.91.

FURTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the 2015 West Avenue Special District Tax for the Saratoga Springs West Ave Special District in the amount of \$51,002.92.

FURTHER RESOLVED, that the City Council of the city of Saratoga Springs, new York adopt and confirm the 2015 Gilbert Rd Water District Tax for the Saratoga Springs Gilbert Rd Water District in the amount of \$19,477.56.

FURTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the 2015 Gilbert Rd II Water District Tax for the Saratoga Springs Gilbert Rd II Water District in the amount of \$3,015.00.

TOTAL 2015 TAX ROLL \$28,968,083.18

Commissioner Madigan moved and Commissioner Mathiesen seconded to approve the 2015 tax resolution which as previously distributed with the agenda.

Ayes – All

Discussion and Vote: Bond Resolution (15-039)

Commissioner Madigan advised the resolution is for \$5,448,692 and includes all items approved in the 2015 capital budget which requires bonding. The resolution authorizes the Commissioner of Finance to finance the projects as needed.

Commissioner Madigan moved and Commissioner Scirocco seconded to approve the 2015 bond resolution as previously distributed with the agenda.

Roll Call:

Commissioner Franck – Aye

Commissioner Madigan – Aye

Commissioner Scirocco – Aye

Commissioner Mathiesen – Aye

Mayor Yepsen - Aye

Discussion and Vote: Referral to County for Advisory Opinion – Revision to the Tourist Related Business Zoning District (15-040)

Commissioner Madigan stated she sent a memo last week re-capping the status of this property. The boards noted there are uses allowed under TRBD that may not be appropriate or desirable. The Planning Board concluded the principal concern is south Broadway as it is the City's gateway. There are several steps for the Council to complete the revision process.

Commissioner Madigan moved and Commissioner Franck seconded to refer this to the County for an advisory opinion regarding the revision to the tourist related business zoning district as described by the City Planning Board in its July 15, 2014 advisory opinion.

Commissioner Franck advised this issue originated through the Mayor's Office in 2013 on his agenda. This process originated on the Mayor's agenda. This is highly unusual for this to be on the finance agenda. He has no problem with referring this but he feels this is not on the correct agenda.

Commissioner Madigan stated this became her project as no one had any interest in moving this forward.

Mayor Yepsen stated planning and zoning issues are complicated. Her staff works hard to decipher and help move issues forward in the best manner for the City. To get this last week is not acceptable.

Ayes - All

Set Public Hearing: Revision to Tourist Related Business Zoning District

Commissioner Madigan set a public hearing for March 3, 2015 at 6:55 p.m.

Discussion and Vote: Budget Amendments – CSEA-DPW Contract (15-041)

Commissioner Madigan moved and Commissioner Scirocco seconded to approve the 2014 budget amendments for the 2013 through 2016 CSEA DPW contract which were distributed with the agenda. Council is separately approving amendments to wage over time, social security, and interfund transfer lines.

Ayes - All

Discussion and Vote: Capital Budget Amendments – Zamboni (15-042)

Commissioner Madigan moved and Commissioner Scirocco seconded to approve the 2015 budget amendment – capital budget for the purchase of the ice resurfer which was distributed with the agenda.

Roll Call:

**Commissioner Franck – Aye
Commissioner Madigan – Aye
Commissioner Scirocco – Aye
Commissioner Mathiesen – Aye
Mayor Yepsen - Aye**

PUBLIC WORKS DEPARTMENT

Discussion and Vote: Approval for the Mayor to Sign Agreement with Casella Waste Management (15-043)

Commissioner Scirocco stated this agreement is for 1/1/15 – 12/31/15 in the amount of \$85,500. They are charged a tipping fee and a hauling fee.

Commissioner Scirocco moved and Commissioner Franck seconded to authorize the mayor to sign an agreement with Casella Waste Management, Inc. for transportation and tipping of municipal solid waste.

Funding is in lines A3638184 / 54521 & A3638184 / 54700.

Ayes - All

Discussion and Vote: Approval to Pay Hiram Hollow Invoice (15-044)

Commissioner Scirocco advised on December 23, 2014 DPW workers demolished an abandoned structure on the landfill site. The cost of the material disposal was \$2,394.45. This invoice exceeds the \$1,499 allowance therefore causing them to bring this invoice to Council for approval to pay.

Commissioner Scirocco moved and Commissioner Franck seconded to approve the payment of \$2,394.45 to Hiram Hollow Regeneration Corp. for the acceptance of construction debris.

Ayes - All

Discussion and Vote: Authorization for Mayor to Sign Amended Agreement with FitzGerald, Morris, Baker and Firth (15-045)

Commissioner Scirocco advised the Weibel Avenue landfill was closed by the City in 1998/1999. Approximately 1 acre in the northeast corner of the landfill was sold to a private purchaser in 2002. A portion of the landfill cover was on that 1 acre of land. In 2013, this parcel was sold again. A building is being proposed on this parcel that would sit on the landfill cover. Additional exploratory work is scheduled for the parcel. It is likely further remediation will need to take place.

Commissioner Scirocco moved and Commissioner Franck seconded to authorize the mayor to sign an agreement with FitzGerald, Morris, Baker, and Firth in the amount of \$19,999 for the Weibel Avenue Landfill and related legal matters.

Funding is in line A36338184 / 54720.

Mayor Yepsen advised she could support this if he lowered the amount to \$15,000 like Commissioner Franck did; to be consistent.

Commissioner Scirocco stated this could go on for a while. There will be some clean up and we want to make sure we are covered legally.

Mayor Yepsen stated Commissioner Franck made a concession and she would ask him to do the same.

Ayes – 4

Nays – 1 (Mayor Yepsen)

Discussion and Vote: Authorization to Pay NYNE/DBA Vermeer Invoice (15-046)

Commissioner Scirocco advised an invoice was submitted for repairs of a grinder at the compost site. The invoice exceeded the purchasing policy threshold.

Commissioner Scirocco moved and Commissioner Franck seconded to authorize the payment of \$2,024.84 to Vermeer for the repairs of the grinder.

Ayes – All

PUBLIC SAFETY DEPARTMENT

Discussion and Vote: Appointment Dr. Timothy Brooks as City Health Officer

Commissioner Mathiesen stated Dr. Brooks took over this position last year. This is an annual appointment.

Commissioner Mathiesen re-appointed Dr. Timothy Brooks as the City health officer.

Discussion and Vote: Authorization for Mayor to Sign Agreement with Dr. Timothy Brooks as Medical Director (15-047)

Commissioner Mathiesen stated this is an annual agreement in the amount of \$10,000. Funding is in line A3244014 / 54290.

Commissioner Mathiesen moved and Commissioner Madigan seconded to authorize the mayor to sign an agreement with Dr. Timothy Brooks as medical director.

Ayes - All

Discussion and Vote: Authorization for Mayor to Sign Change Order #7 with Jack Hall Plumbing (15-048)

Commissioner Mathiesen stated this change order was never processed.

Commissioner Mathiesen moved and Commissioner Madigan seconded to authorize the mayor to sign change order #7 with Jack Hall Plumbing in the amount of \$ 1,480.

Funding is in line H3146952 / 52000 / 1188.

Ayes - All

Discussion and Vote: Resolution to the New York State Liquor Authority

Commissioner Mathiesen the following resolution:

Resolution of the City Council of the City of Saratoga Springs, NY

Whereas, the City of Saratoga Springs is called upon by the NYS Liquor Authority to comment on the issuance of new liquor licenses for establishments located within the City limits, and

Whereas, the City of Saratoga Springs has an opportunity to comment on the issuance of periodic NYS Liquor Authority license renewals for establishments located within the City limits, and

Whereas, it is generally recognized that excessive consumption of alcoholic beverages results in an increase of aggressive, disruptive and belligerent behavior, and

Whereas, it is generally recognized that aggressive, disruptive and belligerent behavior becomes progressively enhanced in the late night hours, and

Whereas, the City has a Night Club District, located in an approximately two block area including Caroline Street between Broadway and Henry Street, Putnam Street from Phila Street to Caroline Street, and Maple Avenue from Caroline Street to Lake Avenue, where many businesses provide on-premise alcohol sales until the hour of 4:00 AM, and

Whereas, the City's Police Department has managed to keep order in our Night Club District during late night hours by increasing the presence of on-duty police officers with an additional expense to City taxpayers of well over \$100,000 per year, and
Whereas, establishments in other areas of the City have generally stopped serving alcohol before 2:00 AM, and

Whereas, it strains the City's resources to control late night activities related to excessive alcohol consumption both in our Night Club District and in other parts of the City,

Now therefore, the Saratoga Springs City Council requests that the State Liquor Authority include a 2:00 AM restriction for on premise alcohol sales for new or renewed liquor licenses for all establishments located in the City but outside of the Night Club District.

Commissioner Mathiesen moved and Commissioner Madigan seconded to adopt the resolution as distributed with the agenda.

Commissioner Mathiesen stated a couple years ago they went to the State Liquor Authority regarding changing the last call hour from 4 a.m. to 2 a.m. They were informed that each time a new license comes forward and renewals come up the City can suggest an earlier last call time. It would be impossible for the City to be able to continue to provide the level of security and public safety in the night club district if establishments all over the City stay open to 4; then the police would be disbursed every time there were problems in the City. There is a hearing on February 10th in NYC; there is an establishment on Broadway that wants to stay open until 4. This is an appeal by the establishment to be able to stay open to 4 am.

Commissioner Franck stated there are places on Broadway that stay open until 4 a.m. This seems very restrictive.

Mayor Yepsen stated Jasper had some good points about working with them. She would like to look at this from another angle – create a district that does want to stay open until 4 a.m. and have them contribute a fee to help with overtime. Why would we change something that is already working?

Vince DeLeonardis, city attorney, stated all requests for liquor licenses come through the City Attorney's Office and then passed along to various commissioners for their input.

Commissioner Mathiesen stated the State Liquor Authority is aware of the difficulty the City of Saratoga Springs has because of the number of establishments we have and the number that stay open until 4.

Mayor Yepsen stated it sounds like we need more information before we vote on this.

Commissioner Scirocco stated telling certain people they can stay open until 4 and other can only stay open until 2. He would like a list of the establishments to see how big the 'district' is. There could be a legal issue here because we are acting arbitrarily. It would be a good idea to hear from these people.

Jason, owner of The Paddock, Bourbon Room and 13 stated there needs to be more discussion on this topic. There are cops on Broadway and horses. You see more cops during track season because you have to beef up security. The police and fire do a great job and he wants them there. They don't need the number of cops on Caroline that are there at this time of year. Their presence on Caroline Street helps. A liquor license costs the same regardless of what time you are open until. He doesn't want the problems either; but if he had a business out of the 'district' and this went through, he would be contacting his attorney.

Commissioner Mathiesen withdrew this resolution at this time.

SUPERVISORS

Matthew Veitch

Maplewood Manor

Supervisor Veitch reported it is now called the Saratoga Center for Rehabilitation and Skilled Nursing Care. CSEA has rejected 2 contract proposals by Zenith. The facility was moved into private hands but the property has not fully transferred. Zenith will purchase the facility over a 4 year period.

Tour of the County

Supervisor Veitch reported he will be visiting all the towns at their board meetings. His next visit is with Stillwater.

Body Cameras for Sheriff Deputies

Supervisor Veitch reported there was a sub-committee meeting last week regarding the body cameras. Most of the meeting was spent talking about the legalities associated with wearing the cameras, when to turn them off, and how to protect the deputy wearing the camera.

NYSAC Conference

Supervisor Veitch reported the conference was held yesterday and today. He serves as vice chair of the public safety standing committee.

Peter Martin

Equalization and Assessment

Supervisor Martin reported the Committee did not meet yesterday as scheduled due to the inclement weather.

Saratoga County Planning and Zoning Conference

Supervisor Martin reported this was a successful conference with approximately 500 attendees.

ADJOURNMENT

There being no further business, Mayor Yepsen adjourned the meeting at 11:24 p.m.

Respectfully submitted,

Lisa Ribis
Clerk

Approved:
Vote: